

NOTICES

DEPARTMENT OF AGRICULTURE

Farm-to-School Grant Program; 2021-2022 Program Guidelines

The Department of Agriculture (Department) announces the program requirements and application period for grants under the Farm-to-School Program (Program). The Program is a grant program authorized under the Farm-to-School Act (3 Pa.C.S. §§ 10901—10910). These Program guidelines have been developed in consultation with the Commission for Agricultural Excellence and the Department of Health.

1. *Program objectives.*

The purpose of the Program is to educate prekindergartners through fifth graders and their families about the importance of choosing healthy, locally produced foods and increase awareness of agriculture in this Commonwealth. This initiative will also aid farmers in this Commonwealth in gaining access to new markets within this Commonwealth.

2. *Eligible applicants and projects.*

(a) *Eligible applicants.* A school district, charter school or private school with prekindergarten classes, a kindergarten program or elementary school classes through the fifth grade, that is located and operates within this Commonwealth, may submit an application for funding.

(b) *Eligible projects.* Grants will be awarded to develop the Program in prekindergarten classes, kindergarten classes or elementary school classes through the fifth grade in this Commonwealth. Eligible projects are those that do all of the following:

(1) Educate prekindergartners through fifth graders and their families about the importance of choosing healthy, locally produced foods and increase awareness of agriculture in this Commonwealth.

(2) Achieve one or more of the following objectives of the Program:

(i) Nutrition education involving student participation which is integrated into regular subjects in the curriculum of primary and secondary education institutions.

(ii) Focusing on locally grown foods provided from farms in this Commonwealth.

(iii) Equipping teachers and other educators to incorporate nutrition and agriculture education into their instruction.

(iv) Providing for new direct marketing opportunities for farmers in this Commonwealth.

(v) Providing for family and community involvement, including parent, caregiver and community group participation in education activities.

(vi) Visits to nearby farms for school children so they may understand and learn more about the sources of their food.

(3) Contain one or more of the following elements:

(i) A list of farmers in this Commonwealth who have agreed to supply food products from farms in this Commonwealth, verifiable by the Department.

(ii) Nutrition and agriculture education, including integration into regular classroom subjects.

(iii) Training of teachers and other educational staff on nutrition and agriculture education.

(iv) The inclusion of parents, caregivers and community groups in educational activities.

(v) Field trips to farms in this Commonwealth or other direct agricultural educational experiences which teach children about sources of food and agriculture in this Commonwealth.

(vi) Provision for reimbursement of up to 75% of the costs for purchasing locally grown foods provided from farms in this Commonwealth and foods purchased directly from farmers in this Commonwealth to meet the objectives set forth in subparagraphs (2)(ii) and (iv).

3. *Definitions.*

The following words and terms have the following meanings:

“*Department.*” The Department of Agriculture of the Commonwealth.

“*Program.*” The Farm-to-School Program.

“*Secretary.*” The Secretary of the Department.

4. *Limitations on grants.*

(a) *Total funds available.* The sum of \$500,000 is available for grants under the Program for Fiscal Year 2021-2022. Grant funds will be awarded on a funds-available basis.

(b) *Project duration.* A project must have a completion date of no later than June 30, 2022.

(c) *Reimbursement grants.* Grant funds will be awarded as reimbursement grants.

(d) *Percentage cap.* A single grant shall be limited to 75% of the cost of the project identified in the grant application.

(e) *Per-school cap.* Grant amounts shall not exceed \$15,000 annually, per school.

(f) *In-kind support.* Grant recipients may use the value of in-kind support to match the amount granted.

(g) *Additional restrictions.* The Secretary may impose additional restrictions or special conditions upon the issuance of a grant.

5. *Applications.*

(a) *Electronic applications only.* Interested applicants must submit a complete grant application using the Department of Community and Economic Development’s Electronic Single Application web site at www.esa.dced.state.pa.us.

(b) *Application content.* The application shall require the applicant to explain how the project for which grant funds are sought is an eligible project as described in section 2(b), and other information as the Department may reasonably require.

(c) *Application window.* Completed applications may be electronically submitted beginning August 16, 2021. All applications must be received no later than 4:59 p.m. on October 1, 2021.

6. *Review of application.* The Secretary will review and evaluate applications and supporting documents for completeness, and will evaluate applications based on the following considerations:

(1) The ability of the applicant to complete the Program.

(2) The ability of the applicant to incorporate all of the Program requirements.

(3) The location of the school in an area where a high percentage of the children receive free or reduced-price school meals.

(4) The potential of the Program to increase knowledge about nutrition and healthy eating habits for the children, their caregivers and the community.

(5) The potential of the Program to increase knowledge about agriculture in this Commonwealth for the children, their caregivers and the community.

(6) The ability of the applicant to procure locally grown foods for the applicant's Program.

(7) The potential of the Program to increase markets for local agricultural producers.

(8) The number of people who will be served by the Program.

(9) The ability of the applicant to sustain the Program.

(10) The overall performance of the applicant if a grant was received in a previous year.

7. Notice of disposition of application.

The Department will provide an applicant written notice (by regular mail or e-mail) of the acceptance or rejection of a grant application.

8. Grant agreement.

After the Secretary approves a grant application, and as a precondition to the Department's release of grant moneys to a successful applicant, the Department and the applicant will execute a written or electronic Grant

Agreement which describes the terms and conditions subject to which the grant is made. The Grant Agreement shall contain and conform to the requirements of this notice and shall also contain special terms and conditions as required by the Secretary.

9. Verification of project completion.

(a) *General.* Within 30 days of completion of the subject project, the applicant shall provide the Department with proof of the completion of the project and eligibility to receive reimbursement grant funds from the Department.

(b) *Required documentation.* The proof described in subsection (a) shall consist of:

(1) copies of invoices for goods or services directly related to the project, along with the written certification of the president or treasurer of the applicant that the goods or services that are the subject of the invoices have been delivered or provided to the applicant; and

(2) a certificate of completion, signed by its president or treasurer, verifying completion of the subject project and stating that the grant funds will reimburse the applicant for a portion of the costs incurred by the applicant in completing the subject project.

10. Questions and additional information.

Questions regarding this Program, including the online application process may be directed to Patrick Andrews, Bureau of Market Development, Department of Agriculture, 2301 North Cameron Street, Room 310, Harrisburg, PA 17110-9408, (717) 772-1429, RA-AGFARMTOSCHOOL@pa.gov.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 21-1276. Filed for public inspection August 13, 2021, 9:00 a.m.]

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 August 3, 2021.

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

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
07-28-2021	Citizens & Northern Bank Wellsboro Tioga County	2098 Spring Valley Road Lancaster Lancaster County	Filed
07-28-2021	Citizens & Northern Bank Wellsboro Tioga County	2951 Whiteford Road York York County	Filed
08-02-2021	MCS Bank Lewistown Mifflin County	100 Commerce Drive Milroy Mifflin County	Opened

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
06-30-2021	William Penn Bank Levittown Bucks County	10663 Bustleton Avenue Philadelphia Philadelphia County	Closed
06-30-2021	William Penn Bank Levittown Bucks County	8729 Frankford Avenue Philadelphia Philadelphia County	Closed

CREDIT UNIONS

No activity.

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

RICHARD VAGUE,
Secretary

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DEPARTMENT OF BANKING AND SECURITIES

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of September 2021

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P.L. 13, No. 6) (41 P.S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of September 2021, is 4 1/4%.

The interest rate limitations under the Commonwealth's usury statute were pre-empted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub.L. No. 96-221). Further pre-emption was instituted with the signing of Pub.L. No. 96-399, which overrode State interest rate

limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board or the United States Treasury, or both. The latest yield rate on long-term government securities is 1.71 to which was added 2.50 percentage points for a total of 4.21 that by law is rounded off to the nearest quarter at 4 1/4%.

RICHARD VAGUE,
Secretary

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DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

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

This notice provides information about persons who have applied to the Department of Environmental Protection (DEP) for a new, renewed, or amended NPDES or WQM permit, or a permit waiver for certain stormwater discharges, or have submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications and NOIs concern, but are not limited to, effluent discharges from sewage treatment facilities and industrial facilities to surface waters or groundwater; stormwater discharges associated with industrial activity (industrial stormwater), construction activity (construction stormwater), and municipal separate storm sewer systems (MS4s); the application of pesticides; the operation of Concentrated Animal Feeding Operations (CAFOs); and the construction of sewage, industrial waste, and manure storage, collection and treatment facilities. 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). More information on the types of NPDES and WQM permits that are available can be found on DEP's website (visit www.dep.pa.gov and select Businesses, Water, Bureau of Clean Water, Wastewater Management, and NPDES and WQM Permitting Programs).

<i>Section</i>	<i>Category</i>
I	Individual and General WQM Permit Applications/NOIs Received, General NPDES Permit NOIs Received, and All Transfer and Minor Amendment Applications/NOIs Received
II	Individual NPDES Permits—New, Renewal, and Major Amendment Applications and Draft Permits for Discharges Relating to Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs
III	Individual NPDES Permit Applications for Discharges of Stormwater Associated with Construction Activity

Section I identifies the following applications and NOIs that have been received by DEP:

- Individual and General WQM Permit Applications Received—DEP provides a 15-day public comment period for Individual WQM Permit Applications for new and reissued permits. There is no public comment period for General WQM Permit NOIs.
- General NPDES Permit NOIs Received—There is no public comment period for General NPDES NOIs received.
- All Transfer and Minor Amendment Applications/NOIs Received—Transfer and Minor Amendment Applications/NOIs received for Individual and General WQM Permits and Individual and General NPDES Permits are identified but do not have public comment periods. DEP provides a 15-day public comment period for Individual WQM Permit Applications for amendments.

Additional information on these applications and NOIs may be reviewed by generating the “Applications and NOIs without Comment Periods Report” or, for Individual WQM Permit Applications, the “Applications Received with Comment Periods Report” on DEP’s website at www.dep.pa.gov/CWPublicNotice.

Section II identifies individual NPDES permit applications received and draft permits issued by DEP relating to sewage, industrial waste, industrial stormwater, MS4s, pesticides and CAFOs. A 30-day public comment period applies to these applications, except when a site-specific water quality criterion is used to establish effluent limitations, in which case a 45-day public comment period applies. The period for comment may be extended at the discretion of the Department for one additional 15-day period. Additional information, including links to draft permits and fact sheets that explain the basis for DEP’s tentative determinations may be reviewed by generating the “Applications Received with Comment Periods Report” on DEP’s website at www.dep.pa.gov/CWPublicNotice. Notification of 15-day extensions for comment will be provided in the “Applications Received with Comment Periods Report” (Comments column).

Section III provides notice of applications and draft individual permits for stormwater discharges associated with construction activities. Where indicated, DEP has made tentative determinations, based on preliminary review, to issue permits subject to proposed effluent limitations consisting of best management practices identified in the erosion and sediment control (E&S) plans and post-construction stormwater management (PCSM) plans submitted with the applications, as well as other terms and conditions based on the permit applications. A 30-day public comment period applies to these applications.

Applications and NOIs may be reviewed at the DEP office that received the application or NOI. Contact information for each DEP office for Sections I & II is listed as follows. Contact information for Section III is available within the table. Members of the public are encouraged to use DEP’s website to obtain additional information as discussed previously.

Comments received within the appropriate comment periods for WQM and NPDES permit applications will be retained by DEP and 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 DEP of the exact basis of a comment and the relevant facts upon which it is based.

DEP office contact information to review applications and NOIs in Sections I & II and to submit comments for those application and NOIs, when applicable, is as follows:

DEP Southeast Regional Office (SERO)—2 E. Main Street, Norristown, PA 19401-4915. File Review Coordinator: 484.250.5910. Email: RA-EPNPDES_SERO@pa.gov.

DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 570.826.5472. Email: RA-EPNPDES_NERO@pa.gov.

DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717.705.4732. Email: RA-EPNPDES_SCRO@pa.gov.

DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570.327.3693. Email: RA-EPNPDES_NCRO@pa.gov.

DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412.442.4286. Email: RA-EPNPDES_SWRO@pa.gov.

DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814.332.6340. Email: RA-EPNPDES_NWRO@pa.gov.

DEP Bureau of Clean Water (BCW)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717.787.5017. Email: RA-EPNPDES_Permits@pa.gov.

DEP will also accept requests or petitions for public hearings on applications. The request or petition must indicate the interest of the party filing and the reasons why a hearing is warranted. A hearing will be held if the Department determines that there is a significant public interest. 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. DEP 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 Hamilton Relay Service at (800) 654-5984.

I. Individual and General WQM Permit Applications/NOIs Received, General NPDES Permit NOIs Received, and All Transfer and Minor Amendment Applications/NOIs Received.

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG123819	PAG-12 NPDES General Permit for CAFOs	Renewal	Hard Earned Acres, Inc. 1317 Ritner Highway Shippensburg, PA 17257-9798	Southampton Township Cumberland County	SCRO
1321801	Joint DEP/PFBC Pesticides Permit	New	Indian Mountain Lake Civic Assoc. 95 Highridge Road Albrightsville, PA 18210	Penn Forest Township Carbon County	NERO
3921808	Joint DEP/PFBC Pesticides Permit	New	Greiss-Coult Mary 6553 Hoffman Lane Coopersburg, PA 18036-3030	Lower Milford Township Lehigh County	NERO
3921810	Joint DEP/PFBC Pesticides Permit	New	Barebo Charles 4602 S 5th Street Emmaus, PA 18049	Upper Milford Township Lehigh County	NERO
4514807	Joint DEP/PFBC Pesticides Permit	Renewal	Valhalla Lake Association Inc. 163 Lake Valhalla East Stroudsburg, PA 18301-8773	Smithfield Township Monroe County	NERO
4521807	Joint DEP/PFBC Pesticides Permit	New	Indian Mountain Lake Civic Assoc. 95 Highridge Road Albrightsville, PA 18210-7771	Tunkhannock Township Monroe County	NERO
5213862	Joint DEP/PFBC Pesticides Permit	New	Marcel Lake Estates POA 103 Lake Drive Dingmans Ferry, PA 18328-3127	Delaware Township Pike County	NERO
5216805	Joint DEP/PFBC Pesticides Permit	New	Marcel Lake Estates POA 103 Lake Drive Dingmans Ferry, PA 18328-3127	Delaware Township Pike County	NERO
5814803	Joint DEP/PFBC Pesticides Permit	Renewal	Bel-Air Lake HOA 196 N Lake Road Montrose, PA 18801-8649	Liberty Township Susquehanna County	NERO
6421804	Joint DEP/PFBC Pesticides Permit	New	Martin Steven 185 Freethy Pond Road Honesdale, PA 18431-1161	Texas Township Wayne County	NERO
6421805	Joint DEP/PFBC Pesticides Permit	New	Williams Spencer 314 Gravity Road Lake Ariel, PA 18436-4216	Lake Township Wayne County	NERO
6421806	Joint DEP/PFBC Pesticides Permit	New	Murphy George W III 3603 Quesada Street NW Washington, DC 20015-2537	Paupack Township Wayne County	NERO
6421807	Joint DEP/PFBC Pesticides Permit	New	Hidden Lake Estates POA 1127 Acacia Drive Hawley, PA 18428-4669	Paupack Township Wayne County	NERO
6421808	Joint DEP/PFBC Pesticides Permit	New	Voyce Margaret & Stephen 403 Brookview Lane Clarks Summit, PA 18411	Clinton Township Wayne County	NERO
PA0082481	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Transfer	Mifflin County Municipal Authority 70 Chestnut Street Lewistown, PA 17044-2216	Armagh Township Mifflin County	SCRO

NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0032603	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Transfer	Trillium Tiny Home & RV Comm LLC 1501 E Poland Avenue Bessemer, PA 16112-9249	Mahoning Township Lawrence County	NWRO
NNOEXNC02	No Exposure Certification	Renewal	GKN Sinter Metals LLC 1 Tom Mix Drive DuBois, PA 15801-2547	DuBois City Clearfield County	NCRO
PAG033658	PAG-03 NPDES General Permit for Industrial Stormwater	New	Martins Famous Pastry Shoppe Inc. 1000 Potato Roll Lane Chambersburg, PA 17202-8897	Guilford Township Franklin County	SCRO
0601402	Sewage Treatment Facilities Individual WQM Permit	Amendment	Leesport Borough Authority Berks County 10 E Wall Street P.O. Box 201 Leesport, PA 19533-0201	Leesport Borough Berks County	SCRO
0609402	Sewage Treatment Facilities Individual WQM Permit	Amendment	Washington Township Berks County 120 Barto Road Barto, PA 19504-8746	Washington Township Berks County	SCRO
0686404	Sewage Treatment Facilities Individual WQM Permit	Amendment	Reading City Berks County 815 Washington Street Reading, PA 19601-3615	Reading City Berks County	SCRO
1472402	Sewage Treatment Facilities Individual WQM Permit	Amendment	Moshannon Valley Joint Sewer Authority Centre County 829 N 9th Street Philipsburg, PA 16866-2327	Rush Township Centre County	NCRO
2121404	Sewage Treatment Facilities Individual WQM Permit	New	Weaver Arlin 184 Bulls Head Road Newville, PA 17241-9613	North Newton Township Cumberland County	SCRO
2121405	Sewage Treatment Facilities Individual WQM Permit	New	Zimmerman Merlin B 231 Ridge Road Shippensburg, PA 17257-9738	North Newton Township Cumberland County	SCRO
2520410	Sewage Treatment Facilities Individual WQM Permit	Transfer	Todd & Emily Davis Irrevocable Trust 1806 6th Avenue Beaver Falls, PA 15010-4011	Harborcreek Township Erie County	NWRO
2521419	Sewage Treatment Facilities Individual WQM Permit	New	Carlyn Duran & Joseph Radachy 3229 S Hill Road McKean, PA 16426-2107	McKean Township Erie County	NWRO
0365S47	Sewage Treatment Facilities Individual WQM Permit	Transfer	Fredonia Borough Mercer County 45 Water Street P.O. Box 487 Fredonia, PA 16124-5013	Fredonia Borough Mercer County	NWRO
3772401	Sewage Treatment Facilities Individual WQM Permit	Transfer	Trillium Tiny Home & RV Comm LLC 1501 E Poland Avenue Bessemer, PA 16112-9249	Mahoning Township Lawrence County	NWRO
4381405	Sewage Treatment Facilities Individual WQM Permit	Transfer	Fredonia Borough Mercer County 45 Water Street P.O. Box 487 Fredonia, PA 16124-5013	Fredonia Borough Mercer County	NWRO
5012403	Sewage Treatment Facilities Individual WQM Permit	Transfer	Eaves Matthew 7960 Spring Road New Bloomfield, PA 17068-8239	Centre Township Perry County	SCRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
6221407	Sewage Treatment Facilities Individual WQM Permit	New	Linda & Richard Arbogast 9173 Peasley Road Amherst, OH 44001-9635	Pittsfield Township Warren County	NWRO
6521403	Sewer Extensions and Pump Stations Individual WQM Permit	New	Delmont Borough Westmoreland County 3001 Meadowbrook Road Murrysville, PA 15668-1627	Murrysville Borough Westmoreland County	SWRO
PA0288357	Single Residence STP Individual NPDES Permit	Transfer	Todd & Emily Davis Irrevocable Trust 1806 6th Avenue Beaver Falls, PA 15010-4011	Harborcreek Township Erie County	NWRO
PAG043921	Single Residence STP Individual NPDES Permit	Transfer	Eaves Matthew 7960 Spring Road New Bloomfield, PA 17068-8239	Centre Township Perry County	SCRO
WQG02212102	WQG-02 WQM General Permit	New	South Middleton Township Municipal Authority Cumberland County P.O. Box 8 345 Lear Lane Boiling Springs, PA 17007-0008	South Middleton Township Cumberland County	SCRO

II. Individual NPDES Permits—New, Renewal, and Major Amendment Applications and Draft Permits for Discharges Relating to Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs.

Northeast Regional Office

PA0060640, Sewage, SIC Code 4952, **Pennsylvania American Water Company**, 852 Wesley Drive, Mechanicsburg, PA 17055-4436. Facility Name: Saw Creek Estates Wastewater Treatment Facility. This existing facility is located in Lehman Township, **Pike 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), Saw Creek, is located in State Water Plan watershed and is classified for, 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 0.75 MGD—Interim Limits.

(From Permit Effective Date to Four Years After Permit Effective Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Copper, Total	Report	Report	XXX	Report	Report	XXX
		Daily Max				

The proposed effluent limits for Outfall 001 are based on a design flow of 0.75 MGD—Final Limits.

(From Four Years After Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Copper, Total	0.13	0.21	XXX	0.021	0.033	0.053
		Daily Max				

The proposed effluent limits for Outfall 001 are based on a design flow of 0.75 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.21	XXX	0.68
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	156.4	XXX	XXX	25.0	XXX	50.0

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
CBOD ₅ Minimum % Removal (%)	Report	XXX	XXX	XXX	XXX	XXX
Total Suspended Solids Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids Fecal Coliform (No./100 ml)	187.7	XXX	XXX	30.0	XXX	60.0
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	56.3	XXX	XXX	9.0	XXX	18.0
May 1 - Oct 31	18.8	XXX	XXX	3.0	XXX	6.0
Zinc, Total	Report	Report	XXX	Report	Report	XXX
		Daily Max				
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	XXX	XXX
				Avg Qrtly		
E. Coli (No./100 ml)	XXX	XXX	XXX	Report	XXX	XXX
				Avg Qrtly		

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

- Solids Management
- Water Quality—Based Effluent Limitations for Toxic Pollutants

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

Northwest Regional Office

PA0272892, Sewage, SIC Code 4952, 8800, **Wojcik Walter**, 219 Indian Creek Road, Eldred, PA 16731. Facility Name: Walter Wojcik SRSTP. This existing facility is located in Eldred Township, **McKean 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), Indian Creek (CWF), is located in State Water Plan watershed 16-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 .0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (GPD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

PA0289531, Sewage, SIC Code 8800, **Joseph Gizdic**, 179 N Summit Road, Greenville, PA 16125-9227. Facility Name: Joseph Gizdic SRSTP. This proposed facility is located in West Salem Township, **Mercer County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated SRSTP sewage.

The receiving stream(s), Unnamed Tributary to Big Run (WWF), is located in State Water Plan watershed 20-A 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)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (GPD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

Southwest Regional Office

PA0255882, Sewage, **Rettop Development Corp**, 246 Mowry Road, Monaca, PA 15061-2224. Facility Name: Montgomery Ridge at Yellow Gate Estates. This proposed facility is located in Potter Township, **Beaver County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated sewage.

The receiving stream(s), Unnamed Tributary to Fishpot Run (WWF), is located in State Water Plan watershed 20-D 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 .015225 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Flow (MGD)	0.0152	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 Inst Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
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	XXX	XXX	XXX
Ammonia-Nitrogen						
Oct 1 - Apr 30	XXX	XXX	XXX	2.5	XXX	5.0
May 1 - Sep 30	XXX	XXX	XXX	1.5	XXX	3.0

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is in effect.

PA0255921, Sewage, SIC Code 8800, **Dean A Gearhart**, 573 E Portersville Road, Portersville, PA 16051-2117. Facility Name: Gerhart SRSTP. This proposed facility is located in Marion Township, **Beaver County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated SRSTP sewage.

The receiving stream(s), Unnamed Tributary to Muntz Run (WWF), is located in State Water Plan watershed 20-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 0.0004 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	0.0004	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg XXX	XXX	6.0 Inst Min XXX	XXX	XXX	9.0
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	XXX	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is in effect.

PA0264326, Sewage, SIC Code 8800, **Shawn & Toni Nadolsky**, 873 Mark Hanna Road, Ashville, PA 16613-8615. Facility Name: Shawn & Toni Nadolsky SRSTP. This existing facility is located in Gallitzin Borough, **Cambria 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, Unnamed Tributary to Clearfield Creek (CWF, MF), is located in State Water Plan watershed 8-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 .0004 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	9.0 Daily Max	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

- AMR to DEP
- DMR to DEP if Attached
- 1/Year Measure Depth of Septage and Scum
- Septic Tanks Pumped Once Every Three Years
- Total Residual Chlorine Requirement
- No Stormwater
- Necessary Property Rights
- Proper Sludge Disposal
- Abandon STP when Municipal Sewers Available

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is in effect.

Northcentral Regional Office

PA0209449, Industrial, SIC Code 3399, **Metaldyne Sintered Ridgway, LLC**, 1 Airport Road, Emporium, PA 15834-2001. Facility Name: AAM EPMS. This existing facility is located in Emporium Borough, **Cameron County**.

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

The receiving stream(s), Driftwood Branch Sinnemahoning Creek (TSF, MF) and West Creek (HQ-CWF, MF), is located in State Water Plan watershed 8-A and is classified for Migratory Fishes, High Quality—Cold Water, Trout Stocking, and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001—008 are based on a design flow of 0 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, 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
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 101 are based on a design flow of 0 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	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	Report
Temperature (deg F)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30

The proposed effluent limits for Outfall 107 are based on a design flow of 0 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	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	Report
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30

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 in effect.

III. Individual NPDES Permit Applications for Discharges of Stormwater Associated with Construction Activity.

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD540026	New	Schuylkill County Municipal Authority Attn: Mr. Patrick Caulfield 221 S. Centre Street Pottsville, PA 17901	Blythe Township New Castle Township Schuylkill County	NERO
PAD450046	Renewal	CMBK Resort Holdings, LLC 193 Resort Drive Tannersville, PA 18372	Pocono Township Jackson Township Monroe County	NERO
PAD450118A-1	Major Amendment	VanLauren Properties, LLC P.O. Box 70 Saylorsburg, PA 18353	Saylorsburg Monroe County	NERO
PAD350023	New	Jeremy Wentz 2377 Port Royal Road Clarks Summit, PA 18411-9658	Ransom Township Lackawanna County	NERO
PAD390209	New	Guardian Storage Lower Macungie LLC 5879 Centre Ave. Pittsburgh, PA 15206	Lower Macungie Township Lehigh County	NERO
PAD480154	New	CCAN, LLC 531 6th Ave. Bethlehem, PA 18018	City of Bethlehem Northampton County	NERO

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD060025 A-1	Amendment	Highlands at Wyomissing 2000 Cambridge Avenue Wyomissing, PA 19610	Wyomissing Borough Berks County	SCRO
PAD060026 A-1	Amendment	Berks County Industrial Development Authority 633 Court Street 14th Floor Reading, PA 19601-4302	Bern Township Berks County	SCRO
PAD180026	New Individual Permit	Autozone Store # 6878 153 Hogan Blvd Mill Hall, PA 17751	Bald Eagle Township Clinton County	NCRO
PAD020036 A-1	Individual NPDES	PA Turnpike Commission P.O. Box 67676 Harrisburg, PA 17106-7676	West Mifflin Borough City of Duquesne Allegheny County	Allegheny County Conservation District Suite 119 317 East Carson Street Pittsburgh, PA 15219 412-291-8010
PAD020047	Individual NPDES	Cool Springs Associates, LP 3001 Cool Springs Drive Bethel Park, PA 15234	Bethel Park Borough Allegheny County	Allegheny County Conservation District Suite 119 317 East Carson Street Pittsburgh, PA 15219 412-291-8010
PAD260017	Individual NPDES	Pennsylvania Game Commission 2001 Elmerton Avenue Harrisburg, PA 17710-9762	Dunbar Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497
PAD630047 A-1	Individual NPDES	Spyglass Land Partners, LLC 2543 Washington Road Pittsburgh, PA 15241	North Strabane Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 724-705-7098
PAD100015	New	PADOT District 10 2550 Oakland Avenue Indiana, PA 15701	Portersville Borough Muddy Creek Township Butler County	NWRO

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 (National Pollutant Discharge Elimination System) 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 Hamilton 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>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Timber Ridge Farm Tom Chiou 9699 Timber Ridge Rd Big Cove Tannery, PA 17212	Fulton	12	1,342.60	Finishing Swine	NA	Renewal
Gorrell Dairy, LLC Glenn Gorrell 392 Wood Road Milan, PA 18831	Bradford	1,472	1,196.25	Dairy	NA	Renewal
Coffee Brook Holsteins Brain Martin 684 Church Road Womelsdorf, PA 19567	Berks	121	339.30	Dairy Cattle Swine	NA	Renewal
Rumar Farms H. Lamar & Ruth A. Zimmerman 1908 Shumaker Road Manheim, PA 17545	Lancaster	100	442.53	Broilers	NA	Renewal
JoBo Holstein Farms, LLC 200 Tall Oaks Road Gettysburg, PA 17325	Adams	998	1,826.72	Dairy Cows	NA	Renewal
Murmac Farms, LLC 2336 Zion Road Bellefonte, PA 16823	Centre	1,182	3,018.75	Dairy	NA	Renewal
Nelson Martin 1850 Horseshoe Pike Annville, PA 17003	Lebanon	314.3	810.47	Dairy/ Swine	NA	Renewal

PUBLIC WATER SUPPLY 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 Hamilton 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: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, 570-826-2511.

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

Application No. 3921508, Public Water Supply.

Applicant	Lehigh Valley Hospital, Inc. Lehigh Valley Health Network Executive Suite, 9th Floor One City Center 707 E. Hamilton Street Allentown, PA 18101
Municipality	Salisbury Township
County	Lehigh
Type of Facility	Public Water Supply

Consulting Engineer Wayne F. Jacobs, P.E.
Jacobs Engineering Associates
1914 Mt. Royal Boulevard
Glenshaw, PA 15116

Application Received June 8, 2021
Date

Description of Application The applicant is proposing to install an iChlor[®] monochloramine treatment system as secondary disinfection of the water system serving the Cedar Crest facility.

Application No. 4821503, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
1 Aqua Way
White Haven, PA 18661

Municipality Moore Township

County **Northampton**

Type of Facility Public Water Supply

Consulting Engineer David R. Knapton, P.E.
GHD, Inc.
4068 Mt. Royal Boulevard
Gamma Building, Suite 201
Allison Park, PA 15101

Application Received July 6, 2021
Date

Description of Action The applicant is proposing a well station filter addition at the Evanwood Water System located at 2493 Evanwood Road in Moore Township.

Application No. 4821504, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**
1 Aqua Way
White Haven, PA 18661

Municipality Moore Township

County **Northampton**

Type of Facility Public Water Supply

Consulting Engineer David R. Knapton, P.E.
GHD, Inc.
4068 Mt. Royal Boulevard
Gamma Building, Suite 201
Allison Park, PA 15101

Application Received July 6, 2021
Date

Description of Action The applicant is proposing a well station filter addition at the Christian Springs Water System.

WATER ALLOCATIONS

Applications received under the Act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth.

Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5887.

Contact: Kimberleigh Rivers, Clerk Typist 2, 424.250.5887.

WA-09-622D Water Allocations. Yardley Borough, 1145 Edgewood Road, Yardley, PA 19067, **Bucks County**, withdraw up to maximum of 6.0 mgd from Delaware River.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

**UNDER ACT 2, 1995
PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent (NOI) to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a (NOI) to Remediate with the Department. A NOI 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 the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under Sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the NOI to Remediate is published in a newspaper of general circulation in the area of the site. For the following identified site(s), 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 following specified date. During this comment period the municipality may request that the following identified person, 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 NOI to Remediate, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

The Department of Environmental Protection has received the following Notice(s) of Intent to Remediate:

Northcentral Region: Environmental Cleanup and Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701.

DVL Express, Inc. Accident Cleanup, Interstate 80 at MM 184.2E, Loganton, PA 17747, Greene Township, **Clinton County**. EnviroServe, Inc., 254 Reitz Avenue, Winfield, PA 17889, on behalf of DVL Express, Inc., 2064 167th Street, Markham, IL 60428, has submitted a Notice of Intent to Remediate concerning site soil contaminated with diesel fuel and motor oil. The applicant proposes to remediate the site to meet the nonresidential Statewide health standard. A summary of the Notice of Intent to Remediate was published in *The Daily Item* on June 15, 2021.

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

Mr. Thompson's Field, Eastbrook Harlansburg Road (SR 1010)—field next to 483 Eastbrook Harlansburg Road, New Castle, PA 16101 Scott Township, **Lawrence County**. Neumeyer Environmental Services, 3527 Smallman Street, Pittsburgh, PA 15201 on behalf of John Thompson, 3544 State Route 168, Volant, PA 16156 has submitted a Notice of Intent to Remediate. During road resurfacing, a hydraulic oil leak occurred on a piece of equipment. The equipment was moved off the road into a field resulting in the contamination of site soil. Future use of the property will continue to be nonresidential. The Notice of Intent to Remediate was published in the *New Castle News* on July 23, 2021.

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401, 484-250-5787, Charline Bass.

1608 Walnut Street, 1608 Walnut Street, Philadelphia, PA 19103, City of Philadelphia, **Philadelphia County**. James Manuel, REPSG, Inc., 6901 Kingsessing Avenue, Philadelphia, PA 19142 on behalf of Eric Shelmire, 1608 Walnut Street Associates, LP, 608 Walnut Street, Philadelphia, PA 19103 submitted a Notice of Intent to Remediate. Soil and groundwater were impacted with the release of Nos. 4—6 fuel oil. The future use of the site is anticipated to continue to be commercial. The proposed cleanup standard for the site is the site-specific standard. The Notice of Intent to Remediate was published in the *Philadelphia Daily* on June 6, 2021.

1307-1335 Germantown Avenue, 1307-1335 Germantown Avenue, Philadelphia, PA 19103, City of Philadelphia, **Philadelphia County**. Brian Donoghue, PE, Comstock Environmental Services, P.O. Box 509, Lafayette Hill, PA 19444 on behalf of Keith Casey, Wood Capital Investments 8, LLC, 2301 Washington Avenue, Suite 111, Philadelphia, PA 19146 submitted a Notice of Intent to Remediate. Soil and groundwater at the site have been impacted with the intended release of antimony, arsenic, cadmium, chromium (IV), lead, benzo(a)-

pyrene, benzo(a)anthracene, benzo(b)fluoranthene; benzo(k)fluoranthene; dibenz(a,h)anthracene; indeno(1,2,3-CD)pyrene. The intended future use of the property is mixed commercial/residential (townhomes and condominiums). The proposed cleanup standard for the site is the Statewide health standard. The original Notice of Intent to Remediate was published in the *Roxborough Review* on August 26, 2020.

332 Wilson Road Property, 332 Wilson Road, Hatboro, PA 19040, Hatboro Township, **Montgomery County**. Morgan Evans, JMT Industrial & Environmental Contracting Services, 710 Uhler Road, Easton, PA 19040 on behalf of Gary Bulicki, Home To Be, LLC, 332 Wilson Road, Hatboro, PA 18040 submitted a Notice of Intent to Remediate. Soil at the site has been contaminated with the release of No. 2 heating oil. The intended use for the property is residential. The proposed cleanup standard for the site is the Statewide health standard. The Notice of Intent to Remediate was published in the *Montgomery-Public Spirit & Willow Grove* on May 16, 2021.

1530 South 33rd Street, 1530 South 33rd Street, Philadelphia, PA 19146, City of Philadelphia, **Philadelphia County**. Teresa Blauch, Liberty Environmental, Inc., 315 West James Street, Suite 205, Lancaster, PA 17603 on behalf of Paul Frank, 1450 South 33rd, LLC, 750 South West End Boulevard, Quakertown, PA 18951 submitted a Notice of Intent to Remediate. Lead was identified in soil and in an initial groundwater sample. The property will be redeveloped for nonresidential purposes. The proposed cleanup standard for the site is the site-specific standard. The Notice of Intent to Remediate was published in the *Metro* on June 6, 2021.

2029-2059 York Road, 2029-2059 York Road, Jamison, PA 18929, Warwick Township, **Bucks County**. Kevin Davis, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of Paul Aschkensay/Daniel Bleznak, York Road-Bladco, LP, 15 Montgomery Avenue, Suite 3, Narberth, PA 19072 submitted a Notice of Intent to Remediate. Pesticides including dieldrin were reported in soil and groundwater. The intended future use of the property is residential. The proposed cleanup standard for the site is site-specific standard/Statewide health standard. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on July 6, 2021.

DETERMINATION FOR APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Application(s) for Determination of Applicability is Administrative Complete 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 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.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

General Permit Application No. WMGR159SC001. PA Department of Corrections, SCI Camp Hill,

2500 Lisburn Road, Camp Hill, PA 17001 located in Lower Allen Township, **Cumberland County**. This general permit would authorize the processing prior to beneficial use and beneficial use of reclaimed waste coal ash as an ingredient in concrete manufacturing. The application for determination of applicability under WMGR159 was determined to be administratively complete by the Southcentral Regional Office on August 2, 2021.

Persons interested in obtaining more information about the general permit application may contact John Oren, P.E., Permits Section Chief, Southcentral Regional Office, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4706. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984.

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 Hamilton Relay Service at (800) 654-5984.

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 Beach, New Source Review Chief, (484) 250-5920.

15-0010F: Cleveland-Cliffs Plate LLC (139 Modena Road, Coatesville, PA 19320) for the replacement of an existing 145' NAB furnace with a new furnace and the installation of a new NAB Shot Blast process at their Coatesville facility located in the city of Coatesville, **Chester County**. The facility is a Title V facility. The potential emissions from the project are the following: 15 TPY NO_x, 19.55 TPY CO, 1.18 TPY VOC, 0.11 TPY SO_x, 8.68 TPY PM, 0.385 TPY single HAP, and 0.403 TPY total HAPs. The new furnace will employ Ultra low NO_x Burners (ULNB) in order to reduce NO_x emissions, while the new Shot Blaster will be controlled by a dust collector in order to reduce PM emissions. The company will comply with all required monitoring, recordkeeping, and testing requirements.

The requirements from 40 CFR Part 64 for Compliance Assurance Monitoring apply to the baghouse, and testing, monitoring, recordkeeping, and work practice requirements were added to this plan approval to address this requirement.

Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft plan approval can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

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.

29-03001B: JLG Equipment Services, Inc. (1 JLG Drive, McConnellsburg, PA 17233), for the installation of a new primer spray coating booth to debottleneck the

roll-on truck deck manufacturing facility located in Ayr Township, **Fulton County**. The new spray booth will use HVLP application of compliant coatings, panel filters to control overspray, and includes a 3.4 mmBtu/hr natural gas makeup air unit. The increase in potential emissions are 11.36 tpy VOC, 24.15 tpy PM₁₀, 0.03 tpy HAP, 1.46 tpy NO_x, 0.01 tpy SO_x, and 1.23 tpy CO. The facility is a synthetic minor facility. The Department of Environmental Protection's (DEP's) review of the information submitted by the company indicates that the air contamination sources will comply with all regulatory requirements, including monitoring, recordkeeping, and reporting requirements, and 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 as well as standards for metal parts coating sources of 25 Pa. Code § 129.52 and § 129.52d. Based on this finding, DEP proposes to issue a plan approval for the proposed installation. The facility is a State Only facility. If DEP determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications 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, Program Manager, (570) 327-3648.

18-00021D: Avery Dennison Performance Polymers (171 Draketown Road, Mill Hall, PA 17751) for the construction and operation of the R-900 Emulsion Reactor System at their facility located in Bald Eagle Township, **Clinton County**. This is a State Only "Synthetic Minor" Facility.

The Department's review of the information contained in the application submitted by Avery Dennison Performance Polymers, indicates that the sources will comply with all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the fugitive air contaminant emission requirement of 25 Pa. Code § 123.1, the particulate matter emission limitation of 25 Pa. Code § 123.13, the sulfur oxide emission limitation of 25 Pa. Code § 123.21 and the visible emission limitation of 25 Pa. Code § 123.41. The plan approval, if issued, will subsequently be incorporated into the State Only (Synthetic Minor) operating permit via an administrative amendment in accordance with 25 Pa. Code § 127.450 once the permittee has complied with all terms and conditions of the plan approval.

Based upon this finding, the Department proposes to issue a plan approval for the construction and operation of the R-900 emulsion reactor system. The following is a summary of the types of conditions the Department intends to place in the plan approval to ensure compliance with all applicable regulatory requirements.

All volatile organic compounds captured from the R-900 emulsion reactor system incorporated into Source ID P102 shall be ducted to Control Device C102C. The volatile organic compound destruction efficiency of Control Device C102C shall be equal to, or greater than 99% or a VOC concentration not to exceed 20 parts per million (as propane) by volume, dry basis (ppmdv) at 3% oxygen at all times.

The combustion chamber temperature of Control Device C102C shall not be less than 1,600°F at any time while

controlling air contaminant emissions from the R-900 emulsion reactor system incorporated in Source ID P102.

Work practice requirements to operate the sources and control devices with good air pollution control practices.

Monitoring, Recordkeeping and Reporting conditions to verify compliance with the emission limitations and all applicable requirements.

A copy of the plan approval application and the Department's review is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at 570-327-3693. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Program Manager, New Source Review Section, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701.

Intent to Issue Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

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.

06-03128: Royal Green LLC (30 West Huller Lane, Temple, PA 19605) to issue a State Only Operating Permit for their ferrous metal shredding operation located in Ontelaunee Township, **Berks County**. The potential emissions from the facility are estimated at 11.0 tpy of PM. 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 items, the conditions include provisions derived from 25 Pa. Code § 123.13 processes and 25 Pa. Code § 129.63 Degreasing operation.

36-05167: Armstrong Flooring, Inc. (1067 Dillerville Road, Lancaster, PA 17603-2613) for operation of their flooring manufacturing plant in the City of Lancaster, **Lancaster County**. Actual emissions from the facility in 2020 were estimated at 6.49 tons CO, 7.84 tons NO_x, 14.71 tons PM₁₀, 14.71 tons PM_{2.5}, 0.05 ton SO_x, 19.28 tons VOC, 0.15 ton of a single HAP (hexane), and 0.25 ton of combined HAPs. 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 items, the conditions include provisions derived from 40 CFR 60 Subpart Dc—Standards of Performance for Small Industrial—Commercial-Institutional Steam Generating Units & 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

56-00265: Abilene Boot Co., Inc. (841 S. Center Ave., Somerset, PA 15501). In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department is

providing notice that it intends to issue a renewal natural minor State Only Operating Permit (SOOP) for the operation of a western and military boot manufacturing facility located in Somerset Township, **Somerset County**.

Equipment at this facility consists of various shoe manufacturing equipment including several spray booths for the application of various glues, cements, adhesives, and other solvents. The facility also contains cyclone/baghouse systems for capturing particulate emissions from trimming/grinding/buffing operations. The potential emissions from the facility are estimated to be 11.8 tons VOC per year and 9.6 tons of total HAPs per year although actual emissions have historically been less than 3.0 tons each of VOC and HAPs.

The facility is subject to the applicable requirements of 25 Pa. Code Article III, Chapters 121—145. The proposed operating permit includes emissions limitations, monitoring, work practice standards, 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 56-00265) 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.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: Matthew Williams, Facilities Permitting Chief, (814) 332-6940.

33-00107: Beverage-Air Corporation, Brookville Plant (119 Progress St., Brookville, PA 15825). The Department intends to issue the renewal State-Only Operating Permit of a refrigeration equipment manufacturing facility located in Brookville Borough, **Jefferson County**. Permitted air contamination sources at the facility are wiping operations, a curing oven, two emergency generators, a parts washer, and miscellaneous

natural gas usage. For permitting purposes, the facility is Natural Minor. In this renewal, a second emergency generator is added as a permitted source. The hand wiping operation prior to powder coating is also added as a permitted source and subject to work practice requirements for coated-related cleaning activities pursuant to 25 Pa. Code § 129.52d. Section 129.63a of 25 Pa. Code is added as a permit requirement for non-coating-related solvent wiping operation. A previously permitted dip coating operation, which is no longer part of the manufacturing process, is removed from the permit.

OPERATING PERMITS

PUBLIC HEARINGS

Notice of Proposed Revision to the State Implementation Plan for Oxides of Nitrogen, Volatile Organic Compounds, and Notice of Public Hearing for Air Quality Operating Permit TV-11-00258 and Notice of Intent to Issue Title V Operating Permit.

Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Edward Orris, New Source Review Chief, 412.442.4168.

Approval of a Reasonably Available Control Technology (RACT II) plan for **Texas Eastern Transmission, LP** located in Cresson Township, **Cambria County**.

In accordance with 25 Pa. Code §§ 129.96—129.100, the Pennsylvania Department of Environmental Protection has made a determination for an alternative Reasonably Available Control Technology (RACT II) plan and seeks approval of the amendment to the State Implementation Plan (SIP) for the Lilly Compressor Station owned and operated by Texas Eastern Transmission, LP (2601 Market Place, Suite 400, Harrisburg, PA 17110-9363) in Cresson Township, Cambria County. This is a revised notice of the Notice of Public Hearing published in the *Pennsylvania Bulletin* on March 23, 2019 and the notice published by Texas Eastern Transmission, LP in the *Tribune Democrat* on March 18, 19 and 20, 2019.

The 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 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The amendments to the RACT II determination have been incorporated into the revised operating permit TV-11-00258 for the facility. After the public participation requirements of 40 CFR 51.102 are met, including that public hearings to be held on the dates and at the location advertised as follows, the relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal.

The following is a summary of the amendments to the RACT II determination for this operation that will be submitted to the EPA as a SIP revision:

<i>Source</i>	<i>VOC RACT</i>	<i>TVOP No. 11-00258 Condition No. / Location</i>
102—Westinghouse Turbine	Install, maintain, and operate the source per manufacturer's specifications and good operating practices.	Section D, Source ID 102, Work Practice Requirements
103—Westinghouse Turbine	Install, maintain, and operate the source per manufacturer's specifications and good operating practices.	Section D, Source ID 103, Work Practice Requirements
104—GE Frame 5 Gas Turbine	Install, maintain, and operate the source per manufacturer's specifications and good operating practices.	Section D, Source ID 104, Work Practice Requirements

This is also a notice that the proposed amendments to the RACT II determination including the previously listed conditions, if finally approved, will be incorporated into a modification of the Title V Operating Permit TV-11-00258 for the facility.

A public hearing will be held on Wednesday, September 22, 2021, from 10:00 AM to 11:00 AM at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To register to speak at a hearing, or to inquire if a hearing will be held, please contact Thomas Joseph at 412.442.4336. The last day to pre-register to speak at the hearing will be September 16, 2021. If we do not receive any pre-registered speakers by this date, the hearing will be cancelled.

Please note that any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at <https://www.dep.pa.gov/About/Regional/SouthwestRegion/Community%20Information/Pages/default.aspx>. We ask that you contact Thomas Joseph at 412.442.4336 or monitor our website to determine if a hearing will be held.

Oral testimony will be limited to a maximum of 10 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, if it is held, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to Mark Gorog, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222.

Persons wishing to file a written protest or provide comments or additional information may submit the information to Mark Gorog, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222 or by email to mgorog@pa.gov. A 30-day comment period from publication date 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 RACT II Operating Permit/Title V operating permit including the permit number and a concise statement regarding the relevancy of the information or objections to the RACT II Plan and Title V modification.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the Pennsylvania Department of Environmental Protection, Southwest Regional

Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review may be made online at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx> or by calling the Department at 412.442.4000.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Lauren Fraley at 412.442.4203 or the Pennsylvania Hamilton Relay Service at 1.800.654.5984 (TDD) to discuss how the Department may accommodate your needs.

PLAN APPROVALS

Receipt of Plan Approval Applications and Intent to Issue Plan Approvals, and Intent to Issue Amended Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B and Subchapter F. These actions may include the administrative amendments of an associated operating permit.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Contact: Norman Frederick, Facility Permitting Chief, (570) 826-2409.

39-00113A: Harris Crematorium, LLC (P.O. Box 6, Liberty, NY 12754) for their facility located in Damascus Township, **Wayne County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Harris Crematorium for their facility located in Damascus Township, Wayne County. Plan Approval No. 39-00113A will be incorporated into a Natural Minor Operating Permit at a later date.

Plan Approval No. 39-00113A is for a crematory facility which includes one (1) propane- or natural gas-fired controlled by an afterburner. The company shall be subject to and comply with BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

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 the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 39-00113A 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 Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

39-00041A: Greenwood Cemetery Association (2010 Chew St, Allentown, PA 18104) for their facility located in Allentown City, **Lehigh County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Greenwood Cemetery Association for their facility located in Allentown City, Lehigh County. Plan Approval No. 39-00041A will be incorporated into a Natural Minor Operating Permit at a later date.

Plan Approval No. 39-00041A is for a crematory facility which includes one (1) propane- or natural gas-fired cremation unit controlled by an afterburner. The company shall be subject to and comply with BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

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 the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 39-00041A 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 Ray Kempa,

Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

48-00067A: New Enterprise Stone & Lime Co. (3912 Brumbaugh Road, New Enterprise, PA 16664-0077) for the replacement of three conveyors at their facility located in Lower Nazareth Township, **Northampton County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to New Enterprise Stone & Lime for their facility located in Lower Nazareth Township, Northampton County. Plan Approval No. 39-00041A will be incorporated into the existing Synthetic Minor Operating Permit through administrative amendment at a later date.

Plan Approval No. 39-00041A is for a crematory facility which includes one (1) propane- or natural gas-fired cremation unit controlled by an afterburner. The company shall be subject to New Source Performance Standards 40 CFR Part 60 Subpart OOO. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

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 the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 39-00041A 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 Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

COAL & NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the

Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection. A copy of the application is available for inspection at the District Mining Office indicated above each application. 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 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 above 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 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Written comments or objections related to 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.

Requests for an informal conference, or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 (relating to public hearing-informal conferences) or § 86.34 (relating to informal conferences), 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.

Where a National Pollutant Discharge Elimination System (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

Effluent Limits—The following range of effluent limits will apply to NPDES permits issued in conjunction with the associated coal mining activity permit and, in some cases, noncoal mining permits:

Table 1

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH ¹		greater than 6.0; less than 9.0	

¹ 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) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

California District Office: 25 Technology Drive, Coal Center, PA 15423, (724) 769-1100, (Contact: Bonnie Herbert).

Permit No. 32211301 and NPDES Permit No. PA0236560. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201 to operate a new underground coal mine and related NPDES Permit, called Mahoning Creek Mine and the application includes three (3) proposed outfalls. Mahoning Creek Mine located in South Mahoning and West Mahoning Townships, **Indiana County** affecting 82.7 proposed surface acres, 7,931.9 proposed underground acres, and 7,931.9 proposed subsidence control plan acres. Receiving stream(s): Unnamed Tributary to North Branch Plum Creek classified for the following use: CWF; Unnamed Tributary to Little Mahoning Creek classified for the following use: HQCWF; and Ross Run classified for the following use: HQCWF. The application was considered administratively complete on July 23, 2021. Application received: March 12, 2021.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 19960101R5. City of Philadelphia, Trustee, Acting by the Board of Directors of City Trusts for Girard Estate, 1101 Market Street, Suite 2600, Philadelphia, PA 19107, renewal of an existing anthracite surface mine, coal refuse reprocessing, coal refuse disposal and preparation plant operation in Conyngham, Union and Butler Townships, **Columbia and Schuylkill Counties** affecting 876.0 acres. Receiving stream: Mahanoy Creek, classified for the following uses: warm water and migratory fishes. Application received: July 14, 2021.

Permit No. GP12-19960101R2. Keystone Anthracite Co., Inc., 259 North Second Street, Girardville, PA 17935, renewal application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 19960101 in Conyngham, Union and Butler Townships, **Columbia and Schuylkill Counties**. Application received: July 14, 2021.

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	Daily 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.

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

Permit No. 6476SM6 and NPDES No. PA0595365. Union Quarries, Inc., 102 Bonnybrook Road, Carlisle, PA 17013, renewal of an NPDES Permit, located in South Middleton Township, **Cumberland County**. Receiving stream: Letort Spring Run classified for the following use: exceptional value. The first downstream potable water supply intake from the point of discharge is US Army Garrison Carlisle Barracks. Application received: July 28, 2021.

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, (814) 797-1191, (Contact: Cayleigh Boniger).

Permit No. 37210302. Three Rivers Aggregates, LLC, 1807 Shenango Road, New Galilee, PA 16141, commencement, operation, and restoration of a large industrial minerals surface mine in New Beaver Borough, **Lawrence County**, affecting 133.5 acres. Receiving stream(s): Unnamed tributary to Jenkins Run and Eckles Run, classified for the following use(s): WWF. The first downstream potable water supply intake from the point of discharge is PA American Water Company 4.0 miles downstream. Application received: June 29, 2021.

E3724221-001. Three Rivers Aggregates, LLC, 1807 Shenango Road, New Galilee, PA 16141, application for a stream encroachment to construct a temporary 100-foot haul road/stream crossing of Eckles Run in New Beaver Borough, **Lawrence County**. Receiving stream(s): Unnamed tributary to Jenkins Run and Eckles Run, classified for the following use(s): WWF. The first downstream potable water supply intake from the point of discharge is PA American Water Company 4.0 miles downstream. Application received: June 29, 2021.

2097-43202801-E-1. H & H Materials, Inc., 190 Canon Road, Stoneboro, PA 16153, application for a stream encroachment to allow surface mining activities to take place within 100 feet of a portion of McCutcheon Run, including support and reclamation slope construction within 50 feet and mining activities between 50 and 100 feet in Sandy Lake Borough, **Mercer County**. Receiving stream(s): McCutcheon Run, classified for the following use(s): WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 27, 2021.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, (Contact: Ashley Smith).

Permit No. 08212502 and GP-104 No. PAM221019. Johnson Quarries, Inc., P.O. Box 136, LeRaysville, PA 18829, commencement, operation, and restoration of a GP-105 (industrial minerals) operation located in Asylum Township, **Bradford County** affecting 4.4 acres. Receiving stream(s): Durell Creek and Unnamed Tributary to the Susquehanna River classified for the following use(s): WWF, MF. Application received: July 28, 2021.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 40090302C6 and NPDES Permit No. PA0224782. Pennsy Supply, Inc., 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Dorrance Township, **Luzerne County** affecting 314.15 acres. Receiving streams: unnamed tributary to the Big Wapwallopen, classified for the following use: cold water fishes, and Balliet Run, classified for the following use: HQ—cold water fishes. Application received: July 19, 2021.

Permit No. 58152502. FS Lopke Contracting, Inc., 3430 State Route 434, Apalachin, NY 13732, Stage I & II bond release of a quarry operation in Lenox Township, **Susquehanna County** affecting 10.0 acres on quarry owned by FS Lopke Contracting, Inc. Application received: July 26, 2021.

Permit No. 64980802. Joseph G. Bunnell, 267 Tryon Street, Honesdale, PA 18431, Stage I & II bond release of a quarry operation in Texas Township, **Wayne County** affecting 1.0 acre on quarry owned by Joseph G. Bunnell. Application received: July 26, 2021.

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:

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

Alkalinity greater than acidity*

*The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l 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

California District Mining Office: 25 Technology Drive, California Technology Park, Coal Center, PA 15423, (724) 769.1100.

NPDES No. PA0110035 (Mining Permit No. 56733702), Robindale Energy Services, Inc., 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, a renewal to the NPDES and mining activity permit for Marmon Refuse Site in Jenner

Township, **Somerset County**, affecting 215.1 surface acres. Receiving stream(s): North Branch Quemahoning Creek: CWF and Tributary 45500 to Beaverdam Run: CWF. Kiskiminetas-Conemaugh River Watershed TMDL. The application was considered administratively complete: July 9, 2020. The application was received: April 30, 2020.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described previously for coal mining activities.

Outfall 001 discharges to: North Branch Quemahoning Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 08' 16" Long: -79° 04' 16") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to End of 36th Month:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	3.0	6.0	7.0
Manganese	(mg/l)	-	2.0	4.0	5.0
Aluminum	(mg/l)	-	-	-	Report
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

Outfall 001 discharges to: North Branch Quemahoning Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 08' 16" Long: -79° 04' 16") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Beginning of 37th Month to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

Outfall 002 discharges to: Tributary 45500 to Beaverdam Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 08' 31" Long: -79° 04' 27") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to End of 36th Month:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	3.0	6.0	7.0
Manganese	(mg/l)	-	2.0	4.0	5.0
Aluminum	(mg/l)	-	-	-	Report
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report

Outfall 002 discharges to: Tributary 45500 to Beaverdam Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 08' 31" Long: -79° 04' 27") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Beginning of 37th Month to Permit Effective Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report

Outfall 003 discharges to: Tributary 45500 To Beaverdam Run

The proposed effluent limits for *Outfall 003* (Lat: 40° 08' 33" Long: -79° 04' 19") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date to End of 36th Month:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	3.0	6.0	7.0
Manganese	(mg/l)	-	2.0	4.0	5.0
Aluminum	(mg/l)	-	-	-	Report
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Sulfate	(mOs/kg)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report

Outfall 003 discharges to: Tributary 45500 to Beaverdam Run

The proposed effluent limits for *Outfall 003* (Lat: 40° 08' 33" Long: -79° 04' 19") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Beginning of 37th Month to Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report

The EPA Waiver is not in effect.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342.8200.

NPDES No. PA 0269689 (Mining Permit No. 17140102), River Hill Coal Company, Inc., P.O. Box 141, Kylertown, PA 16847, renewal of an NPDES permit for bituminous surface coal mining in Burnside Township, **Clearfield County**, affecting 386 acres. Receiving stream(s): Deer Run and tributaries, classified for the following use(s): CWF. Application received: May 19, 2021.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described previously for coal mining activities.

The following outfalls discharge to Unnamed Tributary # 4 to Deer Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	Treatment Facility TF1
004	N	Treatment Facility TF4
006	N	Sediment Pond SPA
014	N	Sediment Pond SPA1
015	N	Sediment Pond SPA2
011	N	Sediment Pond SPD

The following outfalls discharge to Unnamed Tributary # 8 to Unnamed Tributary # 4 to Deer Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
002	N	Treatment Facility TF2
003	N	Treatment Facility TF3
007	N	Sediment Pond SPB
008	N	Sediment Pond SPB1
009	N	Sediment Pond SPC

The following outfalls discharge to Deer Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
005	N	Treatment Facility TF5
012	N	Sediment Pond SPE
013	N	Sediment Pond SPF

The following outfall discharges to Unnamed Tributary # 5 to Unnamed Tributary # 4 to Deer Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
010	N	Sediment Pond SPC1

The proposed effluent limits for the previously listed outfalls are as follows:

<i>Outfalls: 001, 004, 006, 011, 014 & 015 (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)	3.3	6.6	8.2
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)			Monitor & Report
Flow (gpm)			Monitor & Report
Temperature (°C)			Monitor & Report
Specific Conductivity (µmhos/cm)			Monitor & Report
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

The proposed effluent limits for the previously listed outfalls are as follows:

<i>Outfalls: 010 (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)	3.4	6.8	8.5
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)			Monitor & Report
Flow (gpm)			Monitor & Report
Temperature (°C)			Monitor & Report
Specific Conductivity (µmhos/cm)			Monitor & Report
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

The proposed effluent limits for the previously listed outfalls are as follows:

<i>Outfalls: 002, 003 & 005 (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)			Monitor & Report
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)			Monitor & Report
Flow (gpm)			Monitor & Report
Temperature (°C)			Monitor & Report
Specific Conductivity (µmhos/cm)			Monitor & Report
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 007—009, 012 & 013 (Dry Weather)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)		Monitor & Report	
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 007—009, 012 & 013 (≤10-yr/24-hr Precip. Event)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	N/A	N/A	7.0
Total Settleable Solids (mL/L)	N/A	N/A	0.5
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

Outfalls: 007—009, 012 & 013 (>10-yr/24-hr Precip. Event)
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.
Alkalinity must exceed acidity at all times.

NPDES No. PA0269697 (Mining Permit No. 17150103), RES Coal, LLC, 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, renewal of an NPDES permit for bituminous coal surface mining in Sandy Township, **Clearfield County** affecting 98 acres. Receiving stream(s): Unnamed Tributaries to Sandy Lick Creek, classified for the following use(s): CWF. Application received: June 9, 2021.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described previously for coal mining activities.

The following outfalls discharge to Unnamed Tributary # 14 to Sandy Lick Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
005 (TB1)	N	Treatment Basin 1
001 (SPA)	N	Sediment Pond A
002 (SPB)	N	Sediment Pond B

The following outfalls discharge to Unnamed Tributary # 1 to Sandy Lick Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
006 (TB2)	N	Treatment Basin 2
007 (TB3)	N	Treatment Basin 3
008 (TB4)	N	Treatment Basin 4
003 (SPC)	N	Sediment Pond C
004 (SPD)	N	Sediment Pond D

The proposed effluent limits for the outfalls discharging to Unnamed Tributary # 14 to Sandy Lick Creek are as follows:

<i>Outfalls: 001, 002 & 005 (All Weather Conditions)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	2.7	5.4	6.7
Manganese (mg/L)	1.9	3.8	4.7
Aluminum (mg/L)	1.4	2.8	3.5
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

The proposed effluent limits for the outfalls discharging to Unnamed Tributary # 1 to Sandy Lick Creek are as follows:

<i>Outfalls: 003 & 004 (Dry Weather Conditions) and 006, 007 & 008 (All Discharges)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)		3.0	6.0
Manganese (mg/L)		2.0	4.0
			7.0
			5.0

Outfalls: 003 & 004 (Dry Weather Conditions) and 006, 007 & 008 (All Discharges)

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Aluminum (mg/L)		Monitor & Report	
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.
Alkalinity must exceed acidity at all times.

Outfalls: 003 & 004 (≤10-yr/24-hr Precip. Event)

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	N/A	N/A	7.0
Total Settleable Solids (mL/L)	N/A	N/A	0.5
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.
Alkalinity must exceed acidity at all times.

Outfalls: 003 & 004 (>10-yr/24-hr Precip. Event)
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.
Alkalinity must exceed acidity at all times.

Noncoal Npdes Draft Permits

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, (570) 621.3118.

NPDES Permit No. PA0594474. York Building Products, Inc., 950 Smile Way, York, PA 17404, renewal of NPDES Permit on Noncoal Quarry Operation on Surface Mine Permit Nos. 6376SM2 and 64920301, in Jackson Township, **York County**, affecting 341.5 acres. Receiving stream: Little Conewago Creek Watershed classified for the following use: Trout Stocking Fishes. The Department has made a tentative determination to impose effluent limitations, within the ranges specified in Table 1 in addition to the limits identified in Table 2. Application received: November 26, 2018.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	No	Groundwater/Stormwater
002	No	Stormwater
003	No	Groundwater/Stormwater

Outfalls:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor And Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Oil and Grease (mg/L)			Monitor And Report	
Discharge (MGD) Outfall 001		1.44	4.6	
Discharge (MGD) Outfall 002			Precipitation dependent stormwater	
Discharge (MGD) Outfall 003		1.44	4.6	

¹ This Parameter is applicable at all times.

NPDES Permit No. PA0594601. Pennsy Supply, Inc., 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, renewal of NPDES Permit on a quarry Surface Mining Permit Nos. 8275SM1 & 36910302 in West Hempfield Township, **Lancaster County**, affecting 115.0 acres. Receiving stream: unnamed tributary to Chickies Creek Watershed classified for the following use: warm water fishery. The Department has made a tentative determination to impose effluent limitations, within the ranges specified in Table 1 in addition to the limits identified in Table 2. Application received: January 3, 2019.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	No	Stormwater
003	No	Pit Water

Outfalls: 001

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor And Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0

¹ This Parameter is applicable at all time.

<i>Outfalls: 003</i> <i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instantaneous</i> <i>Maximum</i>
pH (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor And Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Discharge (MGD) Outfall No. 003		1.4		
Oil and Grease (mg/L)			Monitor And Report	

¹ This Parameter is applicable at all time.

NPDES Permit No. PA0034690. Barletta Materials & Construction, Inc., P.O. Box 550, Tamaqua, PA 18252, modification of an NPDES permit for a sand & gravel quarry operation in Nescopeck Township, **Luzerne County** affecting 199.8 acres. Receiving streams: unnamed tributary to Susquehanna River & Susquehanna River classified for the following uses: cold water, migratory and warm water fishes. The Department has made a tentative determination to impose the following effluent limitations. Application received: July 24, 2020.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	Stormwater
002	N	Stormwater

<i>Outfalls: 001</i> <i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instantaneous</i> <i>Maximum</i>
Flow (MGD)		0.13	1.54	
Oil & Grease (mg/L)				Report
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Alkalinity, Total (as CaCO ₃) (mg/L)				Report
Acidity, Total (as CaCO ₃) (mg/L)				Report
Net Alkalinity (mg/L)	0.0			
pH (S.U.)	6.0			9.0
Total Settleable Solids (mg/L)			0.5	

<i>Outfalls: 002</i> <i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instantaneous</i> <i>Maximum</i>
Flow (MGD)			1.17	
Oil & Grease (mg/L)				Report
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Alkalinity, Total (as CaCO ₃) (mg/L)				Report
Acidity, Total (as CaCO ₃) (mg/L)				Report
Net Alkalinity (mg/L)	0.0			
pH (S.U.)	6.0			9.0
Total Settleable Solids (mg/L)			0.5	

NPDES Permit No. PA0123544. Pennsy Supply, Inc., 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, revision of NPDES Permit on a quarry operation on Surface Mine Permit No. 4874SM2 in Jackson Township, **York County** affecting 214.8 acres. Receiving streams: Little Conewago Creek Watershed classified for the following uses: Trout Stocked Fishery. The Department has made a tentative determination to impose effluent limitations, within the ranges specified in Table 1 in addition to the limits identified in Table 2. Application received: November 30, 2020.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	No (Inactive)	Stormwater/Groundwater
002	No	Stormwater/Groundwater

<i>Outfalls:</i> <i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instantaneous</i> <i>Maximum</i>
pH (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor And Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Oil and Grease (mg/L)			Monitor And Report	
Discharge (MGD)		10	17.28	

¹ This 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 Depart-

ment of Environmental Protection. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341), requires the State to certify that the involved projects will not violate the applicable provisions of Sections 301—303, 306 and 307 of the

FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), as well as relevant State requirements. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30-days of the date of this notice, as well as any questions to the office noted above the application. 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 the hours of 8:00 AM and 4:00 PM on each working day at the office noted above the application.

If you are a person with a disability and wish to attend the hearing and you require an auxiliary aid, service or other accommodation to participate in the proceedings, please contact the specified program. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

WATER OBSTRUCTIONS AND ENCROACHMENTS

Applications Received Under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and Section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and Requests for Certification Under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5160, E-mail: ra-epww-sero@pa.gov.

Permit No. E1501221-013, Stephen Eldredge and Melissa Novak Eldredge, 2261 South Valley Road, Berwyn, PA 19312, Easttown Township, **Chester County**, ACOE Philadelphia District.

Stephen and Melissa Novak Eldredge are proposing to construct and maintain a 3-inch outfall with headwall and riprap apron discharging flow to an unnamed tributary to Waynesborough Run (HQ-CWF-MF) from a proposed individual residence sewage treatment plant to serve an existing four (4) bedroom single family home. This activity will result in 35 square feet of permanent floodway impact and 152 square feet of temporary floodway impact. The outfall will have 5-foot offset from edge of watercourse.

This project is located at 2261 South Valley Road in Easttown Township, Chester County (USGS PA Valley Forge Quadrangle—Latitude: 40.017724 N, Longitude: 75.464588 W).

Permit No. E4601221-014, Adelpia Gateway, LLC, 1415 Wyckoff Road, Wall, NJ 07719, Skippack Township, **Montgomery County**, ACOE Philadelphia District.

To restore and maintain an exposed 18-inch diameter natural gas pipeline across the UNT to Perkiomen Creek (TSF) associated with the safeguard protection of the exposed pipeline. The pipe will be protected with 4.5-inch Articulated Concrete Matting (ACMs) and Longitudinal Peaked Stone Toe Protections (LPSTPs) for the stream and bank stabilization. Total length of the stream impact is 338 feet and the temporary wetland (PEM) impact is 0.054 acre.

The site is located about 200-feet southwest of Perkiomen Creek Road and Creekwood Drive (Collegeville, PA USGS Quadrangle Latitude: 40.233910; Longitude: -75.450200) in Skippack Township, Montgomery County.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

E0703220-001. Antis Township, 909 North 2nd Street, Bellwood, PA 16617, in Antis Township, **Blair County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain a trail with (1) a 12.75 foot x 110 foot bridge over Bells Gap Run (TSF), (2) place fill within the floodway and floodplain of Bells Gap Run and UNT Little Junita River (CWF), and (3) place fill within Wetlands (EV). The project proposed to impact permanently impact 150 feet and temporarily impact 263 feet and permanently impact 0.01 acre and temporarily impact 0.03 acre of wetlands. The project is located in Antis Township, Blair County (40.599°, -78.3359°).

Northwest Region: Waterways and Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481.

E6106221-002, Andrew Virostek, 3481 Treeline Drive, Murrysville, PA 15668, Virostek Property, in Rockland and Scrubgrass Townships, **Venango County**, ACOE Pittsburgh District (Kennerdell, PA Quadrangle N: 41°, 16', 12"; W: -79°, 49', 35").

To construct and maintain a boat ramp, jetty, and fishing hole on the Allegheny River. Dredging and fill activities will result in 0.16 acre permanent impact to the watercourse and 0.14 acre of permanent impact to the floodway.

DAM SAFETY

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, Harrisburg, PA 17101, telephone number: 717-787-3411.

D24-005. James Reinsburrow, Chairman, Johnsonburg Municipal Authority, 601 Market Street, Johnsonburg, PA 15845, Johnsonburg Borough, **Elk County**. USACOE Pittsburgh District.

Project proposes to remove the Powers Run Dam to eliminate a threat to public safety and to restore approximately 500 feet of stream channel to a free-flowing condition. The project is located across Powers Run (CWF) (Ridgway, PA Quadrangle, Latitude: 41.4828; Longitude: -78.6606).

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Environmental Cleanup and Brownfields, Division of Storage

Tanks, P.O. Box 8762, Harrisburg, PA 17105-8762, within 30 days from the date of this publication. Comments may also be submitted via email to tanks@pa.gov. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.

SSIP*Application*

<i>No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
21007	Susquehanna Data LLC 600 Hamilton St. Ste 600 Allentown, PA 18101 Attn: Thomas Weissinger	Luzerne	Salem Township	64 ASTs storing diesel fuel	768,000 gallons total

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, as listed in the following tables. This notice of final action is published in accordance with 25 Pa. Code Chapters 91, 92a, and 102 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 official file for each listed action can be reviewed at the DEP or delegated county conservation district (CCD) office identified in the table for the action. DEP/CCD office contact information is listed as follows for Section I and is contained within the table for Section II. Additional information for permits issued under 25 Pa. Code Chapters 91 and 92a, including links to Individual NPDES and WQM Permits, may be reviewed by generating the “Final Actions Report” on DEP’s website at www.dep.pa.gov/CWPUBLICNOTICE.

DEP office contact information to review official files relating to the final actions in Section I. is as follows:

DEP Southeast Regional Office (SERO)—2 E. Main Street, Norristown, PA 19401-4915. File Review Coordinator: 484.250.5910. Email: RA-EPNPDES_SERO@pa.gov.

DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 570.826.5472. Email: RA-EPNPDES_NERO@pa.gov.

DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717.705.4732. Email: RA-EPNPDES_SCRO@pa.gov.

DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570.327.3693. Email: RA-EPNPDES_NCRO@pa.gov.

DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412.442.4286. Email: RA-EPNPDES_SWRO@pa.gov.

DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814.332.6340. Email: RA-EPNPDES_NWRO@pa.gov.

DEP Bureau of Clean Water (BCW)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717.787.5017. Email: RA-EPNPDES_Permits@pa.gov.

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 Hamilton 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. Final Actions on NPDES and WQM Permit Applications and NOIs for Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs.

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0056545	Industrial Stormwater Individual NPDES Permit	Issued	Loparex 2400 Continental Boulevard Malvern, PA 19355-2326	Tredyffrin Township Chester County	SERO
0921821	Joint DEP/PFBC Pesticides Permit	Issued	Landis Barry 1750 Old Plains Road Pennsburg, PA 18073-2418	Milford Township Bucks County	SERO
5814803	Joint DEP/PFBC Pesticides Permit	Issued	Bel-Air Lake HOA 196 N Lake Road Montrose, PA 18801-8649	Liberty Township Susquehanna County	NERO
6017801	Joint DEP/PFBC Pesticides Permit	Issued	Millward Estates Condominium Association 904 Lakeside Drive Lewisburg, PA 17837-9382	Kelly Township Union County	NCRO
6421804	Joint DEP/PFBC Pesticides Permit	Issued	Martin Steven 185 Freethy Pond Road Honesdale, PA 18431-1161	Texas Township Wayne County	NERO
6421805	Joint DEP/PFBC Pesticides Permit	Issued	Williams Spencer 314 Gravity Road Lake Ariel, PA 18436-4216	Lake Township Wayne County	NERO
6421806	Joint DEP/PFBC Pesticides Permit	Issued	Murphy George W III 3603 Quesada Street NW Washington, DC 20015-2537	Paupack Township Wayne County	NERO
PA0006254	Major Industrial Waste Facility < 250 MGD Individual NPDES Permit	Issued	BVPV Styrenics, LLC 400 Frankfort Road Monaca, PA 15061-2212	Potter Township Beaver County	SWRO
PA0027405	Major Sewage Facility >= 1 MGD and < 5 MGD Individual NPDES Permit	Issued	Ephrata Borough Authority Lancaster County 124 S State Street Ephrata, PA 17522-2411	Ephrata Borough Lancaster County	SCRO
PA0087181	Major Sewage Facility >= 1 MGD and < 5 MGD Individual NPDES Permit	Issued	Ephrata Borough Authority Lancaster County 124 S State Street Ephrata, PA 17522-2411	Ephrata Township Lancaster County	SCRO
PA0102270	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Skyline Development, Inc. 114 Tower Road Saxonburg, PA 16056-9760	West Salem Township Mercer County	NWRO
PA0062294	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Coolbaugh Township Monroe County 5520 Municipal Drive Tobyhanna, PA 18466	Coolbaugh Township Monroe County	NERO
PA0228273	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Locust Township Municipal Authority Columbia County 1223A Numidia Drive Catawissa, PA 17820-8632	Locust Township Columbia County	NCRO
NOEX13602	No Exposure Certification	Issued	Hexcel Pottsville, Corp. P.O. Box 179 Pottsville, PA 17901-0179	East Norwegian Township Schuylkill County	NERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
NOEXNC138	No Exposure Certification	Issued	Novipax, LLC 1123 West Valley Avenue Drawer 4 Route 487 Paxinos, PA 17860	Ralpho Township Northumberland County	NCRO
NOEXNE036	No Exposure Certification	Issued	IQE, Inc. 119 Technology Drive Bethlehem, PA 18015-1327	Bethlehem City Northampton County	NERO
NOEXSW142	No Exposure Certification	Issued	Accutrex Products, Inc. 112 Southpointe Boulevard Canonsburg, PA 15317-9559	Chartiers Township Washington County	SWRO
PAG033659	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Wenger Feeds, LLC 101 W Harrisburg Avenue P.O. Box 26 Rheems, PA 17570-0026	Martinsburg Borough Blair County	SCRO
PAG034883	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Risser Grain P.O. Box 26 Rheems, PA 17570-0026	Lewis Township Northumberland County	NCRO
PAG045075	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	William C & Sharon A Walker 49 McGonigal Lane Woodland, PA 16881-8852	Bradford Township Clearfield County	NCRO
PAG123585	PAG-12 NPDES General Permit for CAFOs	Issued	Breneman Larry 774 Bunker Hill Road Strasburg, PA 17579-9764	Strasburg Township Lancaster County	SCRO
PAG123597	PAG-12 NPDES General Permit for CAFOs	Issued	Martin Daryl L 204 Farmers Drive Myerstown, PA 17067-1631	Bethel Township Lebanon County	SCRO
PAG123608	PAG-12 NPDES General Permit for CAFOs	Issued	Irvin G Weaver 6 Witman Road Womelsdorf, PA 19567-9425	Tulpehocken Township Berks County	SCRO
PAG123627	PAG-12 NPDES General Permit for CAFOs	Issued	Critter Hill Farm, LLC 224 Quaker Run Road Biglerville, PA 17307-9205	Butler Township Adams County	SCRO
PAG123688	PAG-12 NPDES General Permit for CAFOs	Issued	Weiler Farm Partnership 350 E Mill Avenue Myerstown, PA 17067-2404	Union Township Lebanon County	SCRO
PAG123777	PAG-12 NPDES General Permit for CAFOs	Issued	Country View Family Farms, LLC 1301 Fulling Mill Road Suite 3000 Middletown, PA 17057-5990	Metal Township Franklin County	SCRO
PAG123799	PAG-12 NPDES General Permit for CAFOs	Issued	Bauman Tyler C 1277 Bridgeton Road Airville, PA 17302-9210	Lower Chanceford Township York County	SCRO
PAG123841	PAG-12 NPDES General Permit for CAFOs	Issued	Country View Family Farms, LLC 1301 Fulling Mill Road Suite 3000 Middletown, PA 17057-5990	Monroe Township Bedford County	SCRO
PAG123856	PAG-12 NPDES General Permit for CAFOs	Issued	Round Hill Poultry 6108 Carlisle Pike East Berlin, PA 17316-9583	Reading Township Adams County	SCRO
PAG123897	PAG-12 NPDES General Permit for CAFOs	Issued	Miller Poultry, LLC 345 Church Road East Berlin, PA 17316	Reading Township Adams County	SCRO
PAG123908	PAG-12 NPDES General Permit for CAFOs	Issued	Martin Leonard R 221 Deep Run Road Myerstown, PA 17067-3311	Bethel Township Berks County	SCRO

NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG124852	PAG-12 NPDES General Permit for CAFOs	Issued	Country View Family Farms, LLC 1301 Fulling Mill Road Suite 3000 Middletown, PA 17057-5990	Deerfield Township Tioga County	SCRO
PAG128302	PAG-12 NPDES General Permit for CAFOs	Issued	Presque Isle Downs, Inc. 8199 Perry Highway Erie, PA 16509-6640	Summit Township Erie County	SCRO
1507406	Sewage Land Application Individual WQM Permit	Issued	East Brandywine Township Municipal Authority Chester County 1214 Horseshoe Pike Downingtown, PA 19335-1132	East Brandywine Township Chester County	SERO
0601402	Sewage Treatment Facilities Individual WQM Permit	Issued	Leesport Borough Authority Berks County 10 E Wall Street P.O. Box 201 Leesport, PA 19533-0201	Leesport Borough Berks County	SCRO
1021405	Sewage Treatment Facilities Individual WQM Permit	Issued	Brennen Billy 208 Dodds Road Butler, PA 16002-8820	Penn Township Butler County	NWRO
1021410	Sewage Treatment Facilities Individual WQM Permit	Issued	Dechellis Allen 136 Cherry Valley Road Saxonburg, PA 16056-9126	Clinton Township Butler County	NWRO
1621401	Sewage Treatment Facilities Individual WQM Permit	Issued	Pragle Jeffrey J 413 Walnut Street Reno, PA 16343-1052	Washington Township Clarion County	NWRO
1721401	Sewage Treatment Facilities Individual WQM Permit	Issued	William C & Sharon A Walker 49 McGonigal Lane Woodland, PA 16881-8852	Bradford Township Clearfield County	NCRO
2521401	Sewage Treatment Facilities Individual WQM Permit	Issued	Merle & Theresa Wolfe 2943 Quance Road McKean, PA 16426-2139	McKean Township Erie County	NWRO
2521405	Sewage Treatment Facilities Individual WQM Permit	Issued	Folga Richard 8356 Lewis Road Harborcreek, PA 16421-1222	Harborcreek Township Erie County	NWRO
2570402	Sewage Treatment Facilities Individual WQM Permit	Issued	Erie City Sewer Authority Erie County 68 Port Access Road Erie, PA 16507-2204	Erie City Erie County	NWRO
3692402	Sewage Treatment Facilities Individual WQM Permit	Issued	Conoy Township Lancaster County 211 Falmouth Road Bainbridge, PA 17502-9428	Conoy Township Lancaster County	SCRO
3692403	Sewage Treatment Facilities Individual WQM Permit	Issued	Conoy Township Lancaster County 211 Falmouth Road Bainbridge, PA 17502-9428	Conoy Township Lancaster County	SCRO
3721401	Sewage Treatment Facilities Individual WQM Permit	Issued	McDanel Bret 3403 Cindy Drive New Castle, PA 16101-9667	Scott Township Lawrence County	NWRO
5214402	Sewage Treatment Facilities Individual WQM Permit	Issued	Aqua PA Wastewater, Inc. 1 Aqua Way White Haven, PA 18661-1115	Lackawaxen Township Pike County	NERO
6598406	Sewage Treatment Facilities Individual WQM Permit	Issued	Fox Tiels, LLC 4425 William Penn Highway Murrysville, PA 15668-1917	Washington Township Westmoreland County	SWRO
PA0051942	Single Residence STP Individual NPDES Permit	Issued	Brower Margaret M 40 Grays Lane Elverson, PA 19520-9715	Warwick Township Chester County	SERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0261424	Single Residence STP Individual NPDES Permit	Issued	Beiler Fannie B 8512 Newburg Road Newburg, PA 17240-9703	Lurgan Township Franklin County	SCRO
PA0261564	Single Residence STP Individual NPDES Permit	Issued	Lee John M 14547 Paxton Run Road Shippensburg, PA 17257-9118	Lurgan Township Franklin County	SCRO
PA0289019	Single Residence STP Individual NPDES Permit	Issued	Merle & Theresa Wolfe 2943 Quance Road McKean, PA 16426-2139	McKean Township Erie County	NWRO
PA0289108	Single Residence STP Individual NPDES Permit	Issued	Folga Richard 8356 Lewis Road Harborcreek, PA 16421-1222	Harborcreek Township Erie County	NWRO
PA0289167	Single Residence STP Individual NPDES Permit	Issued	Brennen Billy 208 Dodds Road Butler, PA 16002-8820	Penn Township Butler County	NWRO
PA0289183	Single Residence STP Individual NPDES Permit	Issued	Pragle Jeffrey J 413 Walnut Street Reno, PA 16343-1052	Washington Township Clarion County	NWRO
PA0289205	Single Residence STP Individual NPDES Permit	Issued	McDanel Bret 3403 Cindy Drive New Castle, PA 16101-9667	Scott Township Lawrence County	NWRO
PA0289540	Single Residence STP Individual NPDES Permit	Issued	Dechellis Allen 136 Cherry Valley Road Saxonburg, PA 16056-9126	Clinton Township Butler County	NWRO
PA0217832	Small Flow Treatment Facility Individual NPDES Permit	Issued	Fox Tiels, LLC 4425 William Penn Highway Murrysville, PA 15668-1917	Washington Township Westmoreland County	SWRO
WQG02162101	WQG-02 WQM General Permit	Issued	Redbank Valley Municipal Authority 243 Broad Street New Bethlehem, PA 16242-1001	Mahoning Township Armstrong County	NWRO

II. Final Actions on PAG-02 General NPDES Permit NOIs and Individual NPDES Permit Applications for Construction Stormwater.

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC230195	PAG-02 General Permit	Issued	Rose Tree Media School District 308 North Olive Street Media, PA 19063	Middletown Township Delaware County	SERO
PAC230193	General	Permit Issuance	Chichester Business Park, LLC 179 Fairhill Drive Wilmington, DE 19808-4312	Lower Chichester Township Delaware County	SERO
PAC090451	PAG-02 General Permit	Issued	Prime Development Group, LP 350 South Main Street Suite 307 Doylestown, PA 18901	New Britain Township Bucks County	SERO
PAC150262	PAG-02 General Permit	Issued	Kendal Crosslands Community P.O. Box 100 Kennett Square, PA 19438	Pennsbury Township Chester County	SERO
PAD150192	Individual NPDES	Issued	Diplomat Property Development, LLC 316 East Union Street West Chester, PA 19382	West Pikeland Township Chester County	SERO
PAC540109	PAG-02 General Permit	Issued	Bradley Realty, LP 250 Route 61 Schuylkill Haven, PA 17972	North Manheim Township Schuylkill County	Schuylkill Conservation District 1206 Ag Center Dr Pottsville, PA 17901-9733 570-622-3742

NOTICES

4907

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC400189	PAG-02 General Permit	Issued	Nanticoke (3004) DPP, LLC Atten: Greg Glaser 9010 Overlook Boulevard Bentwood, TN 37027	Newport Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991
PAD450068 A-2	Individual NPDES	Issued	LTS Homes 815 Seven Bridge Road East Stroudsburg, PA 18301	Stroud Township Monroe County	NERO
PAD350020	Individual NPDES	Issued	Shannon Cross Terra Manor, LLC 1220 Mount Cobb Road Jefferson Township, PA 18436	Newton Township Lackawanna County	NERO
PAC400072A-3	PAG-02 General Permit	Issued	Wilkes-Barre Area School District c/o Brian Costello 730 South Main Street Wilkes-Barre, PA 18711-0375	Plains Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991
PAC070091	PAG-02 General Permit	Issued	Curry Rail Services P.O. Box 538 Hollidaysburg, PA 16648	Blair Township Blair County	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
PAC070094	PAG-02 General Permit	Issued	Logan Township Supervisors 100 Chief Circle Drive Altoona, PA 16602	Logan Township Blair County	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
PAC210186 A-1	PAG-02 General Permit	Issued	Sporting Hill I LP 2 Kacey Court Suite 201 Mechanicsburg, PA 17055	Hampden Township Cumberland County	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
PAC140123	PAG-02 General Permit	Issued	Pinnacle Development, LLC Beaumanon Road & Victory Blvd State College, PA 16801	Patton Township Centre County	Centre Conservation County District 414 Holmes Ave Ste 4 Bellefonte, PA 16823-1400
PAC550052	PAG-02 General Permit	Issued	High Caliber Cranes Brian Snyder 5 Meadowbrook Dr Selinsgrove, PA 17870	Union Township Snyder County	Snyder Conservation County District 10541 Route 522 Middleburg, PA 17842-7840
PAC600075	PAG-02 General Permit	Issued	David Gutelius 8th Street Mifflinburg, PA 17844	Mifflinburg Borough Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC600063	PAG-02 General Permit	Issued	Claire Zimmerman 5078 Old Turnpike Rd Lewisburg, PA 17837	Buffalo Township Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC60067	PAG-02 General Permit	Issued	JJ Powell, Inc. SR 0015 Allenwood, PA 17810	Gregg Township Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC600065	PAG-02 General Permit	Issued	Vincent Romanini 8th Street Mifflinburg, PA 17844	Mifflinburg Borough Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC600066	PAG-02 General Permit	Issued	Adrienne Kieliszak 111 & 115 Zeigler Rd Lewisburg, PA 17837	Kelly Township Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC600070	PAG-02 General Permit	Issued	Leon Martin Davis Street Millmont, PA 17845	Hartley Township Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC600071	PAG-02 General Permit	Issued	Stacey Kifolo Fairground Road Lewisburg, PA 17837	East Buffalo Township Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC60062	PAG-02 General Permit	Issued	John Martin Route 45 Limestone Township, PA 17844	Limestone Township Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC60069	PAG-02 General Permit	Issued	17890 Russell Rd, LLC 17890 Russell Rd Lot # 10 Great Stream Commons Gregg Township, PA 17887	Gregg Township Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC600068	PAG-02 General Permit	Issued	Steven Hoover Shuck Road West Buffalo Township, PA 17844	West Buffalo Township Union County	Union Conservation County District 155 N 15th St Lewisburg, PA 17837-8822
PAC040091	Gacho Solar, LLC	Issued	Gacho Solar, LLC 593 and 663 Bocktown Road Clinton, PA 15026	Independence Township Beaver County	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 724-378-1701
PAC110077	PAG-02 General Permit	Issued	Northern Cambria Municipal Authority 1202 Philadelphia Avenue Northern Cambria, PA 15714-3188	Susquehanna Township Cambria County	Cambria County Conservation District 401 Candlelight Drive Suite 221 Ebensburg, PA 15931 814-472-2120
PAC630218	PAG-02 General Permit	Issued	Donald Gennuso 3599 Millers Run Road Cecil, PA 15321	Cecil Township Washington County	Washington County Conservation District Suite 1 50 Old Hickory Ridge Road Washington, PA 15301

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC100143A1	PAG-02 General Permit	Issued	Seneca Valley School District 124 Seneca School Road Harmony, PA 16037	Jackson Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100246	PAG-02 General Permit	Issued	Future Development Group, LP 1272 Mars Evans City Road Suite 101 Evans City, PA 16033	Jackson Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC320049	PAG-02 General Permit	Issued	Peoples Natural Gas 5999 Route 119 Highway North Home, PA 15747	Rayne Township Indiana County	Indiana County Conservation District 435 Hamill Road Indiana, PA 15701 724-471-4751
PAD100013	Individual NPDES	Issued	F and H Development, LLC P.O. Box 297 Wexford, PA 15090	Buffalo Township Butler County	NWRO
PAD380014	Individual NPDES	Issued	Mt. Pleasant Venture, LLC 1020 Mount Pleasant Road Lebanon, PA 17042	North Lebanon Township Lebanon County	Regional Permit Coordination Office (RPCO)— Rachel Carson State Office Building 400 Market Street Harrisburg, PA 17101 Email: RA-EPREGIONAL PERMIT@pa.gov

**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 Hamilton 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
CAFO 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>
Murmac Farms, LLC 2336 Zion Road Bellefonte, PA 16823	Centre	1182	3018.75	Dairy	NA	Renewal

<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>
Dwight Manbeck 917 Schwartz Valley Road Schuylkill Haven, PA 17972	Schuylkill	159.2	4.45	Swine	NA	Approved
Joe Jurgielewicz & Son, LTD Hegins Farm 883 East Mountain Road Hegins, PA 17938	Schuylkill	1.0	45.31	Ducks	NA	Approved
Amos Zimmerman 43 Molino Road Orwigsburg, PA 17961	Schuylkill	9.3	112.45	Ducks	NA	Approved
Melvin Huber 118 Killinger Road Annville, PA 17003	Lebanon	57.4	927.66	Laying Hens, Sheep	NA	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 Hamilton 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).

Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, 570-826-2511.

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

Permit No. 3480055, Operations Permit, Public Water Supply.

Applicant	Pennsylvania American Water Company (PAWC) Stony Garden WTP 852 Wesley Drive Mechanicsburg, Pa 17055
Township	Hamilton Township
County	Monroe
Type of Facility	PWS
Consulting Engineer	Mr. Eric J. Keller, P.E. Project Manager Engineer PAWC 852 Wesley Drive Mechanicsburg PA 17055
Permit to Operate Issued	July 26, 2021

Permit No. 2660035, Operations Permit, Public Water Supply.

Applicant	Mr. Westley A. Smith, Owner The Village of Mountain Heights MHP, LLC 100 East 8th Street Milton, PA 17847
Township	Overfield Township
County	Wyoming
Type of Facility	PWS
Consulting Engineer	NA
Permit to Operate Issued	July 13, 2021

Permit No. 2660035, Operations Permit, Public Water Supply.

Applicant	Mr. Westley A. Smith, Owner (Permit Transfer) The Village of Mountain Heights MHP, LLC 100 East 8th Street Milton, PA 17847
Township	Overfield Township
County	Wyoming
Type of Facility	PWS

Consulting Engineer NA
 Permit to Operate June 8, 2021
 Issued

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.5.

*Southcentral Region: Clean Water Program Manager,
 909 Elmerton Avenue, Harrisburg, PA 17110.*

Plan Location:

Township	Township Address	County
Londonderry Township	783 South Geyers Church Road Middletown, PA 17057	Dauphin

Plan Description:

Approval is granted for an Act 537 Plan Special Study for Londonderry Township, Dauphin County. The plan provides for the upgrade and expansion of the Derry Township Municipal Authority Southwest sewage treatment plant at 1800 Swatara Creek Road to an annual average flow of 1.54 MGD. The Department's review of the Special Study has not identified any significant impacts resulting from this proposal. Permits must be acquired in the name of the Derry Township Municipal Authority. The DEP Code Number for this plan is E1-22920-ACT and Application No. 36882.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Disapprovals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.5.

*Southcentral Region: Clean Water Program Manager,
 909 Elmerton Avenue, Harrisburg, PA 17110.*

Plan Location:

Borough or Township	Borough or Township Address	County
City of Harrisburg	10 North 2nd Street Harrisburg PA 17101	Dauphin County

Plan Description:

The request for planning exception for the VOPA Tiny Home Community Subdivision (DEP Code No. A3-22001-190-3E; APS ID No. 1042150) has been disapproved. The proposed development—located at 1103 South Front Street in the City of Harrisburg, PA—consists of sewage planning to connect 21 new tiny homes to the Capital Region Water public sewer system. This request for planning exemption has been disapproved because the submission does not qualify as an exemption from the requirement to revise the Official Plan because the subdivision proposes the connection to or an extension of a privately owned facility as per Chapter 71, Section 71.51(b)(2).

HAZARDOUS SITES CLEANUP UNDER THE HAZARDOUS SITES CLEANUP ACT OF OCTOBER 18, 1988

Public Notice of Proposed Consent Order and Agreement Pennsylvania Department of Environmental Protection

Kwiatkowski Landfill Site, Hickory Township, Lawrence County.

Pursuant to Section 1113 of the Pennsylvania Hazardous Sites Cleanup Act, Act of October 18, 1988, P.L. 756, No. 108, 35 P.S. § 6020.101—6020.1305 (HSCA), notice is hereby provided that the Pennsylvania Department of Environmental Protection (Department) has agreed to a Consent Order and Agreement (Consent Order and Agreement) with TPC-York, Inc. (TPC-York) concerning cost recovery for the cleanup of three lagoons at the Kwiatkowski Landfill Site (Site).

The Site consists of a 93.86-acres abandoned municipal and industrial waste landfill located approximately one mile east of the City of New Castle on the north side of County Line Road. The unpermitted landfill was owned by Rudolph and Chester Kwiatkowski and operated from 1960 until 1982. The Site also included three unlined lagoons/impoundments used for the disposal of sludge wastes and pottery wastes (Operable Unit 1). During operations, pottery wastes generated at the Mayer China New Castle facility were disposed in Operable Unit 1.

In 2013 and 2014, the Department performed an Interim Response within Operable Unit 1 of the Site pursuant to Section 501 of the HSCA 35 P.S. § 6020.501 to protect the public and environmental receptors from direct contact with site-related hazardous substances and eliminate the ongoing release and threat of release of hazardous substances into the environment. The Interim Response included the stabilization, excavation, and off-site disposal of trichloroethylene and lead waste, clean soil backfill, site grading, and re-vegetation of the disturbed areas. Excavated areas met Pennsylvania Statewide health standards for soil. The wastes included elements and chemical compounds which are "hazardous substances" pursuant to Section 103 of the HSCA, 35 P.S. § 6020.103. The presence of these hazardous substances in Site surface water, sediment, and waste and soil constituted a "release" and "threatened release" of hazardous substances at the Site pursuant to Section 103 of the HSCA, 35 P.S. § 6020.103. The Department expended \$682,986.69 on investigation and remediation activities at Operable Unit 1 (Response Costs).

TPC-York is the successor to companies that owned Mayer China and is a "responsible party" as defined in Section 103 of HSCA, 35 P.S. § 6020.103. The specific terms of this settlement are described in the Consent Order and Agreement and include that TPC-York shall pay \$85,000 to the Department in settlement of its share of Response Costs for Operable Unit 1. Upon the effective date of the Consent Order and Agreement, TPC-York shall obtain a covenant not to sue from the Department and contribution protection, both as further described in the Consent Order and Agreement.

The Department will receive and consider public comments relating to the Consent Order and Agreement for sixty (60) days, from August 14, 2021 to October 20, 2021. The Department has the right to withdraw its consent to the Consent Order and Agreement if the comments

received disclose facts or considerations that indicate that the Consent Order and Agreement is inappropriate, improper, or not in the public interest. After the public comment period, the Department's settlement with TPC-York shall be effective upon the date that the Department notifies TPC-York, in writing, that the Consent Order and Agreement is final and effective in its present form, and that the Department has filed a response to significant written comments to the Consent Order and Agreement, or that no such comments were received.

Copies of the Consent Order and Agreement are available for inspection at the Department's Northwest Regional Office at 230 Chestnut Street, Meadville, PA 16335. Comments may be submitted, in writing, to Colin Kosinski, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335. Further information may be obtained by contacting Colin Kosinski, at 814-332-6648. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service at 800-645-5984.

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—6026.908).

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 Hamilton 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, 484-250-5787, Charline Bass.

152 Bridge Road, 152 Bridge Road, Schwenksville, PA 19473, Skippack Township, **Montgomery County**. Toby Kessler, PG, Gilmore & Associates, Inc., 65 East Butler Avenue, New Britain, PA 18901 on behalf of Tracy Termin, Coventry Environmental, Inc., 795 South Main Street, Spring City, PA 19475 submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide health standard.

332 Wilson Road Property, 332 Wilson Road, Hatboro, PA 19040, Hatboro Borough, **Montgomery County**. Morgan Evans, JMT Environmental Contracting Services, 710 Uhler Road, Easton, PA 18040 on behalf of Gary Bulicki, Home To Be, LLC, 332 Wilson Road, Hatboro, PA 19040 submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide health standard.

East Merton Crouthamel Elementary School, 143 South School Lane, Souderton, PA 18964, Souderton Borough, **Montgomery County**. Mark T. Smith, PG, Element Environmental Solutions, Inc., 61 Willow Street, P.O. Box 921, Adamstown, PA 19501 on behalf of Frank Ball, Souderton Area School District, 760 Lowe Road, Souderton, PA 18964 submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide health standard.

54 Wentworth Lane, 54 Wentworth Lane, Bryn Mawr, PA 19010, Radnor Township, **Delaware County**. Gilbert J. Marshall, PG, Marshall Geoscience, Inc., 170 1st Avenue, Collegeville, PA 19426 on behalf of Marc Schwarz, 54 Wentworth Lane, Bryn Mawr, PA 19010 submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide health standard.

Ponds and Gardens, 200 Limekiln Pike, Glenside, PA 19038, Glenside, PA 19038, Cheltenham Township, **Montgomery County**. Philip Donmoyer, PG, ECS Mid-Atlantic, LLC, 52-6 Grumbacher Road, York, PA 17406 on behalf of Greg Baltz, Grindstone Properties, LP, 1259 Cox Road, Rydal, PA 19046 submitted a Cleanup Plan/Risk Assessment Report/Remedial Investigation Report/Final Report concerning remediation of site soil contaminated with arsenic. The report is intended to document remediation of the site to meet the site-specific standard.

Parkwood Fill Site, Dunks Ferry Road and Mechanicsville Road, Philadelphia, PA 19154, City of Philadelphia, **Philadelphia County**. Jennifer L. Gresh, PG, Duffield Associates, Inc, 211 North 13th Street, Suite 702, Philadelphia, PA 19107 on behalf of Daniel Harkins, Philadelphia Department of Public Property, City Hall, Rm 784, Philadelphia, PA 19107 submitted a Remedial Investigation Report/Risk Assessment Report concerning remediation of site soil contaminated with vanadium and benzo(a)pyrene. The report is intended to document remediation of the site to meet the site-specific standard.

PAARNG Southampton Road Armory, 2700 Southampton Road, Philadelphia, PA 19154, City of Philadelphia, **Philadelphia County**. Robert Drewicz,

EnviroTrac, Ltd, 602 South Bethlehem Pike, Suite A2/A3, Ambler, PA 19002 on behalf of Thomas O. Marrs, PG, Pennsylvania Department of Military and Veterans Affairs, Building O-11, Fort Indiantown Gap, Annville, PA 17003 submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide health standard.

Byberry Woods, 1282 Byberry Road, Bensalem, PA 19020, Bensalem Township, **Bucks County**. Richard Lake, 2405 John Fries Highway, Quakertown, PA 18951 on behalf of Sandra DiNardo, Dauphine Building and Development, LP, 920 Wayland Circle Bensalem, PA 19020 submitted a Remedial Investigation Report/Cleanup Plan/Risk Assessment Report concerning remediation of site soil and groundwater contaminated with vinyl chloride. The report is intended to document remediation of the site to meet the site-specific standard.

APPS-Manoa Medical Center, 1010 West Chester Pike, Havertown, PA 19083, Haverford Township, **Delaware County**. Ethan Prout, PG, BSTI, 3157 Limestone Road, Cochranville, PA 19330 on behalf of Joe Forman, 1010 Realty, LLC, 2320 Haverford Road, Suite 200, Ardmore, PA 19003 submitted a Remedial Investigation Report/Cleanup Plan/Final Report concerning remediation of site soil contaminated with lead, naphthalene, toluene and 1,2,4-TMB. The report is intended to document remediation of the site to meet the site-specific standard.

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

D. Payne Well Pad 1, 2259 Upper Podunk Road, New Milford, PA 18834, Harford Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Cabot Oil & Gas Corporation, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a Final Report concerning remediation of a release of produced fluid (brine) that impacted soil. The report is intended to document remediation of the site to meet Statewide health standards.

Northcentral Region: Environmental Cleanup and Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701.

DVL Express, Inc. Accident Cleanup, Interstate 80 at MM 184.2E, Loganton, PA 17747, Greene Township, **Clinton County**. EnviroServe, Inc., 254 Reitz Avenue, Winfield, PA 17889, on behalf of DVL Express, Inc., 2064 167th Street, Markham, IL 60428, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel and motor oil. The report is intended to document remediation of the site to meet the nonresidential Statewide health standard.

Schneider Bulk National Carriers Accident Cleanup, 19481 SR 287, Plank, PA 16938, Pine Township, **Lycoming County**. Emergency Response and Training Solutions, 11231 Philips Industrial Blvd E, Suite 300, Jacksonville, FL 32256, on behalf of Schneider National Bulk Carriers, 1555 Glory Road, Green Bay WI 54320-5648, has submitted a Final Report concerning remediation of site soil contaminated with Diesel Fuel. The report is intended to document remediation of the site to meet the Statewide health 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 Hamilton 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, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

DeBlasio Property—Union Blvd, 2129 Union Boulevard, Allentown, PA 18109, Allentown City, **Lehigh County**. EMS Environmental, 4550 Bath Pike, Bethle-

hem, PA 18017, on behalf of the Estate of John DeBlasio, c/o Bonita Schaefer, 719 Dorset Road, Allentown, PA 18104, submitted a Final Report concerning remediation of soil contaminated by heating oil from an underground storage tank. The Final Report demonstrated attainment of Statewide health standards and was approved by DEP on July 28, 2021.

Carlton Property, 388 Valley View Drive North, Stroudsburg, PA 18360, Stroud Township, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Pipeline Petroleum, Inc., P.O. Box 159, Shippers Road, Macungie, PA 18062, submitted a Final Report concerning remediation of soil contaminated by heating oil from an underground storage tank. The report was intended to document remediation of the site to meet Statewide health standards but was disapproved by DEP on July 30, 2021.

Cottrell Property, 4197 East Lake Road, New Milford, PA 18834, New Milford Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Charles Cottrell, 4197 East Lake Road, New Milford, PA 18834, submitted a Final Report concerning remediation of soil contaminated by heating oil from an aboveground storage tank. The Final Report demonstrated attainment of Statewide health standards and was approved by DEP on July 30, 2021.

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

Kevin & Donna Neff Property, 580 Zion Road, Carlisle, PA 17015, South Middleton Township, **Cumberland County**. Miller Environmental Group, Inc., 1539 Bobali Drive, Harrisburg, PA 17104, on behalf of Kevin & Donna Neff, 580 Zion Road, Carlisle, PA 17015, submitted a Final Report concerning remediation of site groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the residential Statewide health standard and was approved by the Department on July 28, 2021.

Kastenbaum Residence, 3 Seven Springs Drive, Reading, PA 19607, Cumru Township, **Berks County**. Liberty Environmental, 505 Penn Street, Reading, PA 19601, on behalf of Michael Kastenbaum, 3 Seven Springs Drive, Reading, PA 19607 submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site groundwater and soil contaminated with No. 2 fuel oil. The Plan was disapproved by the Department on July 30, 2021.

Northcentral Region: Environmental Cleanup and Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701.

Schneider Bulk National Carriers Accident Cleanup, 19481 SR 287, Plank, PA 16938, Pine Township, **Lycoming County**. Emergency Response and Training Solutions, 11231 Philips Industrial Blvd E, Suite 300, Jacksonville, FL 32256, on behalf of Schneider National Bulk Carriers, 1555 Glory Road, Green Bay, WI 54320-5648, has submitted a Final Report concerning remediation of site soil contaminated with Diesel Fuel. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on July 29, 2021.

Williams-Hensel Replacement Project Spill Site, Right-of-Way near Hensel Fork Road, Sproul State Forest, Renovo, PA 17764, Leidy Township, **Clinton County**. Groundwater & Environmental Services, Inc., 1350 Blair

Drive, Suite A, Odenton, MD 21113 on behalf of Williams, 611 West Street, Oneonta, NY, 14820, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on July 29, 2021.

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

Fee ANF Warrant 3231, Forest Service Road 302, Jones Township, **Elk County**. Moody & Associates, Inc., 11548 Cotton Road, Suite 101, Meadville, PA 16335 on behalf of Diversified Production, LLC, 4150 Belden Village Street, NW, Suite 410, Canton, OH 44718-2553 has submitted a Final Report concerning the remediation of site soil contaminated with Zinc, Aluminum, Barium, Boron, Iron, Lithium, Manganese, Selenium, Strontium, Vanadium and site groundwater contaminated with Chloride. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on July 28, 2021.

Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401, 484-250-5787, Charline Bass.

3421 Aramingo Avenue, 3421 Aramingo Avenue, Philadelphia, PA 19134, City of Philadelphia, **Philadelphia County**. Jason Hanna, Langan Engineering and Environmental Services, Inc., 1818 Market Street, Suite 3300, Philadelphia, PA 19103 on behalf of Scott Montgomery, MAP REAL ESTATE, LLC/c/o Raider Hill Advisors, LLC, 25700 Science Park Drive, Suite 270, Beachwood, OH 44122, submitted a Remedial Investigation Report/Cleanup Plan concerning the remediation of site soil contaminated with SVOCs, metals and PAHs. The Report was reviewed by the Department which issued a technical deficiency letter on July 26, 2021.

United States Steel Corporation—143 Acre Parcel, One Ben Fairless Drive, Fairless Hills, PA 19030, Falls Township, **Bucks County**. John Garges, PG, GHD Services, Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341 on behalf of Andrew Mace, NP Falls Township Industrial, LLC, 2652 Mayfair Lane, York, PA 17408 submitted a Remedial Investigation Report/Risk Assessment Report/Final Report concerning the remediation of site soil contaminated with PAHs, SVOCs, VOCs, and metals. The Final Report demonstrated attainment of the Statewide health standard/site-specific standard and was approved by the Department on July 27, 2021.

PECO Norristown MGP Site, 358 East Washington Street, Norristown, PA 19401, Borough of Norristown, **Montgomery County**. Michael Welsh, PE, Welsh Environmental, Inc., 131 Clearview Drive, Downingtown, PA 19335 on behalf of Kimberly Huntley, T. Lowe Enterprise, GP, LLC, P.O. Box 645, Southeastern, PA 19399 submitted a Cleanup Plan/Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with other organics. The Report was approved by the Department on July 28, 2021.

Sonny Cleaners, 130 West Main Street, Unit 108, Trappe, PA 19426, Trappe Borough, **Montgomery County**. Geoff Kristof, Aquaterra Technologies, Inc., 122 South Church Street, West Chester, PA 19382 on behalf of Arne Anderson, Trappe Center LP, 1055 Westlakes Drive, Suite 170, Berwyn, PA 19312 submitted a Remedial Investigation Report/Cleanup Plan/Final Report concerning the remediation of site soil contaminated

with tetrachloroethene. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on July 27, 2021.

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

Horwith Trucks, Inc., P.O. Box 7, Northampton, PA 18067. License No. **PA-AH 0176**. Effective July 8, 2021.

STC Industrial, LLC, 1885 Lynette Drive, Sumter, SC 29154. License No. **PA-AH 0439**. Effective July 29, 2021.

Quality Carriers, Inc., 102 Pickering Way, Exton, PA 19341. License No. **PA-AH 0630**. Effective June 24, 2021.

Waste Recovery Solutions, LLC, 343 King Street, Myerstown, PA 17067. License No. **PA-AH 0683**. Effective July 29, 2021.

Perdue Environmental Contracting Co., Inc., 250 Etter Drive, Nicholasville, KY 40356. License No. **PA-AH 0829**. Effective August 3, 2021.

Daniels Sharpmart, Inc., 111 W. Jackson Blvd., Chicago, IL 60604. License No. **PA-AH 0864**. Effective July 8, 2021.

Drug & Laboratory Disposal, Inc., 331 Broad Street, Plainwell, MI 49080. License No. **PA-AH 0887**. Effective June 17, 2021.

AAT Carriers, Inc., 111 E. 8th St., Chattanooga, TN 37402. License No. **PA-AH 0890**. Effective July 29, 2021.

Wade Salvage, Inc., 382 Jackson Rd, Atco, NJ 08004. License No. **PA-AH S246**. Effective July 1, 2021.

Transporter Licenses Reissued

Horwith Trucks, Inc., P.O. Box 7, Northampton, PA 18067. License No. **PA-AH 0176**. Effective July 8, 2021.

STC Industrial, LLC, 1885 Lynette Drive, Sumter, SC 29154. License No. **PA-AH 0439**. Effective July 29, 2021.

Quality Carriers, Inc., 102 Pickering Way, Exton, PA 19341. License No. **PA-AH 0630**. Effective June 24, 2021.

Waste Recovery Solutions, LLC, 343 King Street, Myerstown, PA 17067. License No. **PA-AH 0683**. Effective July 29, 2021.

Perdue Environmental Contracting Co., Inc., 250 Etter Drive, Nicholasville, KY 40356. License No. **PA-AH 0829**. Effective August 3, 2021.

Daniels Sharpmart, Inc., 111 W. Jackson Blvd., Chicago, IL 60604. License No. **PA-AH 0864**. Effective July 8, 2021.

Drug & Laboratory Disposal, Inc., 331 Broad Street, Plainwell, MI 49080. License No. **PA-AH 0887**. Effective June 17, 2021.

AAT Carriers, Inc., 111 E. 8th St., Chattanooga, TN 37402. License No. **PA-AH 0890**. Effective July 29, 2021.

Wade Salvage, Inc., 382 Jackson Rd, Atco, NJ 08004. License No. **PA-AH S246**. Effective July 1, 2021.

New Applications Received

876947 Ontario Limited o/a RPR Env, 164-166 S Service Rd, Stoney Creek, ON L8E 3H6. License No. **PA-AH 0913**. Effective July 8, 2021.

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.

New Transporter Licenses Issued

876947 Ontario Limited o/a RPR Env, 164-166 S Service Rd, Stoney Creek, ON L8E 3H6. License No. **PA-AH 0913**. Effective July 8, 2021.

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.

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

Bio-Haz Solutions, Inc., 23 Tonoli Rd, Nesquehoning, PA 18240. License No. **PA-HC 0191**. Effective July 8, 2021.

Transporter License Reissued

Bio-Haz Solutions, Inc., 23 Tonoli Rd, Nesquehoning, PA 18240. License No. **PA-HC 0191**. Effective July 8, 2021.

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, Inc., 728 Antrim Road, Wellsboro, PA 16901, Duncan Township, Tioga County. This permit renewal is for the Phoenix Resources Residual Waste Landfill. The permit was issued by DEP Northcentral Regional Office on July 28, 2021.

Persons interested in reviewing the general permit applications may contact Lisa D. Houser, P.E., Environmental Engineer Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3752. TDD users may contact the Department through the Pennsylvania Hamilton 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 18701-1915.

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.

GP3-52-003A: Dingmans Ferry Stone, Inc. (P.O. Box 686, Dingmans Ferry, PA 18328) issued on June 25, 2021, for the operation of portable nonmetallic mineral processing equipment at Dingmans Ferry Stone Quarry located in Delaware Township, **Pike County**.

GP9-52-003A: Dingmans Ferry Stone, Inc. (P.O. Box 686, Dingmans Ferry, PA 18328) issued on June 25, 2021, for the operation of five diesel-fired engines associated with the GP3 portable nonmetallic mineral processing equipment at Dingmans Ferry Stone Quarry located in Delaware Township, **Pike County**.

GP1-48-014: Saint Luke's Hospital (250 South 21st Street, Easton, PA 18042) issued on July 1, 2021, for the operation of two 14.3 MMBtu/hr natural gas-fired boilers and one 16.5 MMBtu/hr natural gas-fired boiler located in Wilson Borough, **Northampton 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.

GP3-21-03135: R.S. Services (119 Falls Road, Beech Creek, PA 16822) on July 12, 2021, for portable nonmetallic mineral processing equipment, including 3 crushers and 2 screens, under GP3, at the Picking Estates property in Hampden Township, **Cumberland County**.

GP11-21-03135: R.S. Services (119 Falls Road, Beech Creek, PA 16822) on July 12, 2021, for five non-road engines under GP11, to operate portable nonmetallic mineral processing equipment, at the Picking Estates property in Hampden Township, **Cumberland County**.

GP1-36-03181E: Nissin Foods Co., Inc. (2901 Hempfield Road, Lancaster, PA 17601) on July 29, 2021, for 1 new natural gas-fired boiler and eight existing boilers, under GP1, at the facility located in East Hempfield Township, **Lancaster County**.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Program Manager, (570) 327-3648.

AG5-41-00015A: Regency Marcellus Gas Gathering, LLC (101 West Third Street, Third Floor, Williams-

port, PA 17701) was issued on July 22, 2021, a GP-5 reauthorization for continued operation of the Ogontz West Compressor Station in Cummings Township, **Lycoming County**, pursuant to the PA DEP Air Quality Bureau's General Plan Approval and General Operating Permit for Natural Gas Compression Stations, Processing Plants, and Transmission Stations (BAQ-GPA/GP-5).

AG5-17-00002A: Diversified Production, LLC (395 Airport Road, Indiana, PA 15701) on July 29, 2021, received re-authorization to operate existing sources pursuant to the pursuant to the General Plan Approval and/or General Operating Permit for Compression Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5) at the Strong Compressor Station located in Jordan Township, **Clearfield County**. The sources include one (1) 500 bhp Caterpillar model G398NA four-stroke rich-burn natural-gas-fired compressor engine equipped with non-selective catalyst; one (1) 0.7 MMscf/day Smith Industries, Inc. dehydration unit equipped with a 0.2 MMBtu/hr natural-gas fired reboiler, two (2) 4,200-gallon produced water tanks and two (2) 300-gallon lube oil tanks.

AG5-53-00002B: Pennsylvania General Energy Company, LLC (120 Market Street, Warren, PA 16365) was issued on July 28, 2021, an authorization for the construction and operation a compressor engine source installation (Engine 1), including a 331-bhp Caterpillar model G3408TA 4SRB engine, with NSCR, that will be used to power the natural gas compression process on-site, pursuant to the PA DEP Air Quality Bureau's General Plan Approval and General Operating Permit for Natural Gas Compression Stations, Processing Plants, and Transmission Stations (BAQ-GPA/GP-5) at the Horton Run Compressor Station in Wharton Township, **Potter County**.

Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Edward Orris, New Source Review Chief, 412.442.4168.

GP5-26-00614A/AG5-26-00005A Coastal Smith Well Pad and West Summit Compressor Station: INR Operating, LLC (2605 Cranberry Square, Morgantown, WV 26508) on July 28, 2021, to authorize construction and operation of 1-Caterpillar compressor rated at 1,380 bhp and allow continue operation of existing sources which include 1-400 bhp Waukesha engine, 1-dehydrator rated at 25 MMscfd i/c 1.0 MMBtu/hr reboiler and a flash tank, 9-produced water tanks, 36-intermittent bleeders rated at 13.5 scfd, truck load-out operations, blowdowns, pigging and fugitive operations, and line heaters at Coastal Smith Well Pad Site and West Summit Compressor Station located in Springhill Township, **Fayette County**.

GP3-65-01126A: Curry & Kepple, Inc. (126 Ten School Rd., New Alexandria, PA 15670-3043) on July 28, 2021, for the installation and operation of portable non-metallic mineral processing equipment at the Wagner Mine located in Derry Borough, **Westmoreland County**.

GP11-65-01126A Curry & Kepple, Inc. (126 Ten School Road, New Alexandria, PA 15670) on July 28, 2021, to allow the installation and operation of two (2) nonroad diesel-fired engines of various capacities in conjunction with a portable nonmetallic mineral processing plant located in Derry Borough, **Westmoreland 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: James Beach, New Source Review Chief—Telephone: 484-250-5920.

46-0027H: Janssen Research & Development, LLC (1400 McKean Road, Spring House, PA 19477) for the installation of a new 1,000-ekW emergency generator set at its existing pharmaceutical research and development facility located in Lower Gwynedd Township, **Montgomery County**.

Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Edward Orris, New Source Review Chief, 412.442.4168.

65-00137C: ATI Flat Rolled Products Holdings, LLC (100 River Road, Brackenridge, PA 15014) Plan Approval issuance date effective July 21, 2021, to allow the installation and initial temporary operation of one (1) 7 MMBtu/hr NG Boiler, one (1) 500 kW Emergency Generator, one (1) Kolene Descaling line with an average of 35 tons/hr throughput and controlled by one (1) 17,250 ACFM scrubber, one (1) Sulfuric Acid Pickling line with an average of 35 tons/hr throughput and controlled by the existing 3,715 ACFM Tri-Mer scrubber, one (1) 8 MMBtu/hr Kolene Heater, one (1) Cleaning Line Alkaline Degreasing source with an average throughput of 10,400 tpy, one (1) Cleaning Line Pickling source with an average throughput of 10,400 tpy and controlled by a 2,500 SCFM scrubber, one (1) Bright Anneal Alkaline Degreasing source with an average throughput of 53,000 tpy, one (1) 17.7 MMBtu/hr Bright Anneal Furnace, one (1) Bright Anneal Passivation source with an average throughput of 53,000 tpy, one (1) 3.6 MMBtu/hr Hood Anneal Furnace, and one (1) Cooling Tower with recirculation rate of 792.5 gpm. The facility is located in Vandergrift Borough, **Westmoreland 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 Beach, New Source Review Chief—Telephone: 484-250-5920.

09-0196K: Abington Reldan Metals, LLC (550 Old Bordentown Road, Fairless Hills, PA 19030) On July 28, 2021 an extension for the temporary operation of a new thermal Destructor No. 5 and its associated afterburner, baghouse, and wet scrubber unit; source IDs 014, CO14A, CO14B, and C)14C in Falls Township, **Bucks County**.

46-0040D: Lux Global Label CO, LLC (2025 Joshua Rd., Lafayette Hill, PA 19444-2431) On July 30, 2021, an

extension for the temporary operation of the re-routing the VOC exhaust of thirteen (13) existing solvent-based rotogravure printing station I previously permitted as Source 112) from directly to the outdoor atmosphere to an existing regenerative thermal oxidizer (C03) in Whitmarsh 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.

22-05050C: Dauphin Meadows Inc./Millersburg Municipal Waste Landfill (10376 Bullock Drive, King George, VA 22485-6658) on July 7, 2021, for the modification of the gas collection and control system (GCCS) which allows for the permanent passive operation of the landfill gas (LFG) collection system by removing the enclosed ground flare (DEP ID No. C001) and the LFG Utility Flare (DEP ID No. C002) at the landfill facility in Washington Township, **Dauphin County**. The plan approval was extended.

36-05015I: Dart Container Corporation of PA (60 East Main Street, Leola, PA 17540) on July 8, 2021, for the construction of three (3) new Polypropylene (PP) extrusion and thermoforming lines at building # 4 at the Leola Plant in Upper Leacock Township, **Lancaster County**. As part of the project, two (2) of the existing Polystyrene (PS) lines in building # 4 will be removed. Also, as part of the proposed project, the facility will be authorized to implement an Alternate Operating Scenario (AOS) which will allow the remaining PS extruders in building # 4 the option of switching to producing PP products. The plan approval was extended.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Program Manager, (570) 327-3648.

08-00052B: REV LNG SSL BC, LLC (6603 W. Broad St., Richmond, VA 23230) on July 27, 2021, to extend the plan approval expiration date to February 18, 2022 to allow continued operation of the sources at the Towanda liquefied natural gas (LNG) facility located in Herrick Township, **Bradford County**.

49-00067A: Custom Container Solutions, LLC (201 North Industrial Road, Milton, PA 17847) on July 27, 2021 to extend the authorization to operate the steel container manufacturing operation at their facility located in Milton Borough, **Northumberland County** on a temporary basis to January 24, 2022. The plan approval has been extended.

14-00003J: Penn State University (208 Office of Physical Plant, University Park, PA 16802) on July 21, 2021, was issued a plan approval extension to authorize continued operation of the Ag Digester (Source ID P201) at their University Park Campus in State College, **Centre County**, to allow for additional time to complete source shakedown and the required source testing. The plan approval has been extended for an additional 180 days.

Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Edward Orris, New Source Review Chief, 412.442.4168.

26-00535B: Dynegy Fayette II, LLC (100 Energy Drive, Masontown, PA 15461-2588) plan approval extension effective August 28, 2021, with expiration on February 28, 2022, to extend the period of temporary operation of the modified combustion gas turbines (CGT) at Fayette Energy Center located in German Township, **Fayette County**.

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.

15-00103: Christiana Cabinetry, (504 Rosemont Avenue, Atglen, PA 19310-9449) On July 27, 2021, for the renewal of a State Only Operating Permit for the operation of six spray booths at a custom cabinet manufacturing facility located in Atglen Borough, **Chester County**.

15-0143: Phoenixville Crematory, Inc. (610 Main Street, Phoenixville, PA 19460) On July 28, 2021, renewal of their Air Quality Natural Minor Operating Permit for the operation of a human crematory at the Campbell-Ennis-Klotzbach Funeral Home located in Phoenixville Borough, **Chester County**.

46-00282: Titan International, Inc. (700 Queen Street, Pottstown, PA 19464), On July 27, 2021, for the renewal of a Natural Minor Operating Permit for operation of two (2) batch reactor tanks, two (2) natural gas cooking kettles, and related metal recovery equipment, including fume scrubbers located in Pottstown Borough, **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.

07-05034: PA Dept. of Military & Veterans Affairs, Hollidaysburg Veterans Home (P.O. Box 319, Hollidaysburg, PA 16648-0319) on July 6, 2021, for the boilers and generators at the Hollidaysburg Veterans Home located in Allegheny Township, **Blair County**. The State-Only Permit was renewed.

06-05068: Reading Terminals DE, LLC (900 S. Eisenhower Blvd., Middletown, PA 17057-5503) on July 6, 2021, for the petroleum products distribution terminal located in Sinking Spring Borough, **Berks County**. The State-Only Permit was renewed.

44-05013: Glenn O. Hawbaker, Inc. (711 East College Avenue, Pleasant Gap, PA 16823-6854) on July 29, 2021, for the stone crushing and hot mix asphalt operations at the Naginey Quarry located in Armagh Township, **Mifflin County**. The State-Only Permit was renewed.

Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.

Contact: Muhammad Q. Zaman, Program Manager, 570-327-3648.

53-00018: PA Pellets, LLC (a Delaware Corporation) (958 State Route 49 West, Ulysses, PA 16948-9364) on July 28, 2021 issued a State Only Operating Permit for their facility located in Ulysses Borough, **Potter County**. The State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

30-00255: Alliance Petroleum Co., LLC (101 McQuiston Drive, Jackson Center, PA 16133) on July 29, 2021, the Department of Environmental Protection issued an initial natural minor State-Only Operating Permit for the operation of the Gordon Hill natural gas compressor station located in Franklin Township, **Greene County**. This facility is subject to the applicable requirements of 25 Pa. Code, Chapters 121 through 145 and the applicable National Emission Standards for Hazardous Air Pollutants including 40 CFR Part 63 Subpart ZZZZ. The permit includes emission restrictions, operating requirements, monitoring requirements, work practice standards, and recordkeeping requirements for the site.

56-00321: Alliance Petroleum Co., LLC (101 McQuiston Drive, Jackson Center, PA 16133) on July 29, 2021, the Department of Environmental Protection issued an initial natural minor State-Only Operating Permit for the operation of the Conemaugh natural gas compressor station located in Jenner Township, **Somerset County**. This facility is subject to the applicable requirements of 25 Pa. Code, Chapters 121 through 145 and the applicable National Emission Standards for Hazardous Air Pollutants including 40 CFR Part 63 Subpart HH and Subpart ZZZZ. The permit includes emission restrictions, operating requirements, monitoring requirements, work practice standards, and recordkeeping requirements for the site.

63-00934: MarkWest Liberty Midstream & Resources, LLC (4600 J. Barry Ct., Ste. 500, Canonsburg, PA 15317) on July 29, 2021, the Department of Environmental Protection issued an initial synthetic minor State-Only Operating Permit for the operation of the MarkWest Godwin natural gas compressor station located in Canton Township, **Washington County**. This facility is subject to the applicable requirements of 25 Pa. Code, Chapters 121 through 145 and the applicable Federal New Source Performance Standards including 40 CFR Part 60 Subpart JJJJ and National Emission Standards for Hazardous Air Pollutants including 40 CFR Part 63 Subpart HH and Subpart ZZZZ. The permit includes emission restrictions, operating requirements, testing requirements, monitoring requirements, work practice standards, and recordkeeping requirements for the site.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.

24-00022: St. Marys Carbon Company (259 Eberl St, Saint Marys, PA 15857-1677). On July 26, 2021, the Department issued the modified State Only Natural Minor Operating Permit for the carbon, graphite, and

metal/graphite production facility located in the City of Saint Marys, **Elk County**. The modification is for the inclusion into the permit of the two (2) existing carbon/graphite mixers that are subject to a plan approval (24-022B) to install oxidizer(s) to control odor emissions from these mixers. The facility's other primary emission sources include eight natural gas boilers, four carbon baking kilns, four belt chain furnaces, four curing ovens, three continuous furnaces, five smoke ovens, three carbon baking furnaces, a graphitization system, finishing departments and associated machines, a backup generator, and a degreaser. The potential emissions of the primary pollutants from the facility are as follows: 9.94 TPY NO_x, 8.28 TPY CO, 10.32 TPY VOC, 0.31 TPY HAPs, 4.06 TPY PM₁₀ and PM_{2.5}, and 0.43 TPY SO_x; thus, the facility is a natural minor. The backup generator is subject to 40 CFR 63 Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines. The modified permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

24-00126: US Resistor (1016 DeLaum Rd, Saint Marys, PA 15857), on July 27, 2021, the Department issued the renewal State-Only Operating Permit of a ceramic and organic industrial resistors manufacturing facility located in Saint Marys City, **Elk County**. Permitted air contamination sources at the facility are curing and sintering ovens, material handling mixing and processing operations, a batch cold cleaning machine, metallic wire spray application, and resistor coating operations. Using a halogenated solvent for cleaning, the batch cold cleaning machine is subject to § 40 CFR 63 Subpart T. In this renewal, two sintering ovens are added as permitted sources. A decommissioned batch kiln is removed as a permitted source. Not enforceable as a permit condition, an emission restriction criterion based on an approved Request for Determination is removed from the permit.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA. 19104-4543.

Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.

The City of Philadelphia, Air Management Services (AMS) issued on August 3, 2021, an initial Synthetic Minor State Only Operating Permit for the following facility:

OP21-000015: Philadelphia Public Services Building (400 North Broad Street, Philadelphia, PA 19130) on August 3, 2021, was issued an initial Synthetic Minor (State Only) Operating Permit for the operation of air emission sources in a building used for general support of city government, in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are three (3) boilers firing natural gas, of which one rated 0.399 MMBtu/hr and two rated 3.0 MMBtu/hr each, one (1) boiler firing No. 2 oil rated 6.25 MMBtu/hr, two (2) humidifiers each rated 0.50 MMBtu/hr, and three (3) emergency generators firing diesel fuel each rated 2682 HP. Additionally, the facility has six (6) insignificant unit heaters each rated 0.25 MMBtu/hr or less that are included in the Synthetic Minor Operating Permit for facility-wide emission calculation, and they are required to follow the applicable requirements in the Synthetic Minor Operating Permit.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.

Contact: Janine Tulloch-Reid, New Source Review Chief—Telephone: 484-250-5920.

15-00077: Hanson Aggregates (Downingtown Quarry) (499 Quarry Road, Downingtown, PA 19335), On July 27, 2021, for an amendment that DEP opened for cause to correct errors that resulted when the permit was transferred from the plan approval into the permit for their facility located in East Caln Township, **Chester County**. The Administrative Amendment of State Only Operating Permit was issued in accordance with the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450.

Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

SOOP-11-00325: Maple Coal Company (P.O. Box 228, 224 Grange Hall Rd., Armagh, PA 15920-0228). Administrative Amendment, issued on July 31, 2021, to change the names of the Responsible Official and Permit Contact, on the permit. The name of the Responsible Official is now James Panaro, Executive Vice President. The name of the Permit Contact is now Jeffrey Polenik, Engineering Manager. The Colver Refuse Reprocessing Plant is located in Barr Township, **Cambria County**.

SOOP-63-00110: Corelle Brands, LLC (100 8th Street, Charleroi, PA 15022-1619). Administrative Amendment, issued on July 30, 2021, to change the name of the Responsible Official, on the permit. The name of the Responsible Official is now Nicholas P. Iacovino, Plant Director. The Charleroi Plant is located in Charleroi Borough, **Washington County**.

TVOP-65-00839: Texas Eastern Transmission, L.P. (5400 Westheimer Court, Houston, TX 77056-5353). Administrative Amendment, issued on October 21, 2019, to change the name of the Permit Contact, on the permit. The name of the Permit Contact is now Phillip Wiedenfeld. The Delmont Compressor Station is located in Salem Township, **Westmoreland County**.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481.

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.

24-00131: SGL Carbon Corporation (900 Theresia Street, P.O. Box 1030, Saint Marys, PA 15857). On July 15, 2021 the Department issued an administrative amendment to the State Operating Permit to incorporate the conditions of plan approvals 24-131R, 24-131S, 24-131T, 24-131U and 24-131W into the permit for the facility located in Saint Marys City, **Elk County**.

42-00174: Casella Waste Mgmt of PA, Inc., McKean Cnty Ldfl (19 Ness Ln, Kane, PA 16735-5335). The Department on July 7, 2021 issued an administrative amendment of the Title V Operating Permit for the facility located in Sergeant Township, **McKean County**. The amendment incorporates the requirements of Plan Approval 42-174H.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

Coal Permits Issued

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

Permit No. 56050105 and NPDES Permit No. PA0249793. Svonavec, Inc., 2555 New Centerville Road, Rockwood, PA 15557, permit renewal for reclamation only of a bituminous surface mine in Milford Township, **Somerset County**, affecting 273.6 acres. Receiving streams: Unnamed tributaries to/and Middle Creek and unnamed tributaries to/and South Glade Creek, classified for the following use: trout stocked fishes, warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: March 23, 2021. Permit issued: July 27, 2021.

Permit No. 4074SM28 and NPDES No. PA0599123. PBS Coals, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, renewal of an NPDES permit for a reclaimed surface coal operation for water treatment only in Summit Township, **Somerset County**, affecting 377.2 acres. Receiving stream: Unnamed Tributaries to Bigby Creek and Bigby Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: March 23, 2021. Permit issued: July 27, 2021.

Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191, (Contact: Cayleigh Boniger).

Permit No. 33080105. Original Fuels, Inc., P.O. Box 343, Punxsutawney, PA 15767, Revision to an existing bituminous surface mine to change the post mining land use from Forestland and Forestland Abandoned Surface Mine to Unmanaged Natural Habitat on the property(ies) of Gary D. Fairman, Tyler P. Wingard and Dian J. Campbell in Perry and Young Townships, **Jefferson County**. Receiving stream(s): Unnamed tributaries to Mahoning Creek classified for the following use(s): CWF. Application received: May 7, 2021. Permit Issued: July 26, 2021.

Permit No. 33140102. P. and N. Coal Company, Inc., 680 Old Route 119 Hwy N, Indiana, PA 15701, Renewal of an existing bituminous surface mine in Porter Township, **Jefferson County**, affecting 512.2 acres. Re-

ceiving stream(s): Foundry Run, unnamed tributaries to Foundry Run, and unnamed tributaries to Mahoning Creek classified for the following use(s): CWF. This renewal is issued for reclamation only. Application received: February 22, 2021. Permit Issued: July 27, 2021.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

Permit No. 17100101 and NPDES PA0257265. Waroquier Coal Company, P.O. Box 128, Clearfield, PA 16830. Permit renewal for continued operation and restoration of a bituminous surface coal mine located in Lawrence Township, **Clearfield County** affecting 115.0 acres. Receiving stream(s): Unnamed Tributaries to W. Branch Susquehanna River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: January 5, 2021. Permit issued: July 27, 2021.

Permit No. 14940101 and NPDES PA0219932. Junior Coal Contracting, Inc., 2330 Six Mile Road, Philipsburg, PA 16866. Permit renewal for continued operation and restoration of a bituminous surface coal mine located in Rush Township, **Centre County** affecting 500.00 acres. Receiving stream(s): Unnamed Tributaries to Moshannon Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: December 16, 2020. Permit issued: July 29, 2021.

Noncoal Permits Issued

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

PAM216007-GP104. Cynthia E. Russell, 2640 Greenville Pike, Grampian, PA 16838. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 14050302** located in Howard Township, **Centre County**. Receiving stream(s): Bald Eagle Creek classified for the following use(s): WWF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 26, 2021. Approval of Coverage: July 30, 2021.

PAM220002-GP104. Rock Ridge Quarries, Inc., 1099 Back Road, Sugar Run, PA 18846. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 08202501** located in Wilmot Township, **Bradford County**. Receiving stream(s): Sugar Run Creek classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 26, 2021. Approval of Coverage: July 30, 2021.

PAM219003-GP104. Heysham Paving Co., Inc., 1815 Barney Hill Road, Elkland, PA 16820. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 4775SM2** located in Nelson Township, **Tioga County**. Receiving stream(s): Cowanesque River classified for the following use(s): WWF, MF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 26, 2021. Approval of Coverage: July 30, 2021.

PAM218013-GP104. B.C. Crushing, Inc., 833 Pickett Road, Laceyville, PA 18623. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal**

Permit No. 08102802 located in Stevens Township, **Bradford County**. Receiving stream(s): Unnamed Tributary to Wyalusing Creek classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 26, 2021. Approval of Coverage: July 30, 2021.

PAM218008-GP104. Upham Farms, 223 Upham Road, LeRaysville, PA 18829. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 08182501** located in Pike Township, **Bradford County**. Receiving stream(s): Unnamed Tributary to Williams Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 26, 2021. Approval of Coverage: July 30, 2021.

PAM219005-GP104. Bill Johnson, 120 Johnson Hill Lane, Wyalusing, PA 18853. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 08090805** located in Stevens Township, **Bradford County**. Receiving stream(s): Unnamed Tributary to Wyalusing Creek classified for the following use(s): WWF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 29, 2021. Approval of Coverage: August 2, 2021.

PAM216008-GP104. Willow Lake Excavation, 62 Crossing Lane, Lewisburg, PA 17837. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 60910301** located in Gregg Township, **Union County**. Receiving stream(s): West Branch Susquehanna classified for the following use(s): WWF, MF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 29, 2021. Approval of Coverage: August 2, 2021.

PAM217026-GP104. Dale Alan Aumick, 1301 Mill Creek Road, Mansfield, PA 16933. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 59042802** located in Tioga Township, **Tioga County**. Receiving stream(s): Unnamed Tributary to Mill Creek and Painter Run classified for the following use(s): TSF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 29, 2021. Approval of Coverage: August 2, 2021.

PAM218011-GP104. DeCristo, Inc., 9070 Route 414, Canton, PA 17724. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 59980302** located in Chatham and Westfield Townships, **Tioga County**. Receiving stream(s): Unnamed Tributary to Jemison Creek classified for the following use(s): WWF, MF. There are no potable water supply intakes within 10 miles downstream. Notice of Coverage received: July 29, 2021. Approval of Coverage: August 2, 2021.

PAM213003-GP104. Bowser Lumber Co., Inc., 8530 Colonel Drake Highway, Mahaffey, PA 15757. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 17130801** located in Bell Township, **Clearfield County**. Receiving stream(s): West Branch Susquehanna River classified for the following use(s): CWF, MF. There are no potable

water supply intakes within 10 miles downstream. Notice of Coverage received: July 29, 2021. Approval of Coverage: August 2, 2021.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. PAM121021. National Quarries, LLC, P.O. Box 562, Villanova, PA 19085, coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 22150801 in West Hanover Township, **Dauphin County**, receiving stream: unnamed tributary to Fishing Creek. Application received: April 9, 2021. Permit issued: August 2, 2021.

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, (Contact: Theresa Reilly-Flannery).

Permit No. 23412102. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, construction blasting for Mercedes Benz Dealership in Chadds Ford Township, **Delaware County** with an expiration date of June 10, 2022. Permit issued: July 27, 2021.

Permit No. 35214105. Maurer & Scott Sales, Inc., 122 Thomas Street, Coopersburg, PA 18036, construction blasting for Glenmaura Commons in Moosic Borough, **Lackawanna County** with an expiration date of July 21, 2022. Permit issued: July 27, 2021.

Permit No. 35214106. Hayduk Enterprises, Inc., 257 Riverside Drive, Factoryville, PA 18419, construction blasting for Steve Gris foundation in South Abington Township, **Lackawanna County** with an expiration date of December 31, 2021. Permit issued: July 27, 2021.

Permit No. 40214117. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, construction blasting for Centerpoint East 2B Lot 33 in Jenkins Township, **Luzerne County** with an expiration date of July 16, 2022. Permit issued: July 27, 2021.

Permit No. 40214118. Hayduk Enterprises, Inc., 257 Riverside Drive, Factoryville, PA 18419, construction blasting for Fairmount Township Shale Pit in Fairmount Township, **Luzerne County** with an expiration date of July 30, 2023. Permit issued: July 27, 2021.

Permit No. 40214116. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, construction blasting for Project Cumulus in Salem Township, **Luzerne County** with an expiration date of July 2, 2022. Permit issued: July 28, 2021.

Permit No. 40214001. Susquehanna Haul & Drilling, LLC, 249 Harland Street, Exeter, PA 18643, construction blasting for Hazleton Business Park in the City of Hazleton, **Luzerne County** with an expiration date of October 15, 2021. Permit issued: July 28, 2021.

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 the applicable provisions of Sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), and that the construction will not violate applicable Federal and State Water Quality Standards.

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, 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 Hamilton Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30-days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30-days. You do not need a lawyer to file an appeal with the Board.

Important legal rights are at stake, however, so you should show this notice to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the Secretary to the Board (717) 787-3483 for more information.

WATER OBSTRUCTIONS AND ENCROACHMENTS

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.

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484.250.5160. E-mail: ra-epww-sero@pa.gov.

Permit No. E4601220-043, Southeastern Pennsylvania Transportation Authority, 1234 Market Street, Philadelphia, PA 19107, Abington and Cheltenham Townships and Jenkintown Borough, Montgomery County, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the SEPTA Jenkintown Flood Mitigation Project:

1. To perform repointing work and gabion retaining walls with Redi-Rock walls associated with rehabilitation

of a bridge over Tacony Creek (WWF-MF, SEPTA Bridge 11.22) and in place of the gabion retaining wall system, construct and maintain Redi-Rock retaining walls. This work will result in 98 linear feet (2,159 square feet) of temporary stream impact, 5,026 square feet (0.115 acre) of temporary floodway impact, and 1,291 square feet (0.29 acre) of temporary floodplain impact due to erosion and sedimentation controls required to do the work. (USGS PA Abington Quadrangle—Latitude 40.097914 N, Longitude 75.142236 W).

2. To remove an existing culvert over Tacony Creek (WWF-MF, SEPTA Culvert 0.16) and in its place, construct and maintain a 34-foot wide, 78-foot long, CON/SPAN arch bridge system resulting in 79 linear feet (2,441 square feet) of permanent watercourse impact (USGS PA Abington Quadrangle—Latitude 40.097914 N, Longitude 75.139112 W). Also, to perform a stream restoration with the construction and maintenance of an overflow basin within the 100-year floodplain of Baeder Run (WWF-MF) and five (5) outfall with the placement of riprap rock aprons. This work will result in 57 linear feet (428 square feet) of permanent watercourse impact for the outfalls, 1,216 linear feet (14,661 square feet) of temporary impact for the culvert replacement and stream restoration, 13,782 square feet (0.320 acre) of permanent floodway impact for the outfalls and stream restoration, 9,313 square feet (0.213 acre) of temporary floodway impact for the culvert replacement and stream restoration, and 42,246 square feet (0.969 acre) of permanent floodplain impact with 18,134 square feet (0.416 acre) of temporary floodplain impact for the stream restoration and overflow basin (USGS PA Abington Quadrangle—Latitude 40.097914 N, Longitude 75.139112 W).

3. To perform a stream restoration on Tacony Creek (WWF-MF) resulting in 91 linear feet (3,384 square feet) of permanent watercourse impact due to placement of riprap for scour hole repairs and 506 linear feet (17,455 square feet) of temporary watercourse impact, 10,161 square feet (0.233 acre) of permanent floodway impact, 3,405 square feet (0.077 acre) of temporary floodway impact, 25,085 square feet (0.576 acre) of permanent floodplain impact, and 18,886 square feet (0.434 acre) of temporary floodplain impact for the stream restoration. Additional impact includes 253 square feet (0.006 acre) of permanent floodplain impact associated with the construction and maintenance of an outfall and includes the placement of riprap rock apron. This work also includes rehabilitation work associated with a bridge (SEPTA Bridge 10.97) which includes repointing, replacement of missing stones, and spall repair (USGS PA Abington Quadrangle—Latitude 39.836710 N, Longitude 75.389625 W).

This project is located near the Jenkintown-Wyncote SEPTA train station within and adjacent to SEPTA Right-of-Way in Abington Township, Montgomery County (USGS PA Germantown Quadrangle—Latitude 40.097159 N, Longitude 75.138727 W). Permit issued July 27, 2021.

Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481.

E1006121-010, PADOT, Engineering District 10-0, 2550 Oakland Ave., Indiana, PA 15701. SR 0356, Section 253, in Summit Township, Butler County, ACOE Pittsburgh District (Saxonburg, PA Quadrangle N: 41°, 49', 27.41"; W: 79°, 51', 26.52").

Removing the existing structure and to construct and maintain a 93.5-ft long concrete box culvert having a 8.0-ft wide by 8.5-ft high waterway opening on SR 0356,

Section 253, Segment 0330, Offset 0058 over UNT Coal Run (WWF) in Summit Township, Butler County resulting in 165-ft of permanent stream impacts and 215-ft of temporary stream impacts to UNT 1 Coal Run, with the proposed alignment resulting in a loss of 15-ft of UNT 1 Coal Run. As part of the stream realignment, an existing culvert will be extended resulting in 10-ft of permanent and 72-ft of temporary impacts to UNT 2 Coal Run.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, Harrisburg, PA 17101, telephone number: 717-787-3411.

EA2215220-002. Mr. Steve Letavic, 783 Geyers Church Road, Middletown, PA 17057-0701, Londonderry Township, **Dauphin County**. The Division of Wetlands, Encroachments, and Training has reviewed and approved the restoration plan to remove approximately 125,000 cubic yards of legacy sediment from the floodplain along Conewago Creek and Brills Run (TSF, MF) for the purpose of restoring natural aquatic resources including approximately 25 acres of integrated wetland, stream, and floodplain areas; to realign approximately 6382 linear feet of Conewago Creek and Brills Run for the purpose of restoring watercourses; to place log sills and woody debris habitat structures within the restoration areas; to construct rock construction entrances, temporary stream crossings, cofferdams, and other erosion controls during restoration activities. The restoration project is located at 512 Hoffer Road, Elizabethtown, PA 17022 (USGS Quadrangle: Middletown, PA: Latitude: 40.1676°; Longitude: -76.6398°). Permit issued July 1, 2021.

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, 400 Market Street, 2nd Floor, Harrisburg, PA 17101, telephone: 717-787-3411.

EA0115221-001, Gettysburg Borough Stormwater Authority, 50 East High Street, Gettysburg, PA 17325, Gettysburg Borough, **Adams County**, ACOE Baltimore District.

Project will remove approximately 3,900 cubic yards of legacy sediment and redistribute the excavated material within floodplain areas along unnamed tributaries to Rock Creek, also known as Culps Run (WWF, MF), for the purpose of restoring approximately 3.62 acres of natural aquatic resources; to realign approximately 2,900 linear feet of stream channels for the purpose of restoring watercourses; to place rock stream and valley grade control structures; to place log sills, woody debris, and other habitat structures within the restoration areas; to construct rock construction entrances, temporary stream crossings, cofferdams, and other erosion controls during restoration activities. The restoration project is located within the floodplain of Culps Run tributaries beginning downstream of the East Confederate Avenue in the Gettysburg National Military Park (USGS Quadrangle: Gettysburg, PA: Latitude: 39.828271°; Longitude: -77.223888°).

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 Hamilton 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.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

ESCGP-3 # ESG190110001

Applicant Name Enbridge/Texas Eastern Transmission, LP
Contact Person Ms. Ivana Pejatovic
Address 890 Winter Street, Suite 320
City, State, Zip Waltham, MA 02451
County Berks
Township(s) Washington Township
Receiving Stream(s) and Classification(s) UNT West Branch Perkimen Creek (HQ-CWF, MF)

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4281.

ESCGP-3 # ESX10-051-0035

Applicant Name INR Operating, LLC
Contact Person Ian Costello
Address 2605 Cranberry Square
City, State, Zip Morgantown, WV 26508
County Fayette
Township(s) Springhill Twp
Receiving Stream(s) and Classification(s) UNT to Rubbles Run (CWF), Rubbles Run (CWF)/Cheat River (WWF)

ESCGP-3 # ESG076521005-00

Applicant Name Olympus Energy, LLC
Contact Person Brian Dillemath
Address 501 Technology Drive Suite 200
City, State, Zip Canonsburg, PA 15317
County Westmoreland
Township(s) Washington Twp
Receiving Stream(s) and Classification(s) Kiskiminetas River (HQ-CWF); Thorn Run (HQ-CWF)

ESCGP-3 # ESG073019017-00

Applicant Name Greylock Midstream, LLC
Contact Person Travis Wendel
Address 101 Heritage Run Road Suite 1
City, State, Zip Indiana, PA 15701
County Greene
Township(s) Jefferson Twp
Receiving Stream(s) and Classification(s) South Fork Tenmile Creek (WWF), 2 UNTs to Muddy Creek (WWF) Secondary Watersheds—Tenmile Creek (WWF), Muddy Creek (WWF)

ESCGP-3 # ESX14-059-0062
 Applicant Name EQT Production Company
 Contact Person Todd Klaner
 Address 400 Woodcliff Drive
 City, State, Zip Canonsburg, PA 15317
 County Greene
 Township(s) Franklin and Morgan Twps
 Receiving Stream(s) and Classification(s) UNTs to Ruff
 Creek (WWF), UNTs to South Fork Tenmile Creek
 (WWF);
 Secondary Receiving Water-South Fork Tenmile Creek
 (WWF)

ESCGP-3 # ESX14-125-0069
 Applicant Name MarkWest Liberty Midstream & Re-
 sources, LLC
 Contact Person Richard Lowry
 Address 4600 J Barry Ct Suite 500
 City, State, Zip Canonsburg, PA 15317
 County Washington
 Township(s) West Finley & Donegal Twps
 Receiving Stream(s) and Classification(s) UNTs to Middle
 Wheeling (WWF)
 Secondary Receiving Waters—Middle Wheeling Creek
 (WWF) & Ohio River (WWF)

ESCGP-3 # ESX15-125-0053
 Applicant Name EQT Production Company
 Contact Person Todd Klaner
 Address 400 Woodcliff Drive
 City, State, Zip Canonsburg, PA 15317
 County Washington
 Township(s) East Finley Twp
 Receiving Stream(s) and Classification(s) UNTs to Rocky
 Run (TSF), UNTs to Long Run (WWF), Long Run
 (WWF)
 Secondary Receiving Waters—Robinson Fork—Enlow
 Fork (TSF)

ESCGP-3 # ESX15-059-0057
 Applicant Name EQM Gathering OPCO, LLC
 Contact Person Gregg West
 Address 2200 Energy Drive
 City, State, Zip Canonsburg, PA 15317
 County Greene
 Township(s) Franklin & Whiteley Twps
 Receiving Stream(s) and Classification(s) UNTs to Smith
 Creek (WWF); Smith Creek (WWF)

ESCGP-3 # ESX15-007-0012
 Applicant Name PennEnergy Resources, LLC
 Contact Person Richard Watson
 Address 1000 Commerce Drive, Park Place One, Suite
 400
 City, State, Zip Pittsburgh, PA 15275
 County Beaver
 Township(s) New Sewickley Twp
 Receiving Stream(s) and Classification(s) UNT to Brush
 Creek (WWF), Brush Creek (WWF)

ESCGP-3 # ESG076521004-00
 Applicant Name Hyperion Midstream, LLC
 Contact Person Brian Dillemath
 Address 501 Technology Drive Suite 1200
 City, State, Zip Canonsburg, PA 15317
 County Westmoreland
 Township(s) Murraysville Borough
 Receiving Stream(s) and Classification(s) Tributary 37429
 to Steels Run (HQ-CWF), Tributary 37430 to Steels
 Run (HQ-CWF); Steels Run (HQ-CWF)

ESCGP-3 # ESG073020014-00
 Applicant Name EQM Gathering OPCO, LLC
 Contact Person Gregg West
 Address 2200 Energy Drive
 City, State, Zip Canonsburg, PA 15317
 County Greene
 Township(s) Aleppo Twp
 Receiving Stream(s) and Classification(s) Mudlick Fork
 and UNTs to Mudlick Fork (TSF), UNTs to South Fork
 Dunkard Fork (TSF); Wheeling-Buffalo Creeks (TSF)

*Eastern Region: Oil and Gas Management Program
 Manager, 208 West Third Street, Suite 101, Williamsport,
 PA 17701-6448.*

ESCGP-3 # ESG290821043-00
 Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 14 Chesapeake Lane
 City, State, Zip Sayre, PA 18840
 County Bradford
 Township(s) Leroy
 Receiving Stream(s) and Classification(s) DA-1 NW UNT
 Towanda Creek (CWF-MF), DA-2 N Southside Road
 Pipe UNT Towanda Creek (CWF-MF), DA-3 NE UNT
 Towanda Creek (CWF-MF), DA-4 S-WRA-098(INT) NE
 Towanda Creek (CWF-MF)
 Secondary: Towanda Creek (TSF-MF), Towanda Creek
 (TSF-MF), Towanda Creek (TSF-MF), Towanda Creek
 (TSF-MF)

ESCGP-3 # ESG294121012-00
 Applicant Name Pennsylvania General Energy Co, LLC
 Contact Person Nathan Harris
 Address 120 Market St.
 City, State, Zip Warren, PA 16365-2510
 County Lycoming
 Township(s) Plunketts Creek
 Receiving Stream(s) and Classification(s) UNT to Little
 Mill Creek (HQ-TSF, MF), UNT to Little Bear Creek
 (EV, MF)
 Secondary: Loyalsock Creek (EV, MF), Loyalsock Creek
 (EV, MF)

ESCGP-3 # ESG294121014-00
 Applicant Name Pennsylvania General Energy Co, LLC
 Contact Person David Straub
 Address 120 Market St.
 City, State, Zip Warren, PA 16365-2510
 County Lycoming
 Township(s) Plunketts Creek
 Receiving Stream(s) and Classification(s) UNT to Little
 Bear Creek (CWF-MF), UNT to Little Mill Creek
 (TSF-MF)
 Secondary: Little Bear Creek (CWF-MF), Little Mill
 Creek (TSF-MF)

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 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 nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning 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 DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

DEP has received the following plans and reports:

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

Fogelsville Shell, Storage Tank ID # 39-07046, 241 North Route 100, Allentown, PA 18106, Upper Macungie Township, **Lehigh County**. Reliance Environmental, 235 N. Duke Street, Lancaster, PA 17602, on behalf of Eastern Star, Inc., 241 North Route 100, Allentown, PA 18106, has 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 remediation of the site to meet site-specific standards.

Soberick's Gas Station, Storage Tank ID # 54-29062, 233 East Water Street, Coaldale, PA 18218, Coaldale Borough, **Schuylkill County**, MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Jack and Kevin Soberick, 237 West Ridge Street, Lansford, PA 18232, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet Statewide health standards.

Former Hawk Valley General Store, Storage Tank ID # 54-50635, 16 Summer Valley Road, Orwigsburg, PA 17961, West Brunswick Township, **Schuylkill County**, United Environmental, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Jack Rich Inc., 617 Altamont Boulevard, Frackville, PA 17931, submitted a Remedial

Action Completion Report concerning remediation of groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet Statewide health standards.

Pump-n-Pantry 002, Storage Tank ID # 58-13083, 34329 State Route 171, Great Bend, PA 18821, Great Bend Township, **Susquehanna County**. LaBella Associates, 100 Dunham Drive, Suite B, Dunmore, PA 18512, on behalf of Pump-n-Pantry Inc., 100 Grow Avenue, Montrose, PA 18801 has submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The plan is intended to document the remedial actions for meeting a combination of site-specific and Statewide health standards.

Bowman Creek Service Center, Storage Tank ID # 66-25655, 2513 State Route 29 South, Tunkhannock, PA 18657, Monroe Township, **Wyoming County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Bowman Creek Service Center, 2513 State Route 29 South, Tunkhannock, PA 18657, has submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The plan is intended to document the remedial actions for meeting Statewide health standards.

Southcentral Regional Office: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.

Contact: Gregory Bowman, Environmental Group Manager.

Carroll Fuel East Main Street, Storage Tank Facility ID # 36-22675, 905 East Main Street, Mount Joy, PA 17552-9331, Mount Joy Borough, **Lancaster County**. Atlas Technical Consultants, 270 William Pitt Way, Pittsburgh, PA 15238, on behalf of Speedway, LLC, P.O. Box 1500, Springfield, OH 45501, submitted a Remedial Action Completion Report concerning remediation of groundwater and soil contaminated with petroleum constituents. The plan is intended to document remediation of the site to meet the Statewide health and site-specific standards.

Northcentral Regional Office: Environmental Cleanup & Brownfields Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3636.

Contact: Randy Farmerie, Environmental Program Manager.

Uni Mart 04009, Storage Tank Facility ID # 17-31221, 208 Filbert Street, Curwensville, PA 16833, Curwensville Borough, **Clearfield County**. DMS Environmental Services, 103 S. Spring Street, Bellefonte, PA 16823, on behalf of Chiquita Holdings, LLC, 459 Meadow View Drive, Vacaville, CA 95688, submitted a Revised Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The plan is intended to document the remedial actions for meeting the Statewide health standard.

Northwest Regional Office: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6648.

Contact: Kim Bontrager, Clerk Typist 3.

Zain Mini Mart, Storage Tank Facility ID # 37-24163, 2012 East Washington Street, New Castle, PA 16101, Shenango Township, **Lawrence County**. Groundwater & Environmental Consultants, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066 on behalf of Ever-

green 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 benzene, toluene, ethylbenzene, naphthalene, cumene, total xylenes, and methyl tert-butyl ether. The report is intended to document remediation of the site to meet the Statewide health standard.

CORRECTION: Valley Village, Storage Tank Facility ID # 03-06500, 10243 State Route 85, Kittanning, PA 16201, Cowanshannock Township, **Armstrong County**. Letterle & Associates, LLC, 191 Howard Street, Franklin, PA 16323, on behalf of Surya Shakti, Inc., 10243 State Route 85, Kittanning, PA 16201, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, naphthalene, cumene, MTBE, 1,2,4-trimethylbenzene and 1,3,5-trimethylbenzene. The plan is intended to document the remedial actions for meeting the Statewide health standard.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

The Department of Environmental Protection (DEP) Has Taken Action on the Following Plans And Report 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 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 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.

DEP may approve or disapprove plans and reports submitted. This notice provides 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 DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

DEP has received the following plans and reports:

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Eric Supey, Environmental Program Manager.

Zenith Energy Dupont Terminal, Storage Tank ID # 40-50346, 674 Suscon Road, Dupont, PA 18640, Pittston Township, **Luzerne County**. Onesky Engineering, 510 Wellington Square, # 412, Exton, PA 19341, on behalf of Zenith Energy Terminals PA Holdings, LLC, 3000 Essex Lane, Suite 700, Houston, TX 77027, 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 29, 2021.

Wind Gap Market, Storage Tank ID # 48-28931, 440 East Moorestown Road, Wind Gap, PA 18091, Plainfield Township, **Northampton County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Wind Gap Market, Inc., 440 East Moorestown Road, Wind Gap, PA 18091, has submitted a combined Site Characterization Report and Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The report was not acceptable to meet Statewide health standards and was disapproved by DEP on August 3, 2021.

Southcentral Regional Office: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.

Contact: Michael Stefanic, P.G., Project Officer.

Reeds Service Center, Storage Tank Facility ID # 22-06712, 3801 Walnut Street, Harrisburg, PA 17109, Susquehanna Township, **Dauphin County**. Aquaterra Technologies, Inc., P.O. Box 744, West Chester, PA 19381, on behalf of Mr. Anil Jivani, submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum. The Remedial Action Completion Report demonstrated attainment of the Statewide health and site-specific standards and was approved by DEP on July 29, 2021.

Contact: Cherie M. Campbell, Soils Scientist.

Martin Paving, Storage Tank Facility ID # 36-61945, 531 East 28th Division Highway, Lititz, PA 17543, Elizabeth Township, **Lancaster County**. Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Martin Paving, Inc., 531 East 28th Division Highway, Lititz, PA 17543, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with petroleum constituents. The Remedial Action Completion Report demonstrated attainment of the Statewide health standard and was approved by DEP on August 2, 2021.

Northcentral Regional Office: Environmental Cleanup & Brownfields Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3636.

Contact: Randy Farmerie, Environmental Program Manager.

Uni Mart 04009, Storage Tank Facility ID # 17-31221, 208 Filbert Street, Curwensville, PA 16833, Curwensville Borough, **Clearfield County**. DMS Environmental Services, 103 S. Spring Street, Bellefonte, PA 16823, on behalf of Chiquita Holdings, LLC, 459 Meadow View Drive, Vacaville, CA 95688, submitted a Revised Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The Remedial Action Plan was acceptable to meet the Statewide health standard and was approved by DEP on July 21, 2021.

SPECIAL NOTICES

WASTE MANAGEMENT

Requests Proposals for Municipal Solid Waste Disposal and/or Processing Capacity Susquehanna County Board of Commissioners, Montrose, PA

In accordance with Pennsylvania Code Title 25, Environmental Protection, Chapter 272.225 Municipal Waste Planning Recycling and Waste Reduction (as amended December 22, 2000), the Susquehanna County Board of Commissioners is hereby soliciting proposals for disposal or processing capacity for municipal solid waste (MSW) generated in Susquehanna County, PA for the period covering the years 2021 to 2031. The waste disposal or processing capacity for MSW also includes construction/demolition waste (C&D) and sewage sludge generated within the County.

The Susquehanna County Municipal Solid Waste Management Plan is absent flow control provisions. MSW generated within the County may be disposed at any facility with an active operating permit issued by the PADEP or equivalent agency if the facility is located within another state. Susquehanna County offers no guarantees that any amount of waste generated therein will be delivered for disposal to those facilities entering into agreement with the County for secured capacity.

The Request for Proposals (RFP) will be available electronically from Nestor Resources, Inc., michele@nestorresources.com, consultant to Susquehanna County, on or after Monday, July 12, 2021. All proposals must be made on and inclusive of the required Proposal Forms and be in accordance with the Requirements for Submitting Proposals contained in the Request for Proposals. Proposers may withdraw their proposal at any time prior to the scheduled closing time for receipt of proposals.

The Susquehanna County Board of Commissioners reserves the right to reject any or all proposals, to waive any irregularities and/or information in any proposal and to make an award in any manner, consistent with applicable laws, which is deemed to be in the best interest of the County

Proposals should be submitted and be addressed to: Office of the Chief Clerk, Susquehanna County Courthouse, P.O. Box 218, 31 Lake Avenue, Montrose, PA 1880. Sealed proposals will be received until 3 p.m., prevailing time on Thursday, August 26, 2021. The Proposer is required to submit two (2) hard copies, each executed in blue ink and labeled "original," and one (1) separate electronic media, (Flash Drive) each with a copy of the proposal in MS Word or pdf format. The proposals must be packaged, sealed, and clearly labeled to show the statement "Proposal Disposal Capacity" and the name and address of the Proposer. Contract approval and execution are anticipated by October 2021.

RADIATION PROTECTION

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the months of May through June 2021, Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P.L. 238, No. 43 (63 P.S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Certification</i>
Harold E. Beers	2421 Fishing Creek Valley Rd Harrisburg, PA 17112	Mitigation
Thomas J. Bennett	101 Lych St. Sayre, PA 18840	Testing
Eugeni Bertel	5667 York Rd, Unit # 8 Lahaska, PA 18938	Testing
William B. Boni	5135 Interboro Ave Pittsburgh, PA 15207	Mitigation
William B. Boni	5135 Interboro Ave Pittsburgh, PA 15207	Testing
John-Paul W. Brennan	2107 Redbud Ln Furlong, PA 18925	Testing
Matthew E. Cline	310 Avenue G Matamoras, PA 18336	Testing
Richard J. Delaney, Jr.	275 Pioneer Rd Franklin, PA 16323	Testing
Barbara L. Fischer	1385 N River Rd Yardley, PA 19067	Testing
Dominic Gehret	200 Route 130 North Cinnminason, NJ 08077	Laboratory

<i>Name</i>	<i>Address</i>	<i>Certification</i>
Albert Gordon	106 Lyric Way Warrington, PA 18976	Testing
Ara Jones	14 Morgan Dr Leechburg, PA 15656	Testing
William Kail	549 McCombs Rd Venetia, PA 15367	Mitigation
William Kail	549 McCombs Rd Venetia, PA 15367	Testing
Kevin Kerr	363 Hill Rd Honey Brook, PA 19344	Testing
Anthony Kovatto	224 Walker Rd Macungie, PA 18062	Testing
Anthony Lamastra	1005 Old Route 22 Lenhartsville, PA 19534	Laboratory
Anthony Lamastra	1005 Old Route 22 Lenhartsville, PA 19534	Testing
Bradley Longosky	101 N Sycamore St Newtown, PA 18940	Testing
William McCormack	17 Main St Ste 601 Robbinsville, NJ 08691	Testing
Ryan M. McGrady	1000 Dunham Dr Ste B Dunmore, PA 18512	Testing
Robert M. Morrow	150 River Rd Templeton, PA 16259	Testing
Jonathan Musselman	517 Park Ave Harleysville, PA 19438	Testing
Ronald Neugebauer	101 Bertley Ridge Dr Corapolis, PA 15108	Mitigation
Val Sarko	P.O. Box 15052 Reading, PA 19612	Testing
Gregory C. Scheer	474 McCollum Rd Montrose, PA 18801	Mitigation
Alexander J. Shubert	8 Washington Square Doylestown, PA 18901	Testing
Bruce M. Thomas	36 E Tacoma Ave Latrobe PA, 15650	Testing
Sean Weaver	4145 Pechin St Philadelphia, PA 19128	Testing

[Pa.B. Doc. No. 21-1279. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Nutrient Credit Trading Program; Mass Certification

The Department of Environmental Protection (Department) provides notice of its intention under the Nutrient Credit Trading Program (Trading Program) to approve a mass certification of pollutant reduction activities to generate credits by significant sewage point source discharges located in the Commonwealth portion of the Chesapeake Bay watershed that have annual mass load effluent limitations (cap loads) in their National Pollutant Discharge Elimination System (NPDES) permits.

A list of these significant sewage point sources can be found in Table 5 of the Phase 3 Watershed Implementation Plan (WIP) Wastewater Supplement, available at www.dep.pa.gov/npdes-bay or www.dep.pa.gov/nutrient_trading (select "Delivery Ratio: Credits vs Pounds" then the table of significant sewage point sources is linked as the "Point Source Credit Generators Table"). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed).

Credit Certification

Effective October 1, 2020, to be eligible to generate credits for sale, all significant sewage point source discharges with an assigned cap load (see Table 5 of the Phase 3 WIP Wastewater Supplement) must demonstrate treated yearly effluent concentrations (baseline concentra-

tions) below 6.0 mg/L total nitrogen (TN) and 0.8 mg/L total phosphorous (TP) in accordance with the procedures described in the Phase 2 WIP Nutrient Trading Supplement, which is available at www.dep.pa.gov/nutrient_trading (in the “Trading Program Overview” section). When stringent effluent limitations for TN or TP, or both, are established in Part A of a significant sewage point source dischargers NPDES permit for reasons other than the cap load assigned for protection of the Chesapeake Bay, the permittee is eligible to generate credits when the permittee demonstrates that these effluent limitations have been achieved in accord with the Phase 2 WIP Nutrient Trading Supplement. In addition:

- to generate credits, facilities must demonstrate they are in compliance with their NPDES permit;
- the total amount of credits the facility is certified to generate cannot exceed its permitted cap load;
- the calculation of credits will be made using formulas described in the Phase 2 WIP Nutrient Trading Supplement; and
- this point source certification will expire September 30, 2025.

To ensure that verification is complete in time for credit availability to be posted on the Department web site, facilities are encouraged to provide the Department with their verification requests by October 28th of each year. Verification requests must include a complete Annual Chesapeake Bay Spreadsheet for the compliance year in which the credits were generated (that is, October 1

through September 30). The Annual Chesapeake Bay Spreadsheet is available at www.dep.pa.gov/nutrient_trading (in the “Have credits to sell?” section). Verification forms and instructions are found on the “Credit Trading Process” page at www.dep.pa.gov/nutrient_trading.

Written Comments

The Department will accept written comments on this notice for credit certification through Monday, September 13, 2021. Comments, including comments submitted by e-mail must include the commentator’s name and address. Commentators are encouraged to submit comments using the Department’s online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be mailed to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use “Mass Certification” as the subject line in written communication.

For further information about this action or the Department’s Trading Program, contact the Division of Data Management, Bureau of Clean Water, Department of Environmental Protection, P.O. Box 8774, Harrisburg, PA 17105-8774, RA-EPPANutrientTrad@pa.gov, (717) 787-6744, or visit the Department’s Trading Program web site at www.dep.pa.gov/nutrient_trading.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 21-1280. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF HEALTH

Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facilities (ASF) have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities).

<i>Facility Name</i>	<i>Regulation and relating to</i>
Allegheny Health Network Monroeville Surgery Center	28 Pa. Code § 567.53(1) (relating to sterilization control)
Endoscopy Center of Central Pennsylvania, LLC	28 Pa. Code § 553.31(a) and (b) (relating to administrative responsibilities)
Hazleton Surgery Center, LLC	28 Pa. Code § 551.21(d)(1) (relating to criteria for ambulatory surgery)
Valley Ambulatory Surgical Center, LLC	28 Pa. Code § 551.21(d)(2)
Wexford Surgery Center	28 Pa. Code § 567.53(1)

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, or for speech and/or hearing-impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,
Acting Secretary

[Pa.B. Doc. No. 21-1281. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF HEALTH

Decisions on Requests for Exceptions to Health Care Facility Regulations

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), effective June 6, 1998, the Department of Health (Department) has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b), for exceptions to regulations contained in 28 Pa. Code, Part IV Subparts B—G.

Section 51.33(d) of 28 Pa. Code provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from May 1, 2021, through June 30, 2021. Future publications of decisions on exception requests will appear on a quarterly basis.

Requests for additional information on the exception request and the Department's decision should be made to the relevant division of the Department. Inquiries regarding hospitals, abortion facilities and ambulatory surgical facilities shall be addressed to Garrison E. Gladfelter, Jr., Director, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980. Inquiries regarding long-term care facilities shall be addressed to Susan Williamson, Director, Division of Nursing Care Facilities, Room 528, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816. Inquiries regarding Home Health agencies should be addressed to Linda Chamberlain, Director, Division of Home Health, Forum Place, Suite 701, 555 Walnut Street, Harrisburg, PA 17101, (717) 783-1379.

Ambulatory Surgical Facilities

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Doylestown Hospital Surgery Center	§ 551.21(d)(2) (related to criteria for ambulatory surgery)	7/9/2021	Granted w/Conditions
Einstein Medical Center Montgomery Short Procedure Unit	§ 551.21(d)(1) and (2)	7/7/2021	Granted w/Conditions
Evangelical Ambulatory Surgical Center, LLC	§ 551.21(d)(1) and (2)	7/2/2021	Granted w/Conditions
Surgery Center of Allentown, LLC	§ 551.21(d)(1)	7/9/2021	Granted Probationary w/Conditions
	§ 571.1 (relating to minimum standards) A2.1-3.2.3.2(1) space requirements	7/10/2021	Granted
US Cardio Washington, LLC	§ 551.21(d)(1) and (3)	7/20/2021	Granted w/Conditions

Hospitals

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
The Children's Hospital of Philadelphia	§ 107.62(a) and (b) (relating to oral orders)	7/7/2021	Granted w/Conditions
Grand View Health	§ 153.1(a) (relating to minimum standards) 2.1-3.5.8.19(2)(b) facilities for processing ultrasound probes	7/9/2021	Granted
The Lancaster General Hospital	§ 149.3 (relating to facilities)	7/2/2021	Granted w/Conditions
Penn Highlands Brookville	§ 153.1(a) 2.1-3.4.2.6(2) and (3) other design requirements	7/9/2021	Granted
Penn Highlands Dubois	§ 153.1(a) 2.1-3.4.2.2(2)(a) and (b)(iii) space requirements	7/9/2021	Granted
	§ 153.1(a) 2-3.3.3.2(3) space requirements	7/9/2021	Granted
Penn Highlands Huntingdon	§ 153.1(a) 2.1-3.4.2.2(2)(a)(iii)	7/9/2021	Granted Temporary
	§ 153.1(a) 2.1-3.4.2.6(1) and (3) other design requirements	7/9/2021	Granted Temporary
	§ 153.1(a) 2.2-3.3.3.2(1)(a) space requirements	7/9/2021	Granted Temporary
	§ 153.1(a) 2.2-3.3.3.5(1) and (2) other design requirements	7/9/2021	Granted Temporary
	§ 153.1(a) 2.2-3.4.2.2(2)(a) space requirements	7/09/2021	Granted Temporary
Riddle Memorial Hospital	§ 153.1(a) 2.2-3.5.2.3(1)(a), (b) and (2) support area for the external beam radiation therapy suite	7/2/2021	Granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Saint Luke's Hospital—Miners Campus	§ 153.1(a) 2.2-3.4.1.3(1)(d) radiation protection	7/2/2021	Granted w/Conditions
Saint Vincent Hospital	§ 153.1(a) 2.1-8.2 heating, ventilation and air-conditioning (HVAC) systems	7/14/2021	Granted
UPMC Magee—Womens Hospital	§ 153.1(a) 2.1-3.5.1.3(1)(d) radiation protection	7/2/2021	Granted
	§ 153.1(a) 2.1-3.5.2.4(1)(a) and (b) other design elements	7/2/2021	Granted
	§ 153.1(a) 2.1-3.5.2.4(2)(b) other design elements	7/07/2021	Granted w/Conditions
UPMC Passavant	§ 153.1(a) 2.2-3.4.9.1(1) staff lounge	7/14/2021	Granted
UPMC Presbyterian Shadyside	§ 153.1(a) 2.5-3.4.2.2(1) ECT treatment room	7/2/2021	Granted
	§ 153.1(a) 2.5-3.4.7.4 communication systems	7/2/2021	Granted

Nursing Care Facilities

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Hometown Nursing and Rehabilitation Center	§ 202.22(e) (relating to prevention, control and surveillance of tuberculosis (TB))	7/19/2021	Granted
Mahoning Valley Nursing and Rehabilitation Center	§ 211.9(g)	7/19/2021	Granted
Mount Carmel Nursing and Rehabilitation Center	§ 202.22(e)	6/21/2021	Granted
Springfield Rehabilitation and Healthcare Center	§ 205.6(a) (relating to function of building)	7/12/2021	Granted
	§ 205.7 (relating to basement or cellar)	7/12/2021	Granted
Western Reserve Healthcare and Rehabilitation Center	§ 211.9(g)	7/19/2021	Granted

Home Health Agencies

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Bayada Home Health Care—Allentown (Cedar Crest)	§ 601.6 (relating to definitions), specifically the definition of home health aide; § 601.22(a), (b) and (c) (relating to agency evaluation and review); § 601.35(c) (relating to supervision)	6/30/2021	Granted
Bayada Home Health Care—Allentown (Pond Road)	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Bartonsville	§ 601.6; § 601.22(a), (b), and (c)	6/30/2021	Granted
Bayada Home Health Care—Bethlehem	§ 601.6; § 601.22(a), (b) and (c); § 601.35 (c)	6/30/2021	Granted
Bayada Home Health Care—Blairsville	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Bloomsburg	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Blue Bell	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Clarks Summit	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Downingtown	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Erie	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Bayada Home Health Care—Exton	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Harrisburg	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Jamison (Suite 140)	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Jamison (Suite 150)	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Lancaster	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Leighton	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Lock Haven	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Meadville	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Mechanicsburg	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Media	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Monroeville	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Newtown Square	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Norristown	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Philadelphia (Arch Street)	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Philadelphia (Bridge Street)	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Philadelphia (Delaware Avenue)	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Selinsgrove	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—State College	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Towanda	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Wilkes-Barre	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Williamsport	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Willow Grove	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Bayada Home Health Care—Wyomissing	§ 601.6; § 601.22(a), (b) and (c)	6/30/2021	Granted
Bayada Home Health Care—Zelienople	§ 601.6; § 601.22(a), (b) and (c); § 601.35(c)	6/30/2021	Granted
Extended Family Care	§ 601.6; § 601.35(c)	6/30/2021	Granted
MOG Home Healthcare Services	§ 601.6; § 601.35(c)	6/30/2021	Granted
Tower Health at Home—Berks	§ 601.31 (relating to acceptance of patients, plan of treatment and medical supervision)	6/30/2021	Granted

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact the Division of Acute and Ambulatory Care or the Division of Nursing Care Facilities at the previously referenced address or telephone number or for speech and/or hearing-impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,
Acting Secretary

[Pa.B. Doc. No. 21-1282. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF HEALTH

Hospitals; Requests for Exceptions

The following hospitals have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals).

<i>Facility Name</i>	<i>Regulation and relating to</i>
Bradford Regional Medical Center	28 Pa. Code § 109.2(b) (relating to director of nursing services)
Brandywine Hospital	28 Pa. Code § 103.31 (relating to the chief executive officer)
Geisinger Medical Center Muncy	28 Pa. Code § 107.26(a) and (b)(1)—(8) (relating to additional committees)
	28 Pa. Code § 113.5(a) (relating to pharmacy and therapeutics committee)
	28 Pa. Code § 129.23(a) (relating to radiation safety committee)
Jennersville Hospital	28 Pa. Code § 103.31
Penn Highlands Brookville	28 Pa. Code § 107.26(b)(2)
Penn Highlands Elk	28 Pa. Code § 107.26(b)(2)
Penn Highlands Huntingdon	28 Pa. Code § 107.26(b)(2)
	28 Pa. Code § 138.14(c) (relating to programs and services)
Penn Highlands Tyrone	28 Pa. Code § 107.12(9) (relating to content of bylaws, rules and regulations)
	28 Pa. Code § 107.26(b)(2), (5) and (6)
Penn State Health Hampden Medical Center	28 Pa. Code § 107.61 (relating to written orders)
	28 Pa. Code § 107.62(a) and (b) (relating to oral orders)
	28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards)
	28 Pa. Code § 127.32 (relating to written orders)
Uniontown Hospital	28 Pa. Code § 105.12 (relating to admission criteria)
	28 Pa. Code § 105.24 (relating to discharge by transfer)
UPMC Cole	28 Pa. Code § 113.5(a) and (b)

The following hospitals have filed requests for exceptions under 28 Pa. Code § 153.1 (relating to minimum standards). Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities—2014 Edition*, or *Guidelines for Design and Construction of Hospitals—2018 Edition*, *Guidelines for Design and Construction of Outpatient Facilities—2018 Edition*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception.

<i>Facility Name</i>	<i>FGI Guidelines Section and relating to</i>	<i>Yr¹</i>
The Bryn Mawr Hospital	2.2-3.4.2.2(2)(a) space requirements	18
The Children's Hospital of Philadelphia	Chapter 2: inpatient perinatal services, page 75	Perinatal Guidelines 8th Ed.
Crozer-Chester Medical Center	2.2-2.5.2.2(2)(a) space requirements	18
Meadville Medical Center	2.9-1.4.1.2 endoscope processing room(s)	18-O
Penn Highlands Dubois	2.1-3.2.1.2(2)(a)(i) single-patient examination/observation room	18-O
	2.1-3.8.7.1 location	18-O

<i>Facility Name</i>	<i>FGI Guidelines Section and relating to</i>	<i>Yr¹</i>
	2.1-3.8.11.3 clean supply room	18-O
	2.1-7.2.2.3(3)(b) doors and door hardware	18-O
	2.1-7.2.2.3(5)(a)(i)—(iii) doors and door hardware	18-O
	2.1-8.3.6 electrical receptacles	18-O
	2.1-8.4.3.2(2) hand-washing station sinks	18-O
	2.1-8.4.3.2(5) hand-washing station sinks	18-O
	2.11-6.2.3.1 waiting area	18-O
	2.12-3.2.2.3(1) hand-washing station	18-O
Penn Highlands Huntingdon	2.1-3.2.1.2(2)(a)(i) single-patient examination/observation room	18-O
	2.1-3.8.7.1 location	18-O
	2.1-3.8.8.2(1)(a)(ii) and (iii) work areas for preparing, dispensing and administering medications	18-O
	2.1-3.8.11.3 clean supply room	18-O
	2.1-6.2.1 vehicular drop-off and pedestrian entrance	18-O
	2.1-6.2.1.3 vehicular drop-off and pedestrian entrance	18-O
	2.1-6.2.4.1 public toilet room	18-O
	2.1-7.2.2.2(1) and (2) ceiling height	18-O
	2.1-7.2.2.3(2)(a) doors and door hardware	18-O
	2.1-7.2.2.3(3)(b) doors and door hardware	18-O
	2.1-7.2.2.3(5)(a)(i)—(iii) doors and door hardware	18-O
	2.1-8.3.6 electrical receptacles	18-O
	2.1-8.4.3.2(2) hand-washing station sinks	18-O
	2.2-3.3.3.2(2)(b) space requirements	18
	2.2-3.3.3.2(3)(b) and (c) space requirements	18
	2.12-3.2.2.3(1) and (2) hand-washing station	18-O
Saint Luke's Hospital—Easton Campus	2.2-3.4.2.2(2)(a) space requirements	18
Warren General Hospital	2.2-3.4.7.4(2) single-photon emission computed tomography (SPECT) facilities	18
Wellspan York Hospital	2.1-8.2 heating, ventilation and air-conditioning (HVAC) systems	18
	2.2-2.2.2.2(1)(a) space requirements	18
	2.2-2.2.2.2(2)(a) space requirements	18
	2.2-2.2.2.5 hand-washing stations	18
	2.2-2.2.2.6 patient toilet room	18
	2.2-3.8.12 soiled holding room	18-O
West Penn Hospital	2.1-3.4.1.4(1) number of patient care stations	18
	2.2-3.4.8.15(2) pre- and post-procedure patient care area	18

¹ 2018 Year FGI Regulations for Outpatient Facilities are indicated by “-O.”

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or for speech and/or hearing impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,
Acting Secretary

[Pa.B. Doc. No. 21-1283. Filed for public inspection August 13, 2021, 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(e), (j) and (k) (relating to prevention, control and surveillance of tuberculosis (TB)):

Messiah Lifeways at Messiah Village
100 Mount Allen Drive
Mechanicsburg, PA 17055
FAC ID # 910802

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Forest City Nursing and Rehab Center
915 Delaware Street
Forest City, PA 18421
FAC ID # 061202

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from 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 Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,
Acting Secretary

[Pa.B. Doc. No. 21-1284. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF HEALTH

State Child Death Review Team Virtual Public Meeting

The State Child Death Review (CDR) Team established under the Public Health Child Death Review Act (11 P.S. §§ 2150.1—2150.20), will hold a virtual public meeting on Friday, August 20, 2021. The virtual public meeting will be held by means of Microsoft Teams from 9 a.m. to 12 p.m.

Meeting materials will be sent out before the virtual public meeting. Contact Christina Phillips at christiphi@pa.gov to register and with questions. To join the Microsoft Teams virtual public meeting, call (267) 332-8737. The conference ID is 396 613 376#.

The Department of Health's CDR Program provides training and technical assistance to local child death review teams. The State CDR Team is a multidisciplinary team comprised of local professionals and representatives of State agencies who review data submitted by local CDR teams, develop protocols for CDRs and develop child death prevention strategies. This virtual public meeting will provide an overview of data from a number of sources on motor vehicle deaths of children from birth to 21 years of age. In addition, meeting participants will discuss local team recommendations and current prevention efforts related to motor vehicle deaths.

For additional information or for persons with a disability who wish to attend the virtual public meeting and require an auxiliary aid, service or other accommodation to do so contact Christina Phillips, Division of Bureau Operations, at (717) 346-3000, or for speech and/or hearing-impaired persons, contact V/TT (717) 783-6514 or the Pennsylvania Hamilton Relay Service at (800) 654-5984.

This virtual public meeting is subject to cancellation without notice.

ALISON BEAM,
Acting Secretary

[Pa.B. Doc. No. 21-1285. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania \$1,000,000 Extreme Green Instant Lottery Game 1535

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 \$1,000,000 Extreme Green (hereinafter “\$1,000,000 Extreme Green”). The game number is PA-1535.

2. *Price:* The price of an \$1,000,000 Extreme Green instant lottery game ticket is \$20.

3. *Play symbols:* Each \$1,000,000 Extreme Green instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area and two “GREEN BONUS” spots. The two “GREEN BONUS” spots are each played separately. The play symbols and their captions, printed in black ink and 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), 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, printed in green ink and 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 (TWY TWO), 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, printed in black ink and 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 (TWY TWO), 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) and an EXTREME (WINALL) symbol. The play symbols and their captions, printed in green ink and 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 (TWY TWO), 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 two "GREEN BONUS" spots, are: NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol, NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol, \$100 Bill (WIN100) symbol, \$200 Bill (WIN200) symbol, \$500 Bill (WIN500) symbol and a \$1,000 Bill (WIN1K) symbol.

4. *Prize symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$20.⁰⁰ (TWENTY), \$30.⁰⁰ (THIRTY), \$50.⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game, are: \$20, \$30, \$50, \$100, \$200, \$400, \$500, \$1,000, \$10,000, \$100,000 and \$1,000,000. The prizes that can be won in either "GREEN BONUS" spot, are: \$100, \$200, \$500 and \$1,000. \$1,000,000 Extreme Green contains a feature that can multiply certain prizes. For a complete list of prizes, and how those prizes can be won, see section 8 (relating to number and description of prizes and approximate odds). A player can win up to 22 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 9,000,000 tickets will be printed for the \$1,000,000 Extreme Green 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, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, and a prize symbol of \$1MILL (ONE MIL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the

"WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with either the "YOUR NUMBERS" or the "WINNING NUMBERS" play symbol and caption printed in green ink, 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 \$10,000.

(e) Holders of tickets upon which an EXTREME (WINALL) symbol appears in the "YOUR NUMBERS" area, with the symbol and the caption printed in black ink, and a prize symbol of \$500 (FIV HUN) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$10,000.

(f) Holders of tickets upon which an EXTREME (WINALL) symbol appears in the "YOUR NUMBERS" area, with the symbol and the caption printed in black ink, and a prize symbol of \$1,000 (ONE THO) appears in four of the "prize" areas, a prize symbol of \$500 (FIV HUN) appears in six of the "prize" areas, and a prize symbol of \$200 (TWO HUN) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$9,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with either the "YOUR NUMBERS" or the "WINNING NUMBERS" play symbol and caption printed in green ink, 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 \$5,000.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with either the "YOUR NUMBERS" or the "WINNING NUMBERS" play symbol and caption printed in green ink, 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 \$4,000.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with either the "YOUR NUMBERS" or the "WINNING NUMBERS" play symbol and caption printed in green ink, 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 \$1,000.

(k) Holders of tickets upon which a \$1,000 Bill (WIN1K) symbol appears in either "GREEN BONUS" spot, on a single ticket, shall be entitled to a prize of \$1,000.

(l) Holders of tickets upon which an EXTREME (WINALL) symbol appears in the "YOUR NUMBERS" area, with the symbol and the caption printed in black ink, and a prize symbol of \$50⁰⁰ (FIFTY) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(m) Holders of tickets upon which an EXTREME (WINALL) symbol appears in the "YOUR NUMBERS" area, with the symbol and the caption printed in black ink, and a prize symbol of \$100 (ONE HUN) appears in five of the "prize" areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in 15 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$800.

(n) Holders of tickets upon which an EXTREME (WINALL) symbol appears in the "YOUR NUMBERS" area, with the symbol and the caption printed in black ink, and a prize symbol of \$30⁰⁰ (THIRTY) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$600.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with either the "YOUR NUMBERS" or the "WINNING NUMBERS" play symbol and caption printed in green ink, 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 \$500.

(q) Holders of tickets upon which a \$500 Bill (WIN500) symbol appears in either "GREEN BONUS" spot, on a single ticket, shall be entitled to a prize of \$500.

(r) Holders of tickets upon which an EXTREME (WINALL) symbol appears in the "YOUR NUMBERS" area, with the symbol and the caption printed in black ink, and a prize symbol of \$30⁰⁰ (THIRTY) appears in ten of the "prize" areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is an EXTREME (WINALL) symbol, with the symbol and caption printed in black ink, and a prize symbol of \$20⁰⁰ (TWENTY) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with either the "YOUR NUMBERS" or the "WINNING NUMBERS" play symbol and caption printed in green ink, 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 \$300.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with either the "YOUR NUMBERS" or the "WINNING NUMBERS" play symbol and caption printed in green ink, 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 \$200.

(x) Holders of tickets upon which a \$200 Bill (WIN200) symbol appears in either "GREEN BONUS" spot, on a single ticket, shall be entitled to a prize of \$200.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(z) Holders of tickets upon which a \$100 Bill (WIN100) symbol appears in either "GREEN BONUS" spot, 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, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(bb) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, with both the "WINNING NUMBERS" and "YOUR NUMBERS" play symbol and caption printed in black ink, 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.

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>GREEN BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,000,000 Tickets:</i>
\$20		\$20	8.57	1,050,000
\$30		\$30	10	900,000
\$30 + \$20		\$50	30	300,000
\$50		\$50	30	300,000
\$20 × 5		\$100	300	30,000
(\$30 × 2) + (\$20 × 2)		\$100	300	30,000
\$50 + \$30 + \$20		\$100	300	30,000
\$50 × 2		\$100	300	30,000
	\$100	\$100	100	90,000
\$100		\$100	300	30,000
\$20 × 10		\$200	12,000	750
\$50 × 4		\$200	12,000	750
\$100 × 2		\$200	12,000	750
\$20 × 5	\$100	\$200	6,000	1,500
\$50 + \$30 + \$20	\$100	\$200	6,000	1,500
\$50 × 2	\$100	\$200	6,000	1,500
\$100	\$100	\$200	6,000	1,500
	\$100 × 2	\$200	2,400	3,750
	\$200	\$200	480	18,750
\$20 w/ GREEN MATCH		\$200	200	45,000
\$200		\$200	3,000	3,000
EXTREME w/ (\$20 × 20)		\$400	1,714	5,250
\$100 × 4		\$400	120,000	75
\$50 × 4	\$200	\$400	120,000	75
\$20 × 5	\$200 + \$100	\$400	120,000	75
\$20 w/ GREEN MATCH	\$100 × 2	\$400	12,000	750
\$30 w/ GREEN MATCH	\$100	\$400	12,000	750
	\$200 × 2	\$400	12,000	750
(\$20 w/ GREEN MATCH) × 2		\$400	12,000	750
\$400		\$400	120,000	75
EXTREME w/ (\$20 × 20)	\$100	\$500	4,000	2,250
EXTREME w/ ((\$30 × 10) + (\$20 × 10))		\$500	4,000	2,250
\$100 × 5		\$500	24,000	375
\$20 × 10	\$200 + \$100	\$500	24,000	375
\$50 × 8	\$100	\$500	24,000	375
\$100 × 2	\$200 + \$100	\$500	24,000	375
(\$20 w/ GREEN MATCH) + (\$20 × 5) + \$100	\$100	\$500	24,000	375
\$20 w/ GREEN MATCH	\$200 + \$100	\$500	24,000	375
(\$30 w/ GREEN MATCH)	\$100 × 2	\$500	24,000	375
(\$30 w/ GREEN MATCH) + (\$20 w/ GREEN MATCH)		\$500	24,000	375
	\$500	\$500	12,000	750
\$50 w/ GREEN MATCH		\$500	24,000	375
\$500		\$500	24,000	375

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>GREEN BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,000,000 Tickets:</i>
EXTREME w/ (\$30 × 20)	\$200 × 2	\$1,000	6,000	1,500
EXTREME w/ ((\$100 × 5) + (\$20 × 15))	\$100 × 2	\$1,000	12,000	750
EXTREME w/ (\$50 × 20)		\$1,000	12,000	750
\$100 × 10		\$1,000	120,000	75
\$20 × 15	\$500 + \$200	\$1,000	60,000	150
\$100 × 4	\$500 + \$100	\$1,000	60,000	150
(\$100 × 5) + (\$30 × 2) + (\$20 × 2)	\$200 × 2	\$1,000	120,000	75
\$50 w/ GREEN MATCH	\$500	\$1,000	60,000	150
(\$50 w/ GREEN MATCH) + (\$30 w/ GREEN MATCH) + (\$20 w/ GREEN MATCH)		\$1,000	120,000	75
(\$50 w/ GREEN MATCH) × 2		\$1,000	120,000	75
	\$1,000	\$1,000	120,000	75
\$100 w/ GREEN MATCH		\$1,000	120,000	75
\$1,000		\$1,000	120,000	75
EXTREME w/ ((\$1,000 × 4) + (\$500 × 6) + (\$200 × 10))	\$500 × 2	\$10,000	1,800,000	5
EXTREME w/ (\$500 × 20)		\$10,000	1,800,000	5
(((\$100 w/ GREEN MATCH) × 5) + (\$1,000 × 4))	\$1,000	\$10,000	1,800,000	5
(\$500 w/ GREEN MATCH) + (\$400 w/ GREEN MATCH)	\$1,000	\$10,000	1,800,000	5
\$1,000 w/ GREEN MATCH		\$10,000	1,800,000	5
\$10,000		\$10,000	1,800,000	5
\$100,000		\$100,000	1,800,000	5
\$1,000,000		\$1,000,000	1,800,000	5

When one of the matching numbers is GREEN, win 10 TIMES the prize shown under the matching number.

Reveal an "EXTREME" (WINALL) symbol, win all 20 prizes shown!

GREEN BONUS: Reveal a "\$100 Bill" (WIN100), "\$200 Bill" (WIN200), "\$500 Bill" (WIN500) or "\$1,000 Bill" (WIN1K) symbol in either BONUS spot, win that prize instantly! GREEN BONUS is 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 \$1,000,000 Extreme Green 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 they qualify 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 \$1,000,000 Extreme Green, prize money from winning \$1,000,000 Extreme Green 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 \$1,000,000 Extreme Green 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 \$1,000,000 Extreme Green or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-1286. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Ca\$h Incline Instant Lottery Game 1539

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 Ca\$h Incline (hereafter “Ca\$h Incline”). The game number is PA-1539.

2. *Price:* The price of a Ca\$h Incline instant lottery game ticket is \$2.

3. *Play symbols:* Each Ca\$h Incline instant lottery game ticket will contain one play area consisting of a “WINNING NUMBERS” area and five “GAME” areas. Each “GAME” 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), 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) and 25 (TWYFIV). The play symbols and their captions, located in the five “GAME” areas, 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) and an Arrow (ARROW) 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), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$1,000 (ONE THO) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game, are: \$2, \$4, \$5, \$10, \$20, \$30, \$50, \$100, \$200, \$1,000 and \$20,000. A player can win up to five times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 8,400,000 tickets will be printed for the Ca\$h Incline instant lottery game.

7. Determination of prize winners:

(a) Holders of tickets upon which any one of the play symbols in any “GAME” matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$20,000 (TWY THO) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets upon which any one of the play symbols in any “GAME” matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with an Arrow (ARROW) symbol in any “GAME,” and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any of the play symbols in any “GAME” matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$200 (TWO HUN) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets upon which an Arrow (ARROW) symbol appears in any “GAME,” and a prize symbol of \$200 (TWO HUN) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets upon which any one of the play symbols in any “GAME” matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which an Arrow (ARROW) symbol appears in any “GAME,” and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which any one of the play symbols in any “GAME” matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which an Arrow (ARROW) symbol appears in any “GAME,” and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets upon which any one of the play symbols in any “GAME” matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$30.

(k) Holders of tickets upon which an Arrow (ARROW) symbol appears in any “GAME,” and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$30.

(l) Holders of tickets upon which any one of the play symbols in any “GAME” matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets upon which an Arrow (ARROW) symbol appears in any “GAME,” and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets upon which any one of the play symbols in any "GAME" matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which an Arrow (ARROW) symbol appears in any "GAME," and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the play symbols in any "GAME" matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets upon which an Arrow (ARROW) symbol appears in any "GAME," and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets upon which any one of the play symbols in any "GAME" matches either of the "WINNING

NUMBERS" play symbols, and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$4.

(s) Holders of tickets upon which an Arrow (ARROW) symbol appears in any "GAME," and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets upon which any one of the play symbols in any "GAME" matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$2.

(u) Holders of tickets upon which an Arrow (ARROW) symbol appears in any "GAME," and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$2.

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 A Number In Any GAME Matches Either WINNING NUMBER, win PRIZE Shown For That GAME. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
\$2 w/ ARROW	\$2	16.67	504,000
\$2	\$2	23.08	364,000
\$2 × 2	\$4	150	56,000
(\$2 w/ ARROW) + \$2	\$4	75	112,000
\$4 w/ ARROW	\$4	50	168,000
\$4	\$4	150	56,000
\$5 w/ ARROW	\$5	50	168,000
\$5	\$5	75	112,000
\$2 × 5	\$10	750	11,200
\$5 × 2	\$10	750	11,200
(\$5 w/ ARROW) + \$5	\$10	300	28,000
(\$2 w/ ARROW) × 5	\$10	100	84,000
\$10 w/ ARROW	\$10	150	56,000
\$10	\$10	750	11,200
\$5 × 4	\$20	150	56,000
\$10 × 2	\$20	1,500	5,600
(((\$5 w/ ARROW) × 2) + (\$4 × 2) + \$2	\$20	750	11,200
(\$4 w/ ARROW) × 5	\$20	300	28,000
\$20 w/ ARROW	\$20	1,500	5,600
\$20	\$20	1,500	5,600
\$10 × 3	\$30	12,000	700
(\$5 × 4) + \$10	\$30	12,000	700
(((\$10 w/ ARROW) × 2) + (\$2 w/ ARROW) + (\$4 × 2)	\$30	800	10,500
\$30 w/ ARROW	\$30	1,000	8,400
\$30	\$30	12,000	700
\$10 × 5	\$50	12,000	700
\$30 + \$20	\$50	12,000	700

<i>When A Number In Any GAME Matches Either WINNING NUMBER, win PRIZE Shown For That GAME. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
$((\$20 \text{ w/ ARROW}) \times 2) + (\$5 \times 2)$	\$50	3,000	2,800
$(\$10 \text{ w/ ARROW}) \times 5$	\$50	3,000	2,800
\$50 w/ ARROW	\$50	4,000	2,100
\$50	\$50	12,000	700
$\$20 \times 5$	\$100	12,000	700
$\$50 + \$30 + \$20$	\$100	12,000	700
$(\$20 \text{ w/ ARROW}) \times 5$	\$100	8,000	1,050
$(\$50 \text{ w/ ARROW}) \times 2$	\$100	12,000	700
\$100 w/ ARROW	\$100	12,000	700
\$100	\$100	12,000	700
$\$50 \times 4$	\$200	60,000	140
$(\$100 \text{ w/ ARROW}) + (\$30 \times 2) + (\$20 \times 2)$	\$200	12,000	700
\$200 w/ ARROW	\$200	12,000	700
\$200	\$200	60,000	140
\$1,000 w/ ARROW	\$1,000	840,000	10
\$1,000	\$1,000	840,000	10
\$20,000	\$20,000	840,000	10

Reveal an "Arrow" (ARROW) symbol in any GAME, win prize shown for that GAME automatically! Each GAME is 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 Ca\$h Incline 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 they qualify 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 Ca\$h Incline, prize money from winning Ca\$h Incline 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 Ca\$h Incline 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 Ca\$h Incline or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-1287. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Crossword X-tra™ Instant Lottery Game 1537

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 Crossword X-tra™ (hereinafter “Crossword X-tra™”). The game number is PA-1537.

2. *Price:* The price of a Crossword X-tra™ instant lottery game ticket is \$5.

3. *Play symbols:* Each Crossword X-tra™ instant lottery game ticket will feature a “YOUR LETTERS” area, two crossword puzzle play grids, known as “GRID 1” and “GRID 2,” respectively, and an “X-tra™” area. Each crossword “GRID” is played separately. The “X-tra™” 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 and a Star symbol.

4. *Prizes:* The prizes that can be won in this game, are: \$5, \$10, \$15, \$20, \$25, \$30, \$40, \$50, \$60, \$100, \$200, \$500, \$1,000, \$10,000 and \$250,000. A player can win up to three times on a ticket.

5. *Approximate number of tickets printed for the game:* Approximately 16,800,000 tickets will be printed for the Crossword X-tra™ instant lottery game.

6. *Determination of prize winners:*

(a) Holders of tickets where the player completely matches ten 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 \$250,000.

(b) Holders of tickets where the player completely matches nine 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 \$10,000.

(c) Holders of tickets where the player completely matches eight 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 \$1,000.

(d) Holders of tickets upon which a combined total of ten Star symbols appear in the non-lettered blocks on “GRID 1” and “GRID 2,” on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which a combined total of nine Star symbols appear in the non-lettered blocks on “GRID 1” and “GRID 2,” on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets upon which a combined total of eight Star symbols appear in the non-lettered blocks on “GRID 1” and “GRID 2,” on a single ticket, shall be entitled to a prize of \$150.

(g) Holders of tickets where the player completely matches seven 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 \$100.

(h) 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 \$100.

(i) Holders of tickets upon which a combined total of seven Star symbols appear in the non-lettered blocks on “GRID 1” and “GRID 2,” on a single ticket, shall be entitled to a prize of \$60.

(j) 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 \$50.

(k) 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 \$50.

(l) Holders of tickets upon which a combined total of six Star symbols appear in the non-lettered blocks on “GRID 1” and “GRID 2,” on a single ticket, shall be entitled to a prize of \$40.

(m) 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 \$30.

(n) Holders of tickets upon which a combined total of five Star symbols appear in the non-lettered blocks on “GRID 1” and “GRID 2,” on a single ticket, shall be entitled to a prize of \$25.

(o) 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.

(p) 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 \$20.

(q) 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.

(r) 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 \$10.

(s) 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.

7. *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>X-tra™ Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 16,800,000 Tickets:</i>
2 WORDS			\$5	8.11	2,072,000
	2 WORDS		\$10	60	280,000
3 WORDS			\$10	60	280,000
2 WORDS	2 WORDS		\$15	54.55	308,000
3 WORDS	2 WORDS		\$20	120	140,000

<i>GRID 1 Win With:</i>	<i>GRID 2 Win With:</i>	<i>X-tra™ Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 16,800,000 Tickets:</i>
	3 WORDS		\$20	120	140,000
4 WORDS			\$20	120	140,000
2 WORDS	3 WORDS		\$25	120	140,000
		\$25 w/ 5 STARS	\$25	60	280,000
2 WORDS		\$25 w/ 5 STARS	\$30	600	28,000
3 WORDS	3 WORDS		\$30	600	28,000
4 WORDS	2 WORDS		\$30	600	28,000
5 WORDS			\$30	600	28,000
2 WORDS	2 WORDS	\$25 w/ 5 STARS	\$40	600	28,000
5 WORDS	2 WORDS		\$40	600	28,000
		\$40 w/ 6 STARS	\$40	600	28,000
	2 WORDS	\$40 w/ 6 STARS	\$50	600	28,000
3 WORDS		\$40 w/ 6 STARS	\$50	600	28,000
5 WORDS	3 WORDS		\$50	600	28,000
	4 WORDS		\$50	600	28,000
6 WORDS			\$50	600	28,000
3 WORDS	4 WORDS		\$60	2,400	7,000
4 WORDS		\$40 w/ 6 STARS	\$60	1,714	9,800
6 WORDS	2 WORDS		\$60	6,000	2,800
		\$60 w/ 7 STARS	\$60	2,400	7,000
5 WORDS	2 WORDS	\$60 w/ 7 STARS	\$100	2,400	7,000
6 WORDS	4 WORDS		\$100	12,000	1,400
	5 WORDS		\$100	12,000	1,400
7 WORDS			\$100	12,000	1,400
	4 WORDS	\$150 w/ 8 STARS	\$200	12,000	1,400
6 WORDS		\$150 w/ 8 STARS	\$200	24,000	700
7 WORDS	5 WORDS		\$200	24,000	700
		\$200 w/ 9 STARS	\$200	24,000	700
		\$500 w/ 10 STARS	\$500	24,000	700
8 WORDS			\$1,000	120,000	140
9 WORDS			\$10,000	1,680,000	10
10 WORDS			\$250,000	1,680,000	10

Scratch the YOUR LETTERS to reveal 18 letters. Rub each matching letter every time it is found in either Crossword GRID. Each letter's square, when rubbed gently, will turn white.

When you have matched the letters of two (2) or more entire words in either Crossword GRID, win the corresponding PRIZE shown in the PRIZE KEY for that Crossword GRID. Only the highest prize won in either Crossword GRID will be paid.

Each Crossword GRID is played separately.

X-TRA™: After completing the main game play in Crossword GRID 1 and GRID 2, scratch the non-lettered blocks on each Crossword GRID to reveal one or more "Star" symbols. Reveal a combined total of at least five "Star" symbols in GRID 1 and GRID 2, win corresponding prize shown in the X-tra™ PRIZE LEGEND.

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 Crossword X-tra™ instant lottery game 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 they qualify 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 Crossword X-tra™, prize money from winning Crossword X-tra™ 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 Crossword X-tra™ 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 Crossword X-tra™ or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-1288. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania High Voltage Bingo Instant Lottery Game 1538

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 High Voltage Bingo (hereafter “High Voltage Bingo”). The game number is PA-1538.

2. *Price:* The price of a High Voltage Bingo instant lottery game ticket is \$3.

3. *Play symbols:*

(a) Each High Voltage Bingo instant lottery game ticket will contain five BINGO CARD play areas desig-

nated as “CARD 1,” “CARD 2,” “CARD 3,” “CARD 4” and “CARD 5.” A player may win more than one time on a ticket, however a player may only win one prize on each “CARD.” Each “CARD” will consist of 25 spaces on a 5 × 5 grid. The 76 play symbols that may be located in the five play areas, are: the numbers 1 through 75 and a “FREE” symbol. The “FREE” symbol is a free space.

(b) Each ticket will contain a “CALLER’S CARD” area. The “CALLER’S CARD” area will consist of 28 spaces on a 4 × 7 grid. The play symbols that may be located in each space on the grid, are: the letter B with a number 1 through 15; the letter I with a number 16 through 30; the letter N with a number 31 through 45; the letter G with a number 46 through 60 and the letter O with a number 61 through 75.

(c) Each High Voltage Bingo ticket will also contain a separate “BATTERY BONUS” area containing three play symbols. The play symbols and their captions, located in the “BATTERY BONUS” area, are: Fire (FIRE) symbol, Cloud (CLOUD) symbol, Tent (TENT) symbol, Bag (BAG) symbol, Bike (BIKE) symbol, Light (LIGHT) symbol, Shoe (SHOE) symbol and a Battery (WIN10) symbol. The “BATTERY BONUS” area is played separately.

4. *Prizes:* The prizes that can be won in this game, are: \$3, \$5, \$6, \$10, \$15, \$20, \$30, \$40, \$50, \$60, \$90, \$100, \$150, \$300, \$1,000, \$3,000 and \$50,000. A player can win up to four times on a ticket.

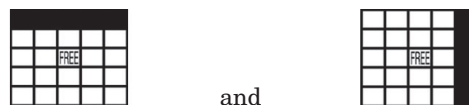
5. *Approximate number of tickets printed for the game:* Approximately 10,800,000 tickets will be printed for the High Voltage Bingo instant lottery game.

6. *Winning Patterns:* The patterns described below, when matched on any “CARD,” shall determine whether a player wins a prize as further detailed in section 7.

(i) *LINE:* Match the “CALLER’S CARD” numbers in a four-space diagonal line through the “FREE” space, or a five-space horizontal or vertical line. Diagonal LINE matches are exactly as follows:



Examples of horizontal and vertical LINE matches include, but are not limited to:



(ii) *4 CORNERS:* Match the “CALLER’S CARD” numbers in each of the four corners of any “CARD,” exactly as follows:



(iii) *DIAMOND:* Match four of the “CALLER’S CARD” numbers to form a diamond which includes the space appearing in the top horizontal row in the “N” column; the spaces appearing in the third horizontal row from the

top in the “B” and “O” columns; and the space appearing in the fifth horizontal row from the top in the “N” column on any “CARD,” exactly as follows:



(iv) X: Match eight of the “CALLER’S CARD” numbers to form an X pattern extending through the “FREE” space and through to each of the four corner spaces, on any “CARD,” exactly as follows:



7. Determination of prize winners:

- (a) Holders of tickets matching the “CALLER’S CARD” play symbols in an X pattern on “CARD 5,” on a single ticket, shall be entitled to a prize of \$50,000.
- (b) Holders of tickets matching the “CALLER’S CARD” play symbols in an X pattern on “CARD 4,” on a single ticket, shall be entitled to a prize of \$3,000.
- (c) Holders of tickets matching the “CALLER’S CARD” play symbols in a DIAMOND pattern on “CARD 5,” on a single ticket, shall be entitled to a prize of \$1,000.
- (d) Holders of tickets matching the “CALLER’S CARD” play symbols in an X pattern on “CARD 3,” on a single ticket, shall be entitled to a prize of \$1,000.
- (e) Holders of tickets matching the “CALLER’S CARD” play symbols in an X pattern on “CARD 2,” on a single ticket, shall be entitled to a prize of \$300.
- (f) Holders of tickets matching the “CALLER’S CARD” play symbols in a 4 CORNERS pattern on “CARD 5,” on a single ticket, shall be entitled to a prize of \$150.
- (g) Holders of tickets matching the “CALLER’S CARD” play symbols in an X pattern on “CARD 1,” on a single ticket, shall be entitled to a prize of \$150.
- (h) Holders of tickets matching the “CALLER’S CARD” play symbols in a DIAMOND pattern on “CARD 4,” on a single ticket, shall be entitled to a prize of \$100.

- (i) Holders of tickets matching the “CALLER’S CARD” play symbols in a 4 CORNERS pattern on “CARD 4,” on a single ticket, shall be entitled to a prize of \$90.
- (j) Holders of tickets matching the “CALLER’S CARD” play symbols in a DIAMOND pattern on “CARD 3,” on a single ticket, shall be entitled to a prize of \$90.
- (k) Holders of tickets matching the “CALLER’S CARD” play symbols in a 4 CORNERS pattern on “CARD 3,” on a single ticket, shall be entitled to a prize of \$60.
- (l) Holders of tickets matching the “CALLER’S CARD” play symbols in a DIAMOND pattern on “CARD 2,” on a single ticket, shall be entitled to a prize of \$50.
- (m) Holders of tickets matching the “CALLER’S CARD” play symbols in a 4 CORNERS pattern on “CARD 2,” on a single ticket, shall be entitled to a prize of \$30.
- (n) Holders of tickets matching the “CALLER’S CARD” play symbols in a LINE pattern on “CARD 5,” on a single ticket, shall be entitled to a prize of \$15.
- (o) Holders of tickets matching the “CALLER’S CARD” play symbols in a DIAMOND pattern on “CARD 1,” on a single ticket, shall be entitled to a prize of \$15.
- (p) Holders of tickets matching the “CALLER’S CARD” play symbols in a LINE pattern on “CARD 4,” on a single ticket, shall be entitled to a prize of \$10.
- (q) Holders of tickets matching the “CALLER’S CARD” play symbols in a 4 CORNERS pattern on “CARD 1,” on a single ticket, shall be entitled to a prize of \$10.
- (r) Holders of tickets upon which a Battery (WIN10) symbol appears in the “BATTERY BONUS” area, on a single ticket, shall be entitled to a prize of \$10.
- (s) Holders of tickets matching the “CALLER’S CARD” play symbols in a LINE pattern on “CARD 3,” on a single ticket, shall be entitled to a prize of \$6.
- (t) Holders of tickets matching the “CALLER’S CARD” play symbols in a LINE pattern on “CARD 2,” on a single ticket, shall be entitled to a prize of \$5.
- (u) Holders of tickets matching the “CALLER’S CARD” play symbols in a LINE pattern on “CARD 1,” on a single ticket, shall be entitled to a prize of \$3.

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:

<p><i>Scratch The CALLER’S CARD Area. Then Scratch Only The Numbers On BINGO CARDS 1—5 That Match Those Revealed In The CALLER’S CARD Area. The Center Spot On Each BINGO CARD Is A FREE Space. When Each Matched Number On A BINGO CARD Is Scratched, The Square Will Turn White. When All Numbers Are Completely Matched In A Horizontal, Vertical Or Diagonal Line, 4 Corners, Diamond Or An X Pattern On Any Individual BINGO CARD, Win Prize Shown For The Matched Pattern In The Appropriate Legend Next To That BINGO CARD.</i></p> <p><i>Win With:</i></p>	<p><i>BATTERY BONUS:</i></p>	<p><i>Win:</i></p>	<p><i>Approximate Odds Are 1 In:</i></p>	<p><i>Approximate No. Of Winners Per 10,800,000 Tickets:</i></p>
<p>LINE CARD 1</p>		<p>\$3</p>	<p>9.8</p>	<p>1,101,600</p>

<i>Scratch The CALLER'S CARD Area. Then Scratch Only The Numbers On BINGO CARDS 1—5 That Match Those Revealed In The CALLER'S CARD Area. The Center Spot On Each BINGO CARD Is A FREE Space. When Each Matched Number On A BINGO CARD Is Scratched, The Square Will Turn White. When All Numbers Are Completely Matched In A Horizontal, Vertical Or Diagonal Line, 4 Corners, Diamond Or An X Pattern On Any Individual BINGO CARD, Win Prize Shown For The Matched Pattern In The Appropriate Legend Next To That BINGO CARD.</i> <i>Win With:</i>	<i>BATTERY BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
LINE CARD 2		\$5	17.24	626,400
LINE CARD 3		\$6	41.67	259,200
	\$10 w/ BATTERY	\$10	62.5	172,800
4 CORNERS CARD 1		\$10	100	108,000
LINE CARD 4		\$10	125	86,400
(LINE CARD 2) + (4 CORNERS CARD 1)		\$15	250	43,200
LINE CARD 2	\$10 w/ BATTERY	\$15	250	43,200
DIAMOND CARD 1		\$15	500	21,600
LINE CARD 5		\$15	500	21,600
(LINE CARD 2) + (DIAMOND CARD 1)		\$20	1,000	10,800
(LINE CARD 4) + (4 CORNERS CARD 1)		\$20	1,000	10,800
LINE CARD 4	\$10 w/ BATTERY	\$20	142.86	75,600
(LINE CARD 4) + (4 CORNERS CARD 1)	\$10 w/ BATTERY	\$30	436.36	24,750
(LINE CARD 4) + (LINE CARD 2) + (DIAMOND CARD 1)		\$30	2,400	4,500
4 CORNERS CARD 2		\$30	2,400	4,500
4 CORNERS CARD 2	\$10 w/ BATTERY	\$40	1,714	6,300
(LINE CARD 4) + (LINE CARD 2) + (DIAMOND CARD 1)	\$10 w/ BATTERY	\$40	1,714	6,300
(4 CORNERS CARD 2) + (4 CORNERS CARD 1)	\$10 w/ BATTERY	\$50	1,200	9,000
DIAMOND CARD 2		\$50	2,400	4,500
DIAMOND CARD 2	\$10 w/ BATTERY	\$60	1,200	9,000
(LINE CARD 4) + (DIAMOND CARD 2)		\$60	6,000	1,800
4 CORNERS CARD 3		\$60	6,000	1,800
(4 CORNERS CARD 3) + (LINE CARD 2) + (DIAMOND CARD 1)	\$10 w/ BATTERY	\$90	3,000	3,600
(4 CORNERS CARD 3) + (4 CORNERS CARD 2)		\$90	12,000	900
(LINE CARD 4) + (4 CORNERS CARD 3) + (4 CORNERS CARD 1)	\$10 w/ BATTERY	\$90	3,000	3,600

<i>Scratch The CALLER'S CARD Area. Then Scratch Only The Numbers On BINGO CARDS 1—5 That Match Those Revealed In The CALLER'S CARD Area. The Center Spot On Each BINGO CARD Is A FREE Space. When Each Matched Number On A BINGO CARD Is Scratched, The Square Will Turn White. When All Numbers Are Completely Matched In A Horizontal, Vertical Or Diagonal Line, 4 Corners, Diamond Or An X Pattern On Any Individual BINGO CARD, Win Prize Shown For The Matched Pattern In The Appropriate Legend Next To That BINGO CARD.</i> <i>Win With:</i>	<i>BATTERY BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
(LINE CARD 5) + (4 CORNERS CARD 3) + (DIAMOND CARD 1)		\$90	12,000	900
DIAMOND CARD 3		\$90	12,000	900
4 CORNERS CARD 4		\$90	12,000	900
(4 CORNERS CARD 3) + (4 CORNERS CARD 2) + (4 CORNERS CARD 1)		\$100	24,000	450
(4 CORNERS CARD 3) + (4 CORNERS CARD 2)	\$10 w/ BATTERY	\$100	6,000	1,800
DIAMOND CARD 3	\$10 w/ BATTERY	\$100	4,800	2,250
(LINE CARD 4) + (DIAMOND CARD 3)		\$100	24,000	450
(4 CORNERS CARD 4) + (4 CORNERS CARD 1)		\$100	24,000	450
4 CORNERS CARD 4	\$10 w/ BATTERY	\$100	24,000	450
DIAMOND CARD 4		\$100	24,000	450
(DIAMOND CARD 4) + (4 CORNERS CARD 2) + (4 CORNERS CARD 1)	\$10 w/ BATTERY	\$150	12,000	900
X CARD 1		\$150	24,000	450
4 CORNERS CARD 5		\$150	24,000	450
(4 CORNERS CARD 5) + (X CARD 1)		\$300	40,000	270
(4 CORNERS CARD 5) + (4 CORNERS CARD 4) + (4 CORNERS CARD 3)		\$300	40,000	270
X CARD 2		\$300	40,000	270
X CARD 3		\$1,000	120,000	90
DIAMOND CARD 5		\$1,000	120,000	90
X CARD 4		\$3,000	360,000	30
X CARD 5		\$50,000	1,080,000	10

BATTERY BONUS: Reveal a "Battery" (WIN10) symbol in any BONUS spot, win \$10 instantly! BATTERY BONUS is 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 High Voltage Bingo 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 they qualify 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 High Voltage Bingo, prize money from winning High Voltage Bingo 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 High Voltage Bingo 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 of the 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 High Voltage Bingo or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-1289. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Solid Gold Instant Lottery Game 1536

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 Solid Gold (hereafter “Solid Gold”). The game number is PA-1536.

2. *Price:* The price of a Solid Gold instant lottery game ticket is \$5.

3. *Play symbols:* Each Solid Gold instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” 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 (TWY TWO), 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 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), Nugget (NUGGET) symbol and a GOLD (WINALL) symbol.

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), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in this game, are: \$5, \$10, \$20, \$30, \$50, \$100, \$200, \$500, \$1,000, \$5,000 and \$250,000. A player can win up to 12 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 12,000,000 tickets will be printed for the Solid Gold 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 \$250,000 (TWHNFYTH) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(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 a GOLD (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$1,000 (ONE THO) appears in two of the “prize” areas, a prize symbol of \$500 (FIV HUN) appears in four of the “prize” areas, a prize symbol of \$200 (TWO HUN) appears in four of the “prize” areas and a prize symbol of \$100 (ONE HUN) appears in two of the “prize” areas, on a single ticket, shall be entitled to a prize of \$5,000.

(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 a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that Nugget (NUGGET) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which a GOLD (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$200 (TWO HUN) appears in three of the “prize” areas, a prize symbol of \$100 (ONE HUN) appears in two of the “prize” areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in two 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.

(g) Holders of tickets upon which a GOLD (WINALL) symbol appears 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 two of the “prize” areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in eight of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which a GOLD (WINALL) symbol appears 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.

(i) 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.

(j) Holders of tickets upon which a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Nugget (NUGGET) symbol, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which a GOLD (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in two of the “prize” areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the “prize” areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in four of the “prize” areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which a GOLD (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in eight of the “prize” areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in two of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which a GOLD (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in six of the “prize” areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in five 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.

(n) 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.

(o) Holders of tickets upon which a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$200 (TWO HUN) appears in the “prize”

area under that Nugget (NUGGET) symbol, on a single ticket, shall be entitled to a prize of \$200.

(p) Holders of tickets upon which a GOLD (WINALL) symbol appears 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.

(q) Holders of tickets upon which a GOLD (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$30⁰⁰ (THIRTY) appears in two of the “prize” areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in three 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 \$200.

(r) Holders of tickets upon which a GOLD (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in eight of the “prize” areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in four of the “prize” areas, 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 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.

(t) Holders of tickets upon which a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Nugget (NUGGET) symbol, on a single ticket, shall be entitled to a prize of \$100.

(u) Holders of tickets upon which a GOLD (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the “prize” areas, 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.

(v) Holders of tickets upon which a GOLD (WINALL) symbol appears 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.

(w) Holders of tickets upon which a GOLD (WINALL) symbol appears 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 \$20⁰⁰ (TWENTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(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 \$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.

(y) Holders of tickets upon which a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Nugget (NUGGET) symbol, on a single ticket, shall be entitled to a prize of \$50.

(z) 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.

(aa) Holders of tickets upon which a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under that Nugget (NUGGET) symbol, on a single ticket, shall be entitled to a prize of \$30.

(bb) 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.

(cc) Holders of tickets upon which a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Nugget (NUGGET) symbol, on a single ticket, shall be entitled to a prize of \$20.

(dd) 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.

(ee) Holders of tickets upon which a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Nugget (NUGGET) symbol, on a single ticket, shall be entitled to a prize of \$10.

(ff) 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.

(gg) Holders of tickets upon which a Nugget (NUGGET) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Nugget (NUGGET) 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 12,000,000 Tickets:</i>
\$5 w/ NUGGET	\$5	15	800,000
\$5	\$5	27.27	440,000
\$5 × 2	\$10	100	120,000
(\$5 w/ NUGGET) × 2	\$10	60	200,000
\$10 w/ NUGGET	\$10	30	400,000
\$10	\$10	60	200,000
\$5 × 4	\$20	600	20,000
(((\$5 w/ NUGGET) × 2) + (\$5 × 2))	\$20	66.67	180,000
\$20 w/ NUGGET	\$20	60	200,000
\$20	\$20	600	20,000
\$10 × 3	\$30	600	20,000
(((\$5 w/ NUGGET) × 4) + \$10)	\$30	200	60,000
(\$10 w/ NUGGET) × 3	\$30	200	60,000
\$30 w/ NUGGET	\$30	150	80,000
\$30	\$30	600	20,000
\$5 × 10	\$50	600	20,000
(((\$10 w/ NUGGET) × 2) + (((\$5 w/ NUGGET) × 4) + (\$5 × 2))	\$50	600	20,000
(\$5 w/ NUGGET) × 10	\$50	600	20,000
\$50 w/ NUGGET	\$50	600	20,000
\$50	\$50	600	20,000
GOLD w/ ((\$10 × 5) + (\$5 × 6) + \$20)	\$100	1,714	7,000
GOLD w/ ((\$10 × 8) + (\$5 × 4))	\$100	1,500	8,000
GOLD w/ ((\$20 × 2) + (\$10 × 2) + (\$5 × 8))	\$100	1,500	8,000
\$10 × 10	\$100	40,000	300

<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 12,000,000 Tickets:</i>
$((\$5 \text{ w/ NUGGET}) \times 10) + \$30 + \$20$	\$100	24,000	500
$((\$10 \text{ w/ NUGGET}) \times 8) + ((\$5 \text{ w/ NUGGET}) \times 4)$	\$100	24,000	500
$(\$20 \text{ w/ NUGGET}) \times 5$	\$100	24,000	500
\$100 w/ NUGGET	\$100	24,000	500
\$100	\$100	60,000	200
GOLD w/ $((\$20 \times 8) + (\$10 \times 4))$	\$200	12,000	1,000
GOLD w/ $((\$30 \times 2) + (\$20 \times 5) + (\$10 \times 3) + (\$5 \times 2))$	\$200	12,000	1,000
GOLD w/ $((\$50 \times 2) + (\$10 \times 10))$	\$200	8,000	1,500
$\$20 \times 10$	\$200	120,000	100
$\$50 \times 4$	\$200	120,000	100
$\$100 \times 2$	\$200	120,000	100
$((\$20 \text{ w/ NUGGET}) \times 8) + (\$10 \times 4)$	\$200	120,000	100
$((\$50 \text{ w/ NUGGET}) \times 2) + ((\$20 \text{ w/ NUGGET}) \times 3) + (\$5 \times 6) + \$10$	\$200	120,000	100
$(\$20 \text{ w/ NUGGET}) \times 10$	\$200	120,000	100
$(\$50 \text{ w/ NUGGET}) \times 4$	\$200	120,000	100
\$200 w/ NUGGET	\$200	120,000	100
\$200	\$200	120,000	100
GOLD w/ $((\$50 \times 6) + (\$20 \times 5) + \$100)$	\$500	60,000	200
GOLD w/ $((\$50 \times 8) + (\$30 \times 2) + (\$20 \times 2))$	\$500	60,000	200
GOLD w/ $((\$100 \times 2) + (\$50 \times 4) + (\$20 \times 4) + (\$10 \times 2))$	\$500	60,000	200
$\$50 \times 10$	\$500	120,000	100
$((\$50 \text{ w/ NUGGET}) \times 8) + (\$30 \times 2) + (\$20 \times 2)$	\$500	120,000	100
$(\$50 \text{ w/ NUGGET}) \times 10$	\$500	120,000	100
$(\$100 \text{ w/ NUGGET}) \times 5$	\$500	120,000	100
\$500 w/ NUGGET	\$500	120,000	100
\$500	\$500	120,000	100
GOLD w/ $((\$100 \times 8) + (\$50 \times 4))$	\$1,000	600,000	20
GOLD w/ $((\$200 \times 2) + (\$100 \times 2) + (\$50 \times 8))$	\$1,000	600,000	20
GOLD w/ $((\$200 \times 3) + (\$100 \times 2) + (\$50 \times 2) + (\$20 \times 5))$	\$1,000	600,000	20
$\$100 \times 10$	\$1,000	1,200,000	10
\$1,000 w/ NUGGET	\$1,000	1,200,000	10
\$1,000	\$1,000	1,200,000	10
GOLD w/ $((\$1,000 \times 2) + (\$500 \times 4) + (\$200 \times 4) + (\$100 \times 2))$	\$5,000	1,200,000	10
\$5,000	\$5,000	1,200,000	10
\$250,000	\$250,000	1,200,000	10

Reveal a "Nugget" (NUGGET) symbol, win prize shown under that symbol automatically.

Reveal a "GOLD" (WINALL) symbol, 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 Solid Gold 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 they qualify 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 Solid Gold, prize money from winning Solid Gold 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 Solid Gold 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 Solid Gold or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-1290. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Powerball

In accordance with 61 Pa. Code § 871.21 (relating to future changes to Powerball), the Secretary of Revenue (Secretary) announces the following changes to the Powerball regulations. This amendment provides updates to the game description, draw frequency, available add-

ons and certain definitions. This amendment provides changes to funding of guaranteed Powerball prizes.

These changes will affect ticket sales beginning on Monday, August 23, 2021, for the Powerball drawing on Monday, August 23, 2021. The changes to the regulation will be codified as paragraph (10) in 61 Pa. Code § 871.22 (relating to changes to Powerball):

(10) *Changes effective for Powerball tickets sold on or after August 23, 2021:*

(i) *Section 871.2(a) (relating to game description and purpose).* Powerball is a five out of 69 plus one out of 26 on-line lottery game which pays the grand prize on an annuitized, parimutuel basis. Except as provided in this chapter, all other prizes are paid on a set cash, single payment basis.

(ii) *Section 871.2(b).* The purpose of the Powerball game is to determine winners from ticket holders matching five numbers from 1 through 69, and matching the separately drawn Powerball number, or a designated combination thereof, within a single play, with the five winning numbers and the Powerball number to be randomly drawn. Drawings will be conducted three times a week or as publicly announced by the Secretary.

(iii) *Section 871.3 (relating to definitions).*

Advertised Grand Prize—The estimated annuitized Grand Prize amount as determined by the MUSL Central Office by use of the MUSL Annuity Factor and communicated through the Selling Lotteries prior to the Powerball Grand Prize Drawing. The Advertised Grand Prize is not a guaranteed prize amount and the actual Powerball Grand Prize may vary from the advertised amount, except in circumstances where there is a guaranteed Powerball Grand Prize amount as described in § 871.10 (related to funding of guaranteed prizes).

Agent—A person or entity authorized by a Selling Lottery to sell lottery Plays.

Cash election—A method of payment that the player selects, within 60 days of the date the Lottery determines the player is entitled to the Powerball grand prize, to receive a parimutuel share of the prize money allocated to the grand prize category as a one-time, lump-sum cash payment rather than as an annuity.

Drawing—The formal draw event for randomly selecting the winning numbers that determine the number of winners for each prize level of the Powerball game or a Powerball promotion as described in these rules. A Powerball Drawing shall determine the winning numbers for the Powerball game, the Double Play Drawing, and the Power Play multiplier. Winning numbers for the Powerball game include the Winning numbers drawn for the Powerball game, and the number drawn to the determine the Power Play multiplier.

Grand prize winnings pool—An amount constituting 34.0066% of gross sales from all participating states for a particular Powerball game drawing for the purpose of paying winning grand prizes in that drawing. The grand prize winnings pool includes prize money allocated to the grand prize category from prior Powerball game drawings in which there were no winning grand prize tickets. A portion of this pool is used to fund prize reserve accounts until those accounts achieve maximum balances.

Parimutuel—Wagered funds that are pooled and then paid in equal shares to winners of a prize as described in these rules.

Quick pick—The random selection by the Lottery's computer system of five numbers from 1 through 69 and a Powerball number from 1 through 26 that appear on a ticket and are played by a player in the game.

Ticket—A Powerball ticket, produced by an on-line terminal from a licensed on-line retailer in an authorized manner, containing a letter prefix followed by five selected numbers from 1 through 69 and a single selected Powerball number from 1 through 26 for each basic play, ticket validation number data, drawing date, amount bet and any applicable promotion exercised by the player. Each set of five numbers and the Powerball number constitutes a basic play of which there may be one or more, up to ten on a ticket.

Winning numbers—Six numbers, the first five numbers from 1 through 69, and the Powerball number from 1 through 26, selected at a Powerball drawing and subsequently validated by the MUSL, which shall be used to determine the winning Powerball plays contained on a ticket or properly registered ticketless transaction. Double Play winning numbers shall not be used to determine Powerball prizes. Powerball winning numbers shall not be used to determine Double Play prizes.

(Editor's Note: This is a partial listing of the definitions applicable to Powerball. See § 871.3 (relating to definitions) for additional definitions.)

(iv) *Section 871.5 (relating to ticket price)*. A Powerball basic play shall cost \$2 per play. The power play option may be exercised, at the discretion of the player, for an additional \$1 per play. The double play option may be exercised, at the discretion of the player, for an additional \$1 per play. If both options are exercised, the total cost per play shall be \$4.

(v) *Section 871.6(a) (relating to Powerball bet slip and ticket characteristics and restrictions)*. For each basic play the player shall select, using a physical or electronic bet slip, or request quick pick selection by the computer, five numbers and a single Powerball number, in one or more of the game panels on a Powerball bet slip. Powerball bet slips shall be available at no cost to the player. The minimum entry is \$2. For \$2, play one game; for \$4, play two games; for \$6, play three games; for \$8, play four games; for \$10, play five games. Players are also given the option to select one or more promotions verbally or on the bet slip at the time of purchase for an additional \$1 per promotion selected for each play. Game panels shall be played in alphabetical order in accordance with the instructions printed on the Powerball bet slip. A

Powerball bet slip has no pecuniary or prize value and does not constitute evidence of the purchase of a ticket or the numbers selected.

(vi) *Section 871.6(b)*. To purchase a Powerball play, players shall, in addition to the purchase price, submit a completed Powerball bet slip, request number selections either by quick pick or manual terminal entry to an on-line retailer to have a ticket issued. To purchase a ticket at a Lottery self-service terminal that dispenses terminal-based Lottery tickets, the player shall designate the drawing date or dates for which the ticket is entered, number selections and may exercise the power play promotion for an additional \$1 per play. The player may use a bet slip or the Quick Pick option at a Lottery self-service terminal that dispenses terminal-based Lottery tickets. The ticket shall contain five selected numbers and a single selected Powerball number for each play, ticket validation number data, drawing date, amount bet and any applicable promotion exercised by the player. This ticket shall be the only valid receipt for claiming a prize. The ticket shall only be valid for the drawing date or dates printed on the ticket. Retailers are not permitted to allow the attachment of any remote devices to a lottery terminal to enter plays except as otherwise provided in the MUSL rules.

(vii) *Section 871.6(c)*. If Powerball bet slips are unavailable, number selections may be given to an on-line retailer in groups of five number selections and one Powerball number selection per game section for each \$2 wagered as a basic play. The player may exercise either the power play promotion or the double play promotion for an additional \$1 per play per promotion selected. The retailer shall manually enter the selections into the computer terminal.

(viii) *Section 871.6(e)*. It shall be the sole responsibility of the player to verify the accuracy of the game play or plays and other data printed on the ticket. The placing of plays, by the player or through the on-line retailer who is acting on behalf of the player in entering the play or plays, is done at the player's own risk.

(ix) *Section 871.6(f)*. A player may select numbers for up to 20 drawings, specifically the next drawing and the 19 subsequent drawings.

(x) *Section 871.7(a) (relating to time, place and manner of conducting drawing)*. Time of drawing. A Powerball drawing will be held three times a week or as publicly announced by the Secretary.

(xi) *Section 871.8(a) (relating to expected prize payout percentages)*. Determination of expected prize payout percentages for the Powerball drawing is as follows:

<i>Tickets Containing The Following, In One Single Lettered Game Section</i>	<i>Prize Category</i>	<i>Prize Payment</i>	<i>Approximate Percentage of Winnings Pool Allocated to Prize Category**</i>
All five (5) first set numbers and the Powerball number	Grand Prize	Grand Prize	68.0131%
Five (5) first set numbers	Second Prize*	\$1,000,000	8.5558%
Four (4) first set numbers and the Powerball number	Third Prize*	\$50,000	5.4757%
Four (4) first set numbers	Fourth Prize*	\$100	0.2738%
Three (3) first set numbers and the Powerball number	Fifth Prize*	\$100	0.6899%
Three (3) first set numbers	Sixth Prize*	\$7	1.2074%

<i>Tickets Containing The Following, In One Single Lettered Game Section</i>	<i>Prize Category</i>	<i>Prize Payment</i>	<i>Approximate Percentage of Winnings Pool Allocated to Prize Category**</i>
Two (2) first set numbers and the Powerball number	Seventh Prize*	\$7	0.9981%
One (1) first set number and the Powerball number	Eighth Prize*	\$4	4.3489%
None of the first set numbers and the Powerball number	Ninth Prize*	\$4	10.4373%

* Indicates a set prize.

** Fifty percent of Powerball gross sales are allocated to the winnings pool for the payment of prizes.

(xii) *Section 871.8(b)*. Prize money allocated to the grand prize category will be paid on a parimutuel basis, divided equally by the number of plays determined by the MUSL to be the winners of the grand prize.

(xiii) *Section 871.8(c)*. The number of plays determined by the MUSL to be winners of the second through ninth prize categories will be paid as set cash prizes, except as provided in paragraphs (1) through (4).

(1) Except as otherwise provided in section 871.8(c)(4), if the total of the set prizes (as multiplied by the respective Power Play multiplier if applicable) awarded in a Powerball drawing exceeds the percent of the prize pool allocated to set prizes, then the amount needed to fund the set prizes, including Power play prizes, shall be drawn from the following sources in the following order:

(i) The amount allocated to the set prize tiers and carried forward from previous draws, if any.

(ii) An amount from the MUSL set prize reserve account, if available, not to exceed \$40,000,000 per Powerball drawing.

(iii) Any other amounts as agreed to by the MUSL Powerball Product Group in their sole discretion.

(2) Except as otherwise provided in section 871.8(c)(4), if the sources set forth in paragraph (1) are depleted and there still are not sufficient funds to pay the set prizes, including Power play prizes, for a particular Powerball drawing, the highest set prize shall become a parimutuel prize. If the amount of the highest set prize, when paid as a parimutuel prize, is less than or equal to the next highest set prize and there are still not sufficient funds to pay the remaining set prizes, the next highest set prize shall become a parimutuel prize. If necessary, and under the same test conditions set forth in the preceding sentence, each succeeding set prize level shall be converted to a parimutuel prize, in order, until all set prizes become parimutuel. If all prizes are converted to parimutuel prizes, the money available from the funding sources listed in this rule shall be divided among the winning Powerball Plays in proportion to their respective prize percentages. Powerball Set Prizes and Power Play prizes will be reduced by the same percentage.

(3) Except for winning prizes sold by the California Lottery, if all, or any portion of the set prize pool is not awarded in the current Powerball drawing, that portion of the set prize pool shall be carried forward to subsequent Powerball drawings.

(4) By agreement between the Party Lotteries and the Licensee Lotteries, the Licensee Lotteries shall independently calculate their set parimutuel prize amounts. The Party Lotteries and the Licensee Lotteries shall then

agree to set the parimutuel prize amounts for all lotteries selling the game at the lesser of the independently calculated prize amounts.

(xiv) *Section 871.9(b) (relating to Powerball prize payments)*. A grand prize shall be paid by an annuity except that a player may elect to receive the grand prize in a single cash payment provided the cash election is made by the player within 60 days of the date the Lottery determines that a grand prize-winning ticket has been sold and that a player is entitled to the prize.

(1) An election to receive the grand prize by annuity or cash made by the player after the player becomes entitled to the prize is final and cannot be revoked, withdrawn or otherwise changed.

(2) Shares of the grand prize shall be determined by dividing the cash available in the grand prize pool equally among all winners of the grand prize. A winner who elected cash payment shall be paid the share in a single cash payment.

(3) The annuitized prize shall be determined by multiplying a winner's share of the grand prize by the MUSL annuity factor.

(xv) *Section 871.9(c)*. The MUSL annuity factor is determined through a process as approved by the MUSL Finance and Audit Committee.

(xvi) *Section 871.9(g)*. If more than one winning ticket for the grand prize is determined, upon meeting the requirements of §§ 871.12 and 871.13 (relating to ticket validation requirements; procedures for claiming and payment of Powerball prizes), each is entitled to a parimutuel payment share of the total grand prize category.

(xvii) *Section 871.9(h)*. A winning Powerball play is entitled only to the highest prize won by those numbers in a Powerball drawing, and a winning Double Play, play is entitled only to the highest prize won by those numbers in a Double Play drawing. A player may win both a Powerball prize and a Double Play prize if the player purchased the Double Play promotion and if the Powerball Play and the Double Play, play match the winning numbers drawn for both the Powerball game and the Double Play game.

(xviii) *Section 871.9(m)*. Annuitized payment of the grand prize or a share of the grand prize may be rounded to facilitate the purchase of an appropriate funding mechanism. Breakage on an annuitized grand prize win shall be added to the first cash payment to the winner or winners. Prizes other than the grand prize, which under this chapter may become single payment, parimutuel

prizes, may be rounded down so that prizes can be paid in multiples of whole dollars. Breakage resulting from rounding these prizes shall be carried forward to the prize pool for the next drawing.

(xix) *Section 871.10(2) (relating to funding of guaranteed prizes)*. If there are multiple grand prize winners during a single drawing and at least one of the grand prize winners has elected the annuitized option prize, then the MUSL Annuity Factor shall be utilized to determine the cash pool. The cost of the annuitized prize or prizes will be determined at the time the annuity is purchased through a process as approved by the MUSL Board.

(xx) Section 871.10(4) is deleted in its entirety.

(xxi) *Section 871.10(5)*. Minimum guaranteed prizes or increases may be waived if the alternate funding mechanism as set forth in § 871.8 becomes necessary.

(xxii) *Section 871.10(6)*. Approval of the Group is required to change the guaranteed minimum Grand Prize amounts or minimum increases in the Grand Prize amount. The Group may increase, decrease or eliminate the guaranteed minimum Grand Prize amount or any announced minimum Grand Prize increases as effective at any time following the next drawing following the action taken by the Group.

(xxiii) *Section 871.13(a) (relating to procedures for claiming and payment of Powerball prizes)*. Pennsylvania Powerball and Double Play prizes shall be claimed only through a licensed on-line Pennsylvania Lottery retailer beginning on the day following the drawing. The Lottery is not authorized to accept claims or pay prizes for Powerball tickets purchased in other jurisdictions.

(xxiv) *Section 871.13(c)*. The holder of an apparent winning Powerball or Double Play ticket containing one or more winning lettered play selections representing combined prizes of \$2,500 or less will be paid by participating on-line retailers as provided in subsection (b), if the ticket validation requirements in § 871.12 (relating to ticket validation requirements) have been met, a proper validation pay ticket has been issued by the retailer's computer terminal and other retailer procedures have been met.

(xxv) *Section 871.13(d)*. The holder of an apparent winning Powerball or Double Play ticket containing one or more winning lettered play selections representing combined prizes in excess of \$2,500, with the exception of the grand prize category, shall first validate the apparent winning ticket at the participating Pennsylvania Lottery on-line retailer to receive a validation receipt, complete a claim form and display appropriate identification and then surrender the winning ticket and the original claim form to the retailer for transmittal to Lottery Headquarters for payment under Chapter 811 (relating to prizes).

(xxvi) *Section 871.13(e)*. The holder of an apparent winning Powerball or Double Play ticket containing one or more winning lettered play selections representing a grand prize category prize shall present, in person, the apparent winning ticket to the Pennsylvania Lottery Headquarters for validation under Chapter 811.

(xxvii) *Section 871.13(f)*. In the event of the death of a Powerball or Double Play grand prize winner and upon

petition of the estate of the prize winner, the MUSL Powerball Product Group may accelerate payment of all remaining proceeds from the winning ticket to the estate of the winner by transferring to the estate the securities or cash, or both, being held to satisfy the prize requirements, or paying the estate the present value of the remaining payments of the winner's prize. The valuation of the securities and determination of the present value of the accelerated lottery payments shall be at the sole discretion of the MUSL Powerball Group. The payment of a set prize to a person who dies before receiving any or all of a particular prize and to a person under 18 years of age will be paid under §§ 811.16 and 811.27 (relating to prizes payable after death of prize winner; payment of prizes to persons under 18 years of age).

(xxviii) *Section 871.14(b) (relating to parimutuel prize pool)*. An amount equal to up to 5% of a party lottery's sales shall be deducted from a party lottery's grand prize pool contribution and placed in trust in one or more prize pool accounts and prize reserve accounts at any time that the prize pool accounts and party lottery's share of the prize reserve accounts is below the amounts designated by the MUSL Powerball Product Group. An additional amount of up to 20% of a party lottery's sales shall be deducted from a party lottery's grand prize pool contribution and placed in trust to be held by the product group at such times as determined by the MUSL Powerball Product Group.

(xxix) *Section 871.14(c)*. The MUSL Powerball Product Group has established the following prize reserve accounts for the Powerball game:

(1) the Prize Reserve Account, which is used to guarantee the payment of valid, but unanticipated, Grand Prize claims that may result from a system error or other reason; and

(2) the Set Prize Reserve Account, which is used to fund deficiencies in low-tier prize payments, subject to the limitations of these rules.

(xxx) *Section 871.14(d)*. The MUSL Powerball Product Group has established the following prize pool accounts for the Powerball game:

(1) The Grand Prize pool, which is used to fund the current Grand Prize.

(2) The Powerball Set Prize Pool, which is used to fund the Powerball Set Prize payments.

(3) The Set Aside Pool, which is used to fund the payment of the awarded minimum starting annuity Grand Prizes and minimum annuity Grand Prize increase, if necessary, as subject to the limitations of these rules and any limitations as may be set by the Product Group, and

(4) the Grand Prize Carry Forward Pool, which is used to fund the starting minimum annuity Grand Prize, as may be set by the Product Group, if such funds are available and if sales do not fund the Grand Prize.

(xxxii) *Section 871.14(e)*. The Power Play Prize Pool and Power Play Pool Account are described in § 871.20 (relating to power play promotion) of these rules.

(xxxiii) *Section 871.14(f)*. The Double Play Prize Pool and Double Play Prize Pool Account are described in § 871.21 (relating to double play promotion) of these rules.

(xxxiiii) *Section 871.14(g)*. The Set Prize Pool Account holds the temporary balances that may result from having fewer than expected winners in the Powerball Set

Prize (also known as low-tier prize) categories. The source of the Set Prize Pool is the Party Lottery's weekly prize contributions less actual Powerball Set Prize liability.

(xxxiv) *Section 871.14(h)*. Once the prize pool accounts and the party lottery's share of the prize reserve accounts exceeds the designated amounts, the excess shall become part of the grand prize pool.

(xxxv) *Section 871.14(i)*. The MUSL Powerball Product Group, with the approval of the Finance and Audit Committee, may establish a maximum balance for the prize pool accounts and prize reserve accounts.

(xxxvi) *Section 871.14(j)*. The MUSL Powerball Product Group may determine to expend all or a portion of the funds in the prize pool accounts, except the Grand Prize pool account and the Grand Prize Carry Forward Pool account, and the prize reserve accounts for the following purposes:

(1) The Product Group may expend funds for the purpose of indemnifying the Party Lotteries and Licensee Lotteries in the payment of prizes to be made by the Selling Lotteries, subject to the approval of the MUSL Board and for the payment of prizes or special prizes in the game, subject to the approval of the MUSL Finance and Audit Committee; and

(2) The Product Group may expend funds for the payment of prizes or special prizes in the game, limited to prize pool and prize reserve contributions from lotteries participating in the special prize promotion, subject to the approval of the Board's Finance and Audit Committee or that Committee's failure to object after given two weeks' notice of the planned action, which actions may be appealed to the full Board by the Product Group.

(3) The Grand Prize Carry Forward Pool account may only be expended to fund the starting minimum annuity Grand Prize.

(xxxvii) *Section 871.14(k)*. The prize reserve shares of a party lottery may be adjusted with refunds to the party lottery from the prize reserve accounts as may be needed to maintain the approved maximum balance and shares of the party lotteries.

(xxxviii) *Section 871.14(l)*. A Party Lottery may contribute to its share of prize reserve accounts over time, but in the event of a draw down from the reserve account, a Party Lottery is responsible for its full percentage share of the account, whether or not it has been paid in full.

(xxxix) *Section 871.14(m)*. Any amount remaining in the prize pool accounts or prize reserve accounts at the

end of this game shall be carried forward to a replacement prize reserve account or expended in a manner as directed by the members of the MUSL Powerball Product Group in accordance with State law.

(xl) *Section 871.14(n)*. If the prize pool for a drawing is not sufficient to fund an announced minimum grand prize, the prize pool will be increased as necessary in accordance with MUSL rules.

(xli) *Section 871.18(c) (relating to governing law)*. A prize claimant agrees, as its sole and exclusive remedy that claims arising out of a Play can only be pursued against the Selling Lottery which issued the Play. Litigation, if any, shall only be maintained within the jurisdiction in which the Powerball Play was purchased and only against the Selling Lottery that issued the Play. A prize claimant waives any claim or defense that such forum is not convenient or proper. The Contractor agrees that any such court shall have in personam jurisdiction over it, and consents to service of process in any manner authorized by Pennsylvania law. No claim shall be made against any other Participating Lottery or against the MUSL.

(xlii) *Section 871.18(d)*. Nothing in these Rules shall be construed as a waiver of any defense or claim the Selling Lottery which issued the Play, any other Participating Lottery or MUSL may have in any litigation, including in the event a player or prize claimant pursues litigation against the Selling Lottery, any other Participating Lottery or MUSL, or their respective officers, directors or employees.

(xliii) *Section 871.18(e)*. All decisions made by a Selling Lottery, including the declaration of prizes and the payment thereof and the interpretation of Powerball Rules, shall be final and binding on all Play purchasers and on every person making a prize claim in respect thereof, but only in the jurisdiction where the Powerball Play was issued.

(xliv) *Section 871.18(f)*. Unless the laws, rules, regulations, procedures, and decisions of the Lottery which issued the Play provide otherwise, no prize shall be paid upon a Play purchased, claimed or sold in violation of these Rules or the laws, rules, regulations, procedures, and decisions of that Selling Lottery; any such prize claimed but unpaid shall constitute an unclaimed prize under these Rules and the laws, rules, regulations, procedures, and decisions of that Selling Lottery.

(xlv) *Section 871.19 (relating to probability of winning)*.

The probability of winning is as follows:

<i>Probability of Tickets Containing The Following, In One Single Lettered Game Section</i>	<i>Prize Category</i>	<i>Winning per Play</i>
Five first set numbers and the Powerball number	Grand Prize	1:292,201,338
Five first set numbers	Second Prize	1:11,688,053.52
Four first set numbers and the Powerball number	Third Prize	1:913,129.1813
Four first set numbers	Fourth Prize	1:36,525.1673
Three first set numbers and the Powerball number	Fifth Prize	1:14,494.1140
Three first set numbers	Sixth Prize	1:579.7646
Two first set numbers and the Powerball number	Seventh Prize	1:701.3281
One first set number and the Powerball number	Eighth Prize	1:91.9775
None of the first set and the Powerball number	Ninth Prize	1:38.3239

(xlvi) *Section 871.20(a) (relating to Power Play® promotion)*. The power play promotion shall be available in association with the Powerball game and will continue until the Secretary publicly announces a suspension or termination thereof. The power play promotion will be conducted in accordance with the Powerball rules except that players may purchase the power play option to increase set prizes won as a result of a Powerball drawing. The Powerball grand prize will not be eligible for an increase under the power play promotion. The Secretary will on occasion announce, as a special promotion, higher promotional prize amounts to be won with the power play promotion. Selling Lotteries may require purchase of the Power Play® promotion when a player purchases a Powerball Play. Power Play® is not applicable to the Powerball Double Play Promotion.

(xlvii) *Section 871.20(b)*. At the time of purchasing a Powerball ticket from an on-line Lottery retailer, a player may choose the power play option for one additional \$1 per play for each play on the Powerball ticket. If a player chooses the power play promotion feature for any play on a ticket, every play on that ticket must participate in the promotion.

(xlviii) *Section 871.20(c)*. The MUSL shall conduct a power play drawing and will announce results during each of the regular Powerball drawings held during the power play promotion. During each power play drawing a single number (2, 3, 4, 5, or 10) shall be randomly drawn. The 10X multiplier feature will be available for drawings in which the initially advertised annuitized Grand Prize amount is \$150,000,000 or less. The MUSL Powerball Product Group may elect to run limited promotions that modify the multiplier features.

(xlix) *Section 871.20(e)*. In drawings where the 10X multiplier is available, the expected power play prize pool for power play set prizes shall consist of up to 49.969% of each drawing period's sales. In drawings where the 10X multiplier is not available, the expected power play prize pool for power play set prizes shall consist of up to 45.934% of each drawing period's sales. The prize payout percentage per draw may vary. The power play prize pool shall be carried forward to subsequent power play drawings if all or a portion of the percentage is not required to pay the power play prizes for the current power play drawing and held in the Power Play Pool Account.

(l) *Section 871.20(f)*. In drawings where the 10X multiplier is available, an additional 0.31% of power play sales may be collected and placed in the Power Play Pool Account, for the purpose of paying power play prizes. In drawings where the 10X multiplier is not available, 4.066% of power play sales may be collected and played in the Power Play Pool Account, for the purposes of paying power play prizes. Any amount remaining in the power play pool account at the end of the power play promotion shall be returned to all lotteries participating in the account after the end of all claim periods of all selling

lotteries, carried forward to a replacement game, or expended in a manner as directed by the MUSL Powerball Product Group in accordance with State law.

(li) *Section 871.20(g)*. Except as otherwise provided in section 871.20(m), if, with respect to a single Powerball drawing, the total of the Powerball set prizes without the power play option and the Powerball set prizes increased by the power play option exceeds the percentage of the prize pools allocated to the set prizes, the amount needed to fund those combined set prizes shall be drawn from the following sources in the following order:

(1) The amount allocated to the set prizes and carried forward from previous Powerball drawings, if any.

(2) The amount allocated to the Powerball Set-Prize Reserve Account, if available in the account, not to exceed forty million dollars (\$40,000,000.00) per drawing.

(3) Other amounts as agreed to by the MUSL Powerball Product Group in their sole discretion.

(lii) *Section 871.20(h)*. Except as otherwise provided in section 871.20(m), if the sources set forth in subsection (g) are depleted and there still are not sufficient funds to pay the set prizes, including the power play prizes, for a particular Powerball drawing, the highest set prize, including the prize increased by the power play option, shall become a parimutuel prize. If the amount of the highest set prize, when paid as a parimutuel prize, is less than or equal to the next highest set prize and there are still not sufficient funds to pay the remaining prizes, the next highest set prize, including the prize increased by the power play option, shall become a parimutuel prize. If necessary, under the same test set forth in the preceding sentence, each succeeding set prize level shall be converted to a parimutuel prize, in order, until all set prizes become parimutuel. If all set prizes are converted to parimutuel prizes, the money available from the funding sources listed in subsection (g) shall be divided among the winning plays in proportion to their respective prize percentages.

(liii) *Section 871.20(i)*. Power play set prizes which become parimutuel may be rounded down so that they can be paid in multiples of whole dollars. Funds remaining after rounding shall be carried forward to the prize pool for the next power play drawing.

(liv) *Section 871.20(k)*. When the Powerball set prizes become parimutuel, the Powerball set prize amounts will be less than the amount shown and the power play prizes for the second through the ninth category prizes shall be reduced as announced by the MUSL Powerball Product Group.

(lv) *Section 871.20(l)*. The probability of the various power play numbers being selected in a power play drawing.

(1) The probability of the various power play numbers being selected in a power play drawing when the 10X multiplier is available, are:

<i>Power Play Multiplier</i>	<i>Odds</i>
2	24 in 43
3	13 in 43
4	3 in 43
5	2 in 43
10	1 in 43

(2) The probability of the various power play numbers being selected in a power play drawing when the 10X multiplier is not available, are:

<i>Power Play Multiplier</i>	<i>Odds</i>
2	24 in 42
3	13 in 42
4	3 in 42
5	2 in 42

(lvi) *Section 871.20(m)*. By agreement between the Party Lotteries and the Licensee Lotteries, the Licensee Lotteries shall independently calculate their set parimutuel prize amounts, including the power play prize amounts. The Party Lotteries and the Licensee Lotteries shall then agree to set the parimutuel prize amounts for all lotteries selling the game at the lesser of the independently calculated prize amounts.

(lvii) *Section 871.23(a) (relating to Double Play promotion)*. The Double Play promotion shall be available in association with the Powerball game and will continue until the Secretary publicly announces a suspension or termination thereof. The Double Play promotion will be conducted in accordance with the Powerball rules except that players may purchase the Double Play option to use the same set of numbers selected for a Powerball play in a second, Double Play Drawing immediately following the Powerball Drawing. Double Play does not replace or alter Power Play®. Double Play prizes will not be multiplied or increased by the Power Play® promotion. Powerball Prizes and Double Play prizes are determined separately; for example, a Powerball player who choose to participate in Double Play may win both a Double Play prize and a Powerball prize, if their Play numbers match the Powerball winning numbers and also match the Double Play winning numbers. Selling Lotteries may require purchase of the Power Play® promotion when a player purchases a Powerball Play.

(lviii) *Section 871.23(b)*. At the time of purchasing a Powerball ticket from an on-line Lottery retailer, a player may choose the Double Play option for one additional \$1 per play for each play on the Powerball ticket. If a player chooses the Double Play promotion feature for any play on a ticket, every play on that ticket must participate in the promotion.

(lix) *Section 871.23(c)*. The MUSL shall conduct a Double Play drawing and will announce results following each of the regular Powerball drawings held during the Double Play promotion. The purpose of the Double Play game is to determine winners from ticket holders matching five numbers from 1 through 69 and matching the separately drawn number from 1 through 26, or a designated combination thereof, within a single play, with the five winning first set numbers and the second set number to be randomly drawn. Drawings will be conducted three times a week or as publicly announced by the Secretary.

(lx) *Section 871.23(d)*. Powerball tickets that contain the Double Play option and one or more plays eligible for a Double Play first through ninth category prize shall be entitled to a total set prize identified in § 871.23(k), unless a higher limited promotional prize amount is announced by the Secretary.

(lxi) *Section 871.23(e)*. The expected Double Play prize pool for Double Play set prizes shall consist of 55% of each drawing period's sales. The prize payout percentage

per draw may vary. The Double Play prize pool shall be carried forward to subsequent Double Play drawings if all or a portion of the percentage is not required to pay the Double Play prizes for the current Double Play Drawing and held in the Double Play Prize Pool Account.

(lxii) *Section 871.23(f)*. The MUSL Powerball Product Group has established the following prize pool accounts for the Double Play game:

(1) The First Prize Pool, which is used to fund the First Prize by contributing 4.9889% of sales, fund deficiencies in the Double Play Set Prize Pool, and which shall contain all funds not used to pay a First Prize or fund deficiencies in the Double Play Set Prize Pool; and

(2) The Double Play Set Prize Pool, which is used to fund the Double Play second through ninth prizes, and which may hold temporary balances that result from having fewer expected winners in the Double Play Set Prize categories.

(lxiii) *Section 871.23(g)*. The Set Prize Pool Account holds the temporary balances that may result from having fewer than expected winners in the Powerball Set Prize (aka low-tier prize) categories. The source of the Set Prize Pool is the Party Lottery's weekly prize contributions less actual Powerball Set Prize liability.

(lxiv) *Section 871.23(h)*. The MUSL Powerball Product Group may determine to expend all or a portion of the funds in the prize pool accounts, except the Grand Prize pool account and the Grand Prize Carry Forward Pool account, and the prize reserve accounts for the following purposes:

(1) The Product Group may expend funds for the purpose of indemnifying the Selling Lotteries in the payment of prizes to be made by the Selling Lotteries; and

(2) The Product Group may expend funds for the payment of prizes or special prizes in the game, limited to prize pool and prize reserve contributions from lotteries participating in the special prize promotion.

(lxv) *Section 871.23(i)*. If, with respect to a single Double Play drawing, the total of the Double Play set prizes exceeds the percentage of the prize pools allocated to the set prizes, the amount needed to fund those combined set prizes shall be drawn from the following sources in the following order:

(1) The amount allocated to Double Play Set Prize Pool, if any.

(2) An amount from the First Prize Pool, if available; and

(3) Other amounts as agreed to by the MUSL Powerball Product Group in their sole discretion.

(lxvi) *Section 871.23(j)*. If the sources set forth in subsection (g) are depleted and there still are not sufficient funds to pay the set prizes for a particular Double Play drawing, the highest Double Play set prize shall become a parimutuel prize. If the amount of the highest Double Play set prize, when paid as a parimutuel prize, is less than or equal to the next highest set prize and there are still not sufficient funds to pay the remaining prizes, the next highest Double Play set prize shall become a parimutuel prize. If necessary, under the same test set

forth in the preceding sentence, each succeeding set prize level shall be converted to a parimutuel prize, in order, until all set prizes become parimutuel. If all set prizes are converted to parimutuel prizes, the money available from the funding sources listed in subsection (g) shall be divided among the winning plays in proportion to their respective prize percentages.

(lxvii) *Section 871.23(k)*. The probability of winning is as follows:

<i>Number of Matches Per PB Play</i>	<i>Prize Payment</i>	<i>Prize Category</i>	<i>Probability of Winning per Play</i>
Five first set numbers and the Powerball number	\$10,000,000	Grand Prize	1:292,201,338
Five first set numbers	\$500,000	Second Prize	1:11,688,053.52
Four first set numbers and the Powerball number	\$50,000	Third Prize	1:913,129.1813
Four first set numbers	\$500	Fourth Prize	1:36,525.1673
Three first set numbers and the Powerball number	\$500	Fifth Prize	1:14,494.1140
Three first set numbers	\$20	Sixth Prize	1:579.7646
Two first set numbers and the Powerball number	\$20	Seventh Prize	1:701.3281
One first set number and the Powerball number	\$10	Eighth Prize	1:91.9775
None of the first set and the Powerball number	\$7	Ninth Prize	1:38.3239

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-1291. Filed for public inspection August 13, 2021, 9:00 a.m.]

DEPARTMENT OF REVENUE

Retail Incentive Program and Related Retailer Incentive Programs for Fiscal Year 2021-2022; Amended Notice

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue) and under Title 4, Amusements (4 Pa.C.S. §§ 501—505) the Secretary of Revenue hereby provides public notice of changes to the Retail Incentive Program and related Retailer Incentive Programs that were published at 51 Pa.B. 3573 (June 26, 2021).

The Pennsylvania Lottery intends to modify the sales growth percentage goals for the Sales Growth Incentive Program as set forth in subsections 8(d) and 8(e) (relating to the sales growth incentive program) of the notice. These changes are consistent with the Pennsylvania Lottery's record sales for Fiscal Year 2020-2021 and the updated goals for Fiscal Year 2021-2022. Finally, section 8 is also modified to add subsection (g), which clarifies that the changes to subsections 8(d) and 8(e) are retroactive to July 1, 2021. The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 51 Pa.B. 3573—3577 (June 26, 2021):

* * * * *

8. *Sales Growth Incentive Program*: Retailers may qualify for a Sales Growth Incentive, in addition to the Standard Retailer Commission, by meeting the requirements of this section.

* * * * *

(d) A Retailer who exceeds their prior year sales figure by at least 0.01%, but not more than 3.99%, for any

Quarter in the Fiscal Year to which this notice applies, shall be awarded an additional 0.75% incentive above the Standard Retailer Commission. For example, assuming that the Retailer has met all other requirements of this notice, a Retailer with a sales baseline of \$100,000 for a Quarter, who raises their sales by 0.01% to \$100,010, shall be entitled to the Sales Growth Incentive of 0.75% in addition to the Standard Retailer Commission and will be entitled to a Sales Growth Incentive payment of \$750.08. With the Standard Retailer Commission of \$5,000.50 on sales of \$100,010, the Retailer would receive a total payment of \$5,750.58 for that Quarter.

(e) A Retailer who exceeds their sales baseline figure for any Quarter by at least 4% shall be awarded an additional 1.50% incentive above the Standard Retailer Commission. For example, assuming that the Retailer has met all other requirements of this notice, a Retailer with a sales baseline of \$100,000 for a Quarter, who raises their sales by 4% to \$104,000, shall be entitled to a 1.50% incentive in addition to the Standard Retailer Commission and will be entitled to Sales Growth Incentive payment of \$1,560. With the Standard Retailer Commission of \$5,200 on sales of \$104,000, the Retailer would receive a total payment of \$6,760 for that Quarter.

* * * * *

(g) The sales growth percentage goals set forth in subsections 8(d) and 8(e) are retroactive to July 1, 2021.

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C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 21-1292. Filed for public inspection August 13, 2021, 9:00 a.m.]

GOVERNOR'S OFFICE

Regulatory Agenda

Executive Order 1996-1 requires all agencies under the jurisdiction of the Governor to submit for publication semi-annually an agenda of regulations under development or consideration.

The agendas are compiled to provide members of the regulated community advanced notice of regulatory activity. It is the intention of the Administration that these agendas will serve to increase public participation in the regulatory process.

Agency contacts should be contacted for more information regarding the regulation and the procedure for submitting comments.

This Agenda represents the Administration's present intentions regarding future regulations. The information provided is current as of August, 2021. The nature and complexity of an individual regulation obviously will determine whether and when any particular regulation listed (as well as any considered subsequent to publication of this Agenda) is published.

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Department of Aging			
Older Adult Daily Living Centers 6 Pa. Code Chapter 11	Summer 2021, as Proposed	The purpose of 6 Pa. Code Chapter 11 is to protect the health, safety and well-being of persons with functional impairments for the licensure and operation of Older Adult Daily Living Centers (OADLC). These regulations—the statutory authority for which is found in Act 118 of 1990 and in 62 P.S. Chapter 2 § 1511—were adopted on July 2, 1993 and effective October 12, 1993. The Pennsylvania Department of Aging is responsible for the enforcement of these regulations. OADLC services provide a structured program of services to clients who require the service along with valuable respite to caregivers. The proposed rulemaking would update the existing regulatory language to address changes in other statutes, regulations, codes, ordinances and other professional standards and practices, along with addressing the increasing frailty of clients served in OADLC.	Barb Valaw (717) 787-4522
Pennsylvania Community Adult Respite Services Program Act 166 of 2014	Summer 2021, as Proposed	Act 166 of 2014 (P.L. 2615, Oct. 22, 2014, No. 166) created a new program called the Pennsylvania Community Adult Respite Services Program (CARP), authorizing the Department of Aging to license and inspect community adult respite services programs that serve participants with minor functional impairments. The purpose of the proposed rulemaking is to provide guidance to persons wishing to provide community adult respite services to eligible persons for part of a 24-hour day, filling a niche between senior centers and older adult daily living centers, as required by Act 166 of 2014.	Barb Valaw (717) 787-4522
Department of Agriculture			
Agricultural Conservation Easement Purchase Program 7 Pa. Code Chapter 138e (# 2-192)	August 2021, as Proposed. The underlying statute has been amended, which will entail a delay and rewrite of the proposed regulation.	The regulation will revise the regulation to address the five amendments of the Agricultural Area Security Law that occurred since 2004, when the regulation was last revised. The revision will accomplish a “housekeeping” update to reflect the Department’s experience in administering the Agricultural Conservation Easement purchase program.	Doug Wolfgang (717) 783-3167

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Milk Sanitation 7 Pa. Code Chapter 59a (# 2-194)	August 2021, as Proposed	The regulation will: 1) accomplish a "housekeeping" update to the technical Milk Sanitation regulations; 2) allow for the lawful production and sale of raw milk butter; and 3) lower the maximum permissible somatic cell count for milk.	Sheri Morris (717) 787-4315
State Food Purchase Program 7 Pa. Code Chapter 160 (# 2-195)	July 2021, as Proposed	This regulation will increase the income threshold cap for the Program from the current 150% of the poverty level established by the USDA to 185%.	Caryn Long Earl (717) 772-2688
<i>Department of Banking and Securities (DOBS)</i>			
Promulgation of agency rules of administrative practice and procedure, to be added to Title 10, Part I	Fall 2021, as Proposed	The Department currently uses the General Rules of Administrative Practice and Procedure ("GRAAP"), which contemplate that an agency may promulgate its own rules. 1 Pa. Code § 31.1(c). The agency desires to enact rules more suited to its statutory requirements.	Stefanie Hamilton (717) 787-1471
<i>Department of Community and Economic Development (DCED)</i>			
No regulations being developed or considered at this time.			
<i>Department of Conservation and Natural Resources (DCNR)</i>			
DCNR Plant Regulations Update 17 Pa. Code Chapter 45	Fall 2021/Winter 2022	This rulemaking proposes to amend 17 Pa. Code Chapter 45 by doing the following: 1) updating the classification lists of native wild plants; and 2) updating the scientific and common names of certain native wild plants. Regarding updates to the classification lists of native wild plants, this rulemaking proposes to amend the following classification lists: Pennsylvania Extirpated (§ 45.11); Pennsylvania Endangered (§ 45.12); Pennsylvania Threatened (§ 45.13); Pennsylvania Rare (§ 45.14); and Tentatively Undetermined (§ 45.21). This rulemaking proposes to amend the classification lists in the following ways: 1) adding plants that are currently unclassified, to a classification list; 2) reclassifying plants already on a classification list, to a new classification; and 3) removing plants from the classification lists altogether (declassifying them).	Rebecca Bowen (717) 772-0258 Lisa Maiorana, Esq. (717) 783-0139
<i>Department of Corrections (DOC)</i>			
Inmate Correspondence 37 Pa. Code § 93.2	Fall 2021, as Proposed	Inmate correspondence regulations are being revised to reflect new DOC procedures for processing mail. Preparation of proposed rulemaking package currently underway.	Tracey Tubbs (717) 728-7763
Inmate Visiting Privileges 37 Pa. Code § 93.3	Fall 2021, as Proposed	Inmate visiting privileges regulations are being revised to reflect DOC changes to its visiting policy. Preparation of proposed rulemaking package currently underway.	Tracey Tubbs (717) 728-7763
Purchase for Inmates by Family and Friends 37 Pa. Code § 93.4	Fall 2021, as Proposed	Purchase for inmates by family and friends regulations are being revised for clarification and to more accurately comport with current standards. Preparation of proposed rulemaking package currently underway.	Tracey Tubbs (717) 728-7763

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
<i>Department of Drug and Alcohol Programs (DDAP)</i>			
Recovery House Regulations 28 Pa. Code Chapter 717 (new)	Summer 2021, as Final-Omitted	Act 59 of 2017 directs DDAP to establish regulations for recovery houses that receive public funds or referrals. Recovery houses provide support to individuals receiving outpatient treatment for substance use disorder who may benefit from supportive housing, a substance-free environment and peer camaraderie. Preparation of the final-omitted regulatory package is completed; delivered to the Independent Regulatory Review Commission on June 14, 2021.	Jordan Lewis (717) 736-7466
<i>Department of Education (PDE)</i>			
Regulations of the State Board of Private Academic Schools 22 Pa. Code Chapters 51, 53, 55, 57, 59, 61 and 63	Winter 2021, as Proposed	These regulations define the requirements for obtaining licensure as a Private Academic School. The Board is in the process of updating the regulations, which were promulgated in 1988. The regulations are promulgated under the authority of the Private Academic Schools Act (24 P.S. § 6701 et. seq.).	Sherri Smith (717) 772-4557
Professional Standards and Practices Commission 22 Pa. Code Chapter 235	Spring 2021, as Final	This chapter sets forth the standards for professional practice and conduct applicable to educators. The regulation updates this chapter to conform to the 2014 amendments to the Educator Discipline Act (24 P.S. § 2070.1a et seq.) and to expound the obligations educators owe to students, colleagues and the profession, with an emphasis on appropriate student-teacher boundaries, electronic communications with students and role model responsibilities. The regulation is promulgated under the authority of sections 5(a)(10) and 5(a)(14) of the Educator Discipline Act (24 P.S. § 2070.5(a)(10) and § 2070.5(a)(14)). The Final Rulemaking was delivered to Independent Regulatory Review Commission and the standing committees on May 12, 2021.	Shane Crosby (717) 787-6576
Department of Education	Winter 2021, as Proposed	These regulations will address the possession and use of medical marijuana by students and employees on the grounds of a preschool, primary school and a secondary school. These regulations are promulgated under authority of the Medical Marijuana Act (2016 Pa. Laws 16).	Sherri Smith (717) 772-4557
Department of Education	Summer 2021, as Final	This regulation will establish the permanent fees for institutions of higher education to participate in the State authorization reciprocity agreement. These regulations are promulgated under authority granted by the Act 35 of 2016 (24 P.S. § 1-124(b)).	Lynette Kuhn (717) 783-8228
Regulations of the State Board of Private Licensed Schools 22 Pa. Code Chapter 73	Fall 2021, as Proposed	These regulations define the requirements for obtaining and maintaining licensure as a Private Licensed School and set outcomes benchmarks. The regulations are promulgated under the authority of the Private Licensed Schools Act (24 P.S. § 6501 et. seq.).	Lynette Kuhn (717) 783-8228

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Regulations of Special Education Services and Programs 22 Pa. Code Chapter 14	Fall 2021, as Final-Omitted	This regulation supports Pennsylvania's people with an intellectual disability by updating the language in 22 Pa. Code relating to education by replacing the terms "mentally retarded" and "mental retardation" with the terms "intellectually disabled" or "intellectual disabilities." The regulation is promulgated under the authority of Sections 1372 and 26-2603-B, of the Public School Code of 1949, as amended, (24 P.S. §§ 13-1372 and 26-2603-B).	Karen Molchanow (717) 787-3787
Regulations of Charter School and Cyber Charter School Services and Programs for Children with Disabilities 22 Pa. Code Chapter 711	Spring 2022, as Final-Omitted	This regulation supports Pennsylvania's people with an intellectual disability by updating the language in 22 Pa. Code relating to education by replacing the terms "mentally retarded" and "mental retardation" with the terms "intellectually disabled" or "intellectual disabilities." The regulation is promulgated under the authority of Sections 1701-A through 1732-A, 1749-A(b)(8), 1751-A, of the Public School Code of 1949, as amended, 24 P.S. §§ 17-1701-A through 17-1732-A, 17-1749-A(b)(8), 17-1751-A and §§ 875-101 through 875-503 of the Early Intervention Services System Act, as amended, 11 P.S. §§ 875-101 through 875-503.	Sherri Smith (717) 772-4557
State Board of Education 22 Pa. Code Chapter 49	Fall 2021, as Final	<p>These regulations establish requirements for certification of professional personnel employed in the public schools of the Commonwealth. The regulations are undergoing a required major review.</p> <p>In July 2020, the Board approved proposed revisions to the Chapter that were informed by stakeholder input gathered through Statewide public hearings and written comments. The regulations are promulgated under the authority of the Public School Code of 1949, 24 P.S. § 2603-B.</p> <p>The proposed rulemaking was delivered to the Independent Regulatory Review Commission and the Legislative Reference Bureau on December 8, 2020. The proposed rulemaking was published for public comment in the <i>Pennsylvania Bulletin</i> on December 19, 2020. The proposed rulemaking was delivered to the House and Senate Committees on Education when the Committees on February 16, 2021, following the Committees being reappointed for the 2021-2022 legislative session.</p>	Karen Molchanow (717) 787-3787
State Board of Education 22 Pa. Code Chapter 4	Winter 2022, as Final	These regulations update the Commonwealth's current academic standards for Science and Technology and Environment and Ecology to establish new academic standards that are in line with contemporary research on learning and teaching science.	Karen Molchanow (717) 787-3787

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		<p>At the same time, the Board is making technical updates to Chapter 4 to align relevant sections of the regulation with changes to high school graduation requirements enacted by Act 158 of 2018 and will update terminology to replace references to vocational-technical education with the more appropriate term Career and Technical Education.</p> <p>The regulations are promulgated under the authority of Public School Code of 1949, 24 P.S. § 26-2604-B(b)(vii).</p> <p>The proposed rulemaking was delivered to the Independent Regulatory Review Commission, the Legislative Reference Bureau, and the House and Senate Education Committees on May 11, 2021 and, subsequently, were published for public comment in the <i>Pennsylvania Bulletin</i> on June 5, 2021.</p>	
Department of Education	Summer 2021, as Proposed	The Department will promulgate new regulations to ensure transparency and accountability in implementation of the Charter School Law related to the establishment of a charter school entity, the governance and operation of a charter school entity and the closure of a charter school entity. The regulations are promulgated under the authority of the Public School Code of 1949, 24 P.S. §§ 17-1732-A(c) and 17-1751-A.	Adam Schott (717) 525-5755
<i>Environmental Hearing Board (EHB)</i>			
Practice and Procedure 25 Pa. Code Chapter 1021 (# 106-13)	3rd or 4th Quarter, 2021, Final Rulemaking	The rulemaking amends the Board's rules in the following categories: motions for admission pro hac vice; petitions to appeal nunc pro tunc; the requirement of a table of contents in briefs exceeding 30 pages and in prehearing memoranda; and other minor corrections to the rules. Proposed rulemaking was delivered to IRRC on 4/6/21 and published in <i>Pa. Bulletin</i> on 4/17/21 with a 30-day comment period.	Maryanne Wesdock, Senior Assistant Counsel (412) 565-5245
Practice and Procedure 25 Pa. Code Chapter 1021 (# 106-14)	3rd Quarter, 2021, Proposed Rulemaking	This rulemaking would amend the Board's rules on attorney fees and costs by clarifying the procedure for seeking costs and fees in certain types of proceedings. The Board expects to deliver proposed rulemaking to IRRC in the 3rd Quarter of 2021.	Maryanne Wesdock, Senior Assistant Counsel (412) 565-5245
<i>Department of Environmental Protection (DEP)</i>			
Noncoal Mining Clarifications and Corrections 25 Pa. Code Chapter 77 (# 7-554)	Quarter 1, 2022, EQB Consideration, as Final	This rulemaking proposes to clarify and correct existing regulatory requirements for noncoal mining. The rulemaking also proposes to update the blasting section to be consistent with the recently revised Chapter 211 and to reflect current technology. (Noncoal Surface Mining Conservation and Reclamation Act, Clean Streams Law)	Bill Allen (717) 783-9580 wallen@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Coal Refuse Disposal Revisions 25 Pa. Code Chapter 90 (# 7-565)	Quarter 3, 2021, Publication, as Proposed	This rulemaking proposes to implement Act 74 of 2019. Proposed regulatory amendments will include clarification of the triggering events that would require an operator to install a system to prevent precipitation from contacting the coal refuse; differences between the State and Federal regulations relating to temporary cessation; and establish a connection between the disposal area and the source of the refuse. (Surface Mining Conservation and Reclamation Act, Clean Streams Law, Coal Refuse Disposal Control Act)	Greg Greenfield (717) 787-3174 grgreenfie@pa.gov
Environmental Protection Performance Standards for Conventional Oil and Gas Operators 25 Pa. Code Chapter 78 (# 7-539)	Quarter 4, 2021, EQB Consideration, as Proposed	This rulemaking proposes to amend the Oil and Gas regulations applicable to conventional operators (Chapter 78) to update the environmental protection performance standards related to oil and gas activities. (2012 Oil and Gas Act, Clean Streams Law, Solid Waste Management Act, Dam Safety Encroachment Act, Land Recycling and Environmental Remediation Standards Act, Radiation Protection Act, Unconventional Well Report Act, Act 126 of 2014)	Kurt Klapkowski (717) 772-2199 kklapkowski@pa.gov
Waste Management and Related Issues at Conventional Oil and Gas Well Sites 26 Pa. Code Chapter 78 (# 7-540)	Quarter 1, 2022, EQB Consideration, as Proposed	This proposed rulemaking relates primarily to the proper management of waste generated at conventional oil and gas well sites. The purpose of this regulation is to update the performance standards for surface activities at conventional well sites to ensure that these activities are conducted in a manner that protects the health, safety, and environment and property of Pennsylvania's residents.	Kurt Klapkowski (717) 772-2199 kklapkowski@pa.gov
Administration of the Land Recycling Program 25 Pa. Code Chapter 250 (# 7-552)	Quarter 3, 2021, IRRC Consideration, as Final	The rulemaking proposes to amend 25 Pa. Code Chapter 250 to update the medium specific concentrations (MSCs) established under the Statewide health standard based on the most recent published scientific information. MSCs are concentrations of contaminants in soil and groundwater that are protective of human health and the environment under various exposure scenarios. This rule also proposes to add MSCs for three new contaminants, including Perfluorooctanoic Acid (PFOA), Perfluorooctane Sulfonate (PFOS), and Perfluorobutane Sulfonate (PFBS). These contaminants are within the Per- and Poly-fluoroalkyl Acid (PFAS) family of compounds for which the U.S. Environmental Protection Agency (EPA) has published toxicological data. These regulations identify the formulas DEP must use to calculate MSCs and the sources of the toxicological information. This rulemaking also proposes to clarify administrative elements of Chapter 250. DEP is required by § 250.11 to propose appropriate MSC changes based on current scientific information no more than 36 months after the effective date of the most recently promulgated MSCs. (Land Recycling and Environmental Remediation Standards Act)	Troy Conrad (717) 783-9480 tconrad@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Administration of the Land Recycling Program 25 Pa. Code Chapter 250 (# 7-572)	Quarter 1, 2022, EQB Consideration, as Proposed	The rulemaking proposes to amend 25 Pa. Code Chapter 250 to update the medium specific concentrations (MSCs) established under the Statewide health standard based on the most recent published scientific information. MSCs are concentrations of contaminants in soil and groundwater that are protective of human health and the environment under various exposure scenarios. This rule will focus on updates to the models used to calculate the MSCs for lead in soil and potential changes to how the MSCs for vanadium and PAH's are calculated. These regulations identify the formulas DEP must use to calculate MSCs and the sources of the toxicological information. This rulemaking also proposes to clarify administrative elements of Chapter 250. DEP is required by § 250.11 to propose appropriate MSC changes based on current scientific information no more than 36 months after the effective date of the most recently promulgated MSCs. (Land Recycling and Environmental Remediation Standards Act)	Troy Conrad (717) 783-9480 tconrad@pa.gov
Radiation Safety Requirements for Non-Healing Arts Radiation Generating Devices 25 Pa. Code Chapters 227 and 228 (# 7-555)	Quarter 3, 2021, Publication, as Proposed	This rulemaking proposes to update Chapter 227 to stay current with advances that have occurred in the uses of non-medical X-ray equipment. The revisions will ensure consistency with other government agencies that similarly regulate these devices. (Radiation Protection Act)	John Chipppo (717) 787-2480 jchippo@pa.gov
Administration of Sewage Facilities Program 25 Pa. Code Chapters 71—73 (# 7-570)	Quarter 1, 2022, EQB Consideration, as Proposed	This rulemaking proposes to update 25 Pa. Code Chapters 71—73 to implement recent amendments to the Pennsylvania Sewage Facilities Act made by Act 26 of 2017 and Act 34 of 2020, and to address a number of other issues in these regulations, which were last revised significantly in 1997. The regulatory revisions in this proposed rulemaking will include site suitability criteria for sites with shallow soils, which will provide additional opportunities for new land development in a manner that provides safe, effective long-term sewage disposal. This proposed rulemaking will also include other regulatory revisions and updates to ensure that the planning, permitting, operation and maintenance of sewage facilities sufficiently protect public health and safety, the waters of the Commonwealth, and property values. (Pennsylvania Clean Streams Law, Pennsylvania Sewage Facilities Act)	Jay Patel (717) 783-2283 jaypatel@pa.gov
Water Quality Standard for Manganese 25 Pa. Code Chapters 93 and 96 (# 7-553)	Quarter 1, 2022, EQB Consideration, as Final	This rulemaking proposes to address a provision regarding the water quality standards for manganese included in Act 40 of 2017. This rulemaking proposes to amend 25 Pa. Code Chapter 93 (relating to water quality standards) and 25 Pa. Code Chapter 96 (relating to water quality standards implementation). The amendments propose to delete manganese	Michael Lookenbill (717) 783-2959 mlookenbil@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		from Table 3 at § 93.7 (relating to specific water quality criteria) and add manganese to Table 5 at § 93.8c (relating to human health and aquatic life criteria for toxic substances). Also, the amendments propose two alternatives for a point of compliance with the manganese water quality standard: the point of all existing or planned surface potable water supply withdrawals; or all surface waters (i.e., near the point of discharge). (Pennsylvania Clean Streams Law, Federal Clean Water Act)	
Water Quality Standards—Dunbar Creek et al. Stream Redesignations 25 Pa. Code Chapter 93 (# 7-557)	Quarter 3, 2021, Publication, as Proposed	The regulatory changes included in this rulemaking are the result of stream evaluations conducted by DEP in response to petitions submitted by citizens and data collected by the Department. In this rulemaking, redesignations rely on § 93.4b(a) and (b) to qualify one water for High Quality (HQ) and seven waters for Exceptional Value (EV) as well as correct the erroneous HQ designation of UNT Oley Creek to remove HQ. One water will be redesignated from Trout Stocking to Cold Water Fishes. Based on these data and appropriate regulatory criteria, DEP developed this package of stream redesignations including HQ stream redesignations in the Delaware, Susquehanna and Ohio River basins. (Section 303(c)(1) of the Federal Clean Water Act)	Michael Lookenbill (717) 783-2959 mlookenbil@pa.gov
Water Quality Standards for Site-Specific Criteria 25 Pa. Code Chapter 93 (# 7-571)	Quarter 1, 2022, EQB Consideration, as Proposed	This rulemaking proposes to update 25 Pa. Code Chapter 93 with site-specific water quality criteria for methylmercury for unnamed tributaries to Rambo Run and Ebaughs Creek located in York County. In addition, proposed updates will revise provisions to allow for a more efficient regulatory review process to incorporate site-specific criteria into the water quality standards in 25 Pa. Code Chapter 93, which would allow site-specific criteria to be incorporated into National Pollutant Discharge Elimination System (NPDES) permits more quickly. (Pennsylvania Clean Streams Law, Federal Clean Water Act)	Michael Lookenbill (717) 783-2959 mlookenbil@pa.gov
Water Quality Management and NPDES Permit Application Fees and Annual Fees 25 Pa. Code Chapters 91 and 92a (# 7-533)	Quarter 3, 2021, Publication, as Final	This rulemaking proposes to amend fees related to water quality management permitting (Chapter 91) and proposes to amend the fee schedule for NPDES permit applications (Chapter 92a). Chapter 91 establishes, among other things, a water quality management (WQM) permitting program for the construction of sewage and industrial waste treatment facilities and for land application of sewage and industrial wastes. DEP began its Chapter 92a annual invoicing and fee collection program in December 2010. Chapter 92a updated the fee schedule for NPDES permit applications for persons to discharge pollutants from point sources into surface waters. In addition, Chapter 92a introduced an annual	Sean Furjanic (717) 787-2137 sefurjanic@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		fee for certain facilities authorized to discharge pollutants by individual NPDES permits. A fee analysis that DEP presented to the EQB in 2014 highlighted that, despite the fee increase in 2010, revenue continues to fall short of expenses, impeding the work of Programs to carry out necessary tasks for protecting water resources in the Commonwealth. (Pennsylvania Clean Streams Law)	
National Pollutant Discharge Elimination System (NPDES) Program and Combined Sewer Overflows (CSO) 25 Pa. Code Chapter 92a (# 7-563)	Quarter 3, 2021, EQB Consideration, as Proposed	This rulemaking proposes to amend 25 Pa. Code § 92a.51(a) to provide an exception for combined sewer overflows (CSO) dischargers with approved long-term control plans (LTCPs) to comply with water quality standards in accordance with the schedule contained in the approved LTCPs allowing renewals of NPDES permits for CSOs to move forward. (Federal Clean Water Act, Pennsylvania Clean Streams Law)	Sean Furjanic, (717) 787-2137 sefurjanic@pa.gov
Dam Safety and Waterway Management 25 Pa. Code Chapter 105 (# 7-556)	Quarter 1, 2022, EQB Consideration, as Final	This rulemaking proposes to amend Chapter 105; clarifying existing requirements; deleting or updating obsolete and antiquated requirements; incorporating new or revised sections and definitions; and correcting typographical errors. (Federal Clean Water Act, Pennsylvania Clean Streams Law, Dam Safety and Encroachment Act)	Sid Freyermuth (717) 772-5977 sfreyermuth@pa.gov
PFAS MCL Rule 25 Pa. Code Chapter 109 (# 7-569)	Quarter 4, 2021, EQB Consideration, as Proposed	This proposed rulemaking would establish a maximum contaminant level (MCL) for select per- and polyfluoroalkyl substances (PFAS) in drinking water. (Safe Drinking Water Act)	Lisa Daniels (717) 772-4046 ldaniels@pa.gov
Control of VOC Emissions from Oil and Natural Gas Sources 25 Pa. Code Chapter 129 (# 7-544)	Quarter 4, 2021, EQB Consideration, as Final	This rulemaking proposes to establish emission limitations and other requirements codified in 25 Pa. Code Chapter 129 consistent with reasonably available control technology (RACT). The rulemaking establishes RACT requirements for volatile organic compounds and other pollutants from existing oil and natural gas production facilities, compressor stations, processing plants and transmission stations. Upon promulgation, the final-form regulation will be submitted to the EPA for approval as a SIP revision. (Air Pollution Control Act)	Viren Trivedi (717) 783-9476 vtrivedi@pa.gov
Control of VOCs from Gasoline Dispensing Facilities (Stage I and Stage II) 25 Pa. Code Chapters 121 and 129 (# 7-525)	Quarter 3, 2021, EQB Consideration, as Final	This rulemaking proposes to remove the requirement to install new Stage II vapor recovery systems and establish procedures for the decommissioning of existing Stage II vapor recovery systems. Stage II systems that are not decommissioned will be required to comply with existing Stage II regulatory maintenance requirements. Industry standards for Stage I and Stage II vapor leak monitoring and relating measures will be added for small gasoline storage tanks. Upon promulgation, the final-form regulation will be submitted to the EPA for approval as a SIP revision. (Air Pollution Control Act)	Chris Trostle (717) 772-3926 dtrostle@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Additional RACT Requirements for Major Sources of NO _x and VOCs for the 2015 Ozone NAAQS 25 Pa. Code Chapters 121 and 129 (# 7-561)	Quarter 3, 2021, Publication, as Proposed	This proposed rulemaking would be part of the Commonwealth's demonstration to fulfill the RACT requirements for the 2015 8-hour ozone NAAQS. This proposed rulemaking would establish additional presumptive NO _x and VOC RACT requirements and RACT emission limitations for certain major stationary sources of NO _x and VOC emissions. Upon promulgation, the final-form regulation would be submitted to the EPA for approval as a SIP revision. (Air Pollution Control Act)	Viren Trivedi (717) 783-9476 vtrivedi@pa.gov
CO ₂ Budget Trading Program 25 Pa. Code Chapter 145 (# 7-559)	Quarter 3, 2021, EQB Consideration, as Final	This rulemaking proposes to amend 25 Pa. Code Chapter 145 (relating to interstate pollution transport reduction) by adding Subchapter E (relating to CO ₂ budget trading program). This rulemaking establishes a cap on carbon dioxide (CO ₂) emissions from fossil fuel-fired electric generating units in Pennsylvania, with a nameplate capacity equal to or greater than 25 megawatts (MWe). This rulemaking allows Pennsylvania to participate in the Regional Greenhouse Gas Initiative by establishing the Pennsylvania component of the CO ₂ Budget Trading Program which is designed to reduce anthropogenic emissions of CO ₂ , a greenhouse gas, in a manner that is protective of public health, welfare and the environment and is economically efficient. (Air Pollution Control Act)	Viren Trivedi (717) 783-9476 vtrivedi@pa.gov
VOC RACT Requirements for Certain CTG Source Categories for the 2015 Ozone NAAQS 25 Pa. Code Chapters 121 and 129 (# 7-568)	Quarter 3, 2021, EQB Consideration, as Proposed	This proposed rulemaking would be part of the Commonwealth's demonstration to fulfill the RACT requirements for the 2015 8-hour ozone NAAQS. This proposed rulemaking would establish presumptive VOC RACT requirements and RACT emission limitations for these CTG source categories: shipbuilding and ship repair surface coating; synthetic organic chemical manufacturing industry air oxidation, distillation and reactor processes; and large petroleum dry cleaners. Upon promulgation, the final-form regulation would be submitted to the EPA for approval as a SIP revision. (Air Pollution Control Act)	Randy Bordner (717) 772-3921 ranbordner@pa.gov
Amendments to the Pennsylvania Clean Vehicles Program 25 Pa. Code Chapter 126, Subchapter D (# 7-567)	Quarter 4, 2021, EQB Consideration, as Proposed	This proposed rulemaking would establish a requirement for automakers to offer for sale a percentage of ZEV Program-eligible light duty vehicles as part of their model offerings. With the availability of more non-emitting vehicles available to Pennsylvania's residents for purchase and the opportunity for residents to replace existing gasoline-powered or diesel-powered light-duty vehicles with non-emitting vehicles, emissions of criteria and toxic air pollutants and GHGs would be reduced from Pennsylvania's air. Vehicles are a significant contributor to air pollution and this proposed rulemaking would improve ambient air quality and reduce the adverse effects of vehicle air pollution on public health and welfare, including the	Chris Trostle (717) 772-3926 dtrostle@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		environment, particularly within environmental justice communities. Upon promulgation, the final-form regulation would be submitted to the EPA for approval as a SIP revision. (Air Pollution Control Act)	
MAX Delisting 25 Pa. Code Chapter 261a (# 7-566)	Quarter 3, 2021, EQB Consideration, as Proposed	This proposed rulemaking seeks to amend 25 Pa. Code Chapter 261a to exclude the wastewater sludge generated from the treatment disposal impoundment and landfill leachate and contact stormwater at the MAX Environmental Technologies, Inc. Bulger and Yukon facilities from the list of hazardous wastes under the Resource Conservation and Recovery Act of 1976 (RCRA) and Solid Waste Management Act and their implementing regulations. The regulatory changes in this rulemaking, once promulgated, will codify delisting the wastewater sludge from the Bulger and Yukon Facilities as a hazardous waste. (Solid Waste Management Act, Resource Conservation and Recovery Act)	Tom Mellott (717) 783-3390 mtmellott@pa.gov
Municipal Waste Processing Permit-By-Rule; Rural Transfer Facility 25 Pa. Code Chapter 271 (# 7-564)	Quarter 4, 2021, EQB Consideration, as Proposed	This proposed rulemaking amends 25 Pa. Code Chapter 271.103 to add a new municipal waste processing permit-by-rule (PBR) for rural transfer facilities. It establishes requirements for operation of a rural transfer facility, including siting, storage, recordkeeping and other requirements. This proposed rulemaking was developed to create waste management and recycling opportunities for more citizens and in communities that are currently underserved or without collection infrastructure. (Solid Waste Management Act; Municipal Waste Planning, Recycling and Waste Reduction Act)	Laura Henry (717) 772-5713 lahenry@pa.gov
Prohibiting Electronic Liquid-Vaporizing Devices at Underground Bituminous Coal Mines 25 Pa. Code Chapter 208 (# 7-558)	Quarter 4, 2021, BCMS Consideration, as Final	This rulemaking will amend the smoking prohibition at underground bituminous coal mines to expressly prohibit the use and/or possession of electronic liquid-vaporizing devices, including, but not limited to, electronic cigarettes, and will provide for the imposition of a penalty for violations of the prohibition. This rulemaking will also separately distinguish the prohibition at surface work areas of underground bituminous coal mines from the prohibition in the underground areas of these mines. (Bituminous Coal Mine Safety Act)	Richard Wagner (724) 925-5551 rwagner@pa.gov
Revisions to the Nutrient Management Regulations 25 Pa. Code Chapter 83, Subchapters D and E (# 7-573)	Spring 2022, SCC Consideration, as Proposed	The State Conservation Commission proposes to revise the nutrient management regulations to more effectively address nutrient losses from concentrated animal operations and farms which receive manure from those operations. The proposed revisions to these regulations include incorporating advances in nutrient management knowledge and technology, as well as updating provisions on the protection of water quality in regards to nutrient management. This rulemaking also proposes to remove the Nutrient Management Funding Program—Statement	Frank Schneider (717) 705-3895 fschneider@pa.gov

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		of Policy from regulation and provide the direction to delegated county conservation districts as guidance. (Conservation District Law, Nutrient Management Act, Conservation and Natural Resources Act)	
<i>Department of General Services (DGS)</i>			
State Metrology Laboratory Fee Schedule 70 Pa. Code Chapter 110 (# 8-27)	Spring 2021, as Final Form	These regulations will increase the fees charged by the State Metrology Laboratory and update the description fields to accurately reflect the Metrology Lab's measurement parameters and ranges. Proposed rulemaking delivered to IRRC on June 18, 2019 and subsequently published in <i>Pa. Bulletin</i> on June 29, 2019. Agency has prepared the final-form regulation, received all approvals, and will be delivering the final-form regulation to IRRC and the committees in May 2021.	Ken Hess (717) 787-4352 Mary Fox (717) 787-6789
<i>Department of Health (DOH)</i>			
Health Facilities and Hospitals 28 Pa. Code Chapters 51 and 101—158	November 2021, as Proposed	The Secretary of Health created a task force of hospital industry representatives to review the current hospital regulations and provide recommendations to improve the quality of care in hospitals across the State. The hospital regulations will be updated to reflect those recommendations.	Sarah Kurish (717) 783-2500 Susan Coble (717) 783-1078 Scott Mincemoyer (717) 736-7358
Long Term Care Facilities 28 Pa. Code Chapters 201—211	November 2021, as Proposed	Pennsylvania's long-term care facility licensure regulations were last updated in 1999. Since that time, the clinical complexity of nursing home residents has changed substantially. The Nursing Home Quality Improvement Task Force was commissioned by the Secretary of Health to make recommendations for revisions to the regulations. The long-term care facility regulations will be updated to reflect those recommendations.	Jennifer Russell (717) 783-2500 Susan Coble (717) 783-1078 Ann Chronister (717) 787-8015
Communicable and Noncommunicable Diseases 28 Pa. Code Chapter 27	November 2021, as Proposed	To revise the listing and details associated with the reportable disease regulations (Chapter 27) to include additional and emerging diseases, new laboratory tests and changes to exclusion policies for individuals with evidence of disease. Changes will allow for alignment with national standards and improve disease surveillance, investigation and response efforts.	Yvette M. Kostelac (717) 783-2500 Raphael Barishansky (717) 783-8804 Sharon Watkins (717) 787-3350
The Controlled Substance, Drug, Device and Cosmetic Act P.L. 233, No. 64	December 2021, as Proposed	Act 96 of 2018 amends the Controlled Substance, Drug, Device and Cosmetic Act to provide for the required use of electronic prescribing for scheduled II—V controlled substances, including provisions for exemptions and penalties. Per Act 96 the Department of Health will promulgate regulations necessary to implement the requirements of the Act.	Keith Fickel (717) 783-2500 Ashley Bolton (717) 547-3144
Screening and Follow-up for Diseases of the Newborn 28 Pa. Code Chapter 28	December 2021, as Proposed	To revise and update the newborn screening regulations (Chapter 28) to include additional diseases, changes to policies and reporting requirements. Critical congenital heart defects in accordance with the Newborn Child Pulse	Keith Fickel (717) 783-2500 Stacey Gustin (717) 783-8143

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		Oximetry Screening Act and hearing screening in accordance with the Infant Hearing, Education, Assessment, Reporting, and Referral Act will be added to the regulations.	
Medical Marijuana Program 28 Pa. Code Chapters 1141a—1230a	November 2021, as Final Form	To promulgate permanent regulations to update existing temporary regulations for the Medical Marijuana program. Proposed rulemaking delivered to IRRC on 2/16/21 and subsequently published in <i>Pa. Bulletin</i> on 3/6/21. The Department is reviewing public and IRRC comments received and working on the final form regulatory package.	Carol Mowery (717) 783-2500 Mark Kovalcin (717) 783-2500 John Collins (717) 547-3047
Tanning Regulations	June 2022, as Proposed	The Indoor Tanning Act provides for regulations to be promulgated by the Department as required for implementation of the Act. The Department is proposing regulations to further clarify the requirements for the operation of tanning facilities and to provide for safety of the consumers of tanning products.	Keith Fickel (717) 783-2500 Linda Chamberlain (717) 736-7350
Certified Lifeguards 28 Pa. Code § 18.42	October 2021, as Proposed	The Public Bathing Law authorizes the Department to develop regulations related to lifeguards. The Department is proposing to amend existing regulations for certified lifeguards to remove all named lifeguard certifying authorities.	Neil Mahalingam (717) 783-2500 Douglas Koszalka (717) 787-4366 Richard Pugh (717) 736-7393
<i>Department of Human Services (DHS)</i>			
Psychiatric Rehabilitation Services 55 Pa. Code Chapter 5231	Fall 2021, as Proposed	This regulation will expand psychiatric rehabilitation services to individuals 14 years of age or older, but under 18 years of age, who meet admission requirements and individuals diagnosed with posttraumatic stress disorder, attention deficit hyperactivity disorder or anxiety disorders and amend outdated language throughout.	Tanoa Fagan (717) 787-8307
Medical Assistance Manual 55 Pa. Code Chapter 1101.51	Summer 2021, as Proposed	This regulation will be amended to rescind the outdated “shared space” language at § 1101.51(b)(3) to allow for a more integrated approach to the provision of health care by multi-disciplinary and co-location arrangements.	Tanoa Fagan (717) 787-8307
Medical Assistance Manual 55 Pa. Code Chapter 1121	Fall 2021, as Proposed	This proposed regulation includes technical amendments to 55 Pa. Code Chapters 1101, 1121, 1141, 1142 and 1144. In addition to the technical amendments, the payment methodology for covered outpatient drugs has been amended in Chapter 1121 to comply with the Covered Outpatient Drugs final rule issued by CMS on 2/1/16 (81 FR 5170).	Tanoa Fagan (717) 787-8307
Medical Marijuana in Facilities 55 Pa. Code Chapters 3270, 3280, 3290, 3800, 5310, 6400 and 6600	Summer 2021, as Proposed	This regulation will amend Chapters 3270, 3280, 3290, 3700, 3800, 5310, 6400 and 6600 as directed by Section 2105 of Act 16 of 2016, the Medical Marijuana Act, regarding possession and use of medical marijuana by children and employees in childcare centers or other social services centers.	Tanoa Fagan (717) 787-8307

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Adult Protective Services 55 Pa. Code Chapter 15	Summer 2021, as Proposed	This regulation will govern the investigation of allegations of abuse, neglect, exploitation or abandonment of adults between the ages of 18 and 59 years, and the provision of protective services as indicated by the results of those investigations. The authority for the regulation and resulting services is provided by Act 70 of 2010, the Adult Protective Services Act.	Tanoa Fagan (717) 787-8307
Crisis Regs 55 Pa. Code Chapter XXXX	Winter 2022, as Proposed	This new chapter of regulation will replace the 1993 draft version of the Crisis Intervention Services regulations that was never promulgated. It will have robust staffing, services and physical site parameters.	Tanoa Fagan (717) 787-8307
Children with Intellectual Disabilities and Autism 55 Pa. Code Chapters 3800 and 6400	Fall 2021, as Proposed	This regulation will allow Office of Developmental Programs to license sites dedicated to children with medical complexities.	Tanoa Fagan (717) 787-8307
Definitions and Redeterminations 55 Pa. Code Chapters 123 and 133	Summer 2021, as Final	This regulation will allow applicants for and recipients of Temporary Assistance to Needy Families (TANF) to fulfill requirements without a face-to-face interview.	Tanoa Fagan (717) 787-8307
Administration of County Children and Youth Social Service Programs 55 Pa. Code Chapter 3130	Fall 2021, as Proposed	This regulation will replace Chapter 3130 to align with current practice models and support implementation of improvements consistent with the Child and Family Services Review findings and amendments to State and Federal laws	Tanoa Fagan (717) 787-8307
Child Residential and Day Treatment Facilities 55 Pa. Code Chapter 3800	Fall 2021, as Proposed	This regulation will update programmatic requirements for facilities to incorporate the Family First Prevention Services Act	Tanoa Fagan (717) 787-8307
<i>Pennsylvania Insurance Department (PID)</i>			
Health Insurance Reserves (NAIC Model Regulation)	Fall 2021, as Final	Amendments to Chapter 84a based upon NAIC Model amendments regarding actuarial reserving requirements.	Richard L. Hendrickson, Department Counsel (717) 787-2567
<i>Department of Labor and Industry (L&I)</i>			
Flammable and Combustible Liquids Title 34, Part I, Chapters 14 and 14a Bureau of Occupational and Industrial Safety	Fall 2021, as Proposed	Update regulations based on Act 144 of 2012 and adopt requirements for storage and dispensing of compressed natural gas as vehicular fuel.	Matthew Kegg (717) 783-6304
Unemployment Compensation Title 34, Chapter 101 Board of Review	Summer 2021, as Final	Update regulation to reflect statutory and operational changes. Also, update regulations based on needs for Benefits Modernization System.	Brian Parr (717) 787-5122
Services for the Blind and Visually Impaired Currently Title 55, Part IV, Adult Services Manual, Subpart D Non-residential Agencies/Facilities/Services Chapter 2430 to be moved to Title 34	Fall 2021, as Proposed	Deletion of current regulations and creation of new regulations for the Business Enterprise Program to reflect operational changes, based on the transfer of the program from the Department of Welfare to L&I, Act 15 of 1999.	Rod Alcidonis (717) 787-7312
Apprenticeship EEO Regulations Title 34, Chapter 81 Equal Opportunity in Apprenticeship Programs	Fall 2021, as Proposed	Update the PA apprenticeship regulations to align with new Federal EEO regulations.	Tara Loew (717) 787-6997

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Bureau of Workers' Compensation Title 34, Chapter 123, Subchapter B. Impairment Ratings	Fall 2021, as Proposed	Update regulations to reflect new statutory provisions and changes to the IRE process enacted by Act 111 of 2018.	Marianne Saylor (717) 783-5421
Special Rules of Administrative Practice and Procedure Before the Workers' Compensation Appeal Board Title 34, Part VII, Chapter 111 Workers' Compensation Appeal Board	Fall 2021, as Final	Modernize regulations to reflect judicial best practices in scheduling of oral argument after the parties file briefs.	Steven Loux (717) 783-7838
Uniform Construction Code Regulations Title 34, Part I, Chapters 401 and 403 Bureau of Occupational and Industrial Safety	Fall 2021, as Final-Omitted	Update regulations adopting the 2021 ICC accessibility provisions.	Matthew Kegg (717) 787-6304
Uniform Construction Code Regulations Title 34, Part I, Chapters 401 and 403 Bureau of Occupational and Industrial Safety	Winter 2021, as Final-Omitted	Update regulations based on the adoption of the 2018 ICC codes by the UCC Review and Advisory Council. UCC RAC provided final report to Department on April 29, 2021.	Matthew Kegg (717) 783-6304
Minimum Wage Act of 1968 Regulations Title 34, Part XII, Chapter 231	Summer 2021, as Proposed	Update regulations on tipped employees and the regular rate.	Bryan Smolock (717) 787-0606
<i>Department of Military and Veterans Affairs (DMVA)</i>			
Veterans' Homes Regulations 43 Pa. Code Chapter 7	Fall 2021, as Proposed	The Department wishes to promulgate a comprehensive update to its regulations on State Veterans' Homes. The statutory authority for these regulations is section 902(10) of the Military and Veterans Code (51 Pa.C.S § 903(10)). These regulations are out-of-date. They were last updated in 1986. The purpose of the changes to these regulations is to bring them in line with best practices in the long-term care arena.	Elizabeth Pettis (717) 861-8503
Bureau of Veterans' Affairs 43 Pa. Code Chapter 5	Winter 2021, as Proposed	The Department wishes to promulgate a comprehensive update to its regulations related to the former Bureau of Veterans' Affairs that is now the Bureau of Programs, Initiatives, Reintegration and Outreach. The statutory authority for these regulations Sections 1704(7) and 7701 of the Military and Veterans Code (51 Pa.C.S.). These regulations are out-of-date. They were last updated in 1991.	Elizabeth Pettis (717) 861-8503
Fort Indiantown Gap 43 Pa. Code (new chapter)	Spring 2022, as Proposed	Fort Indiantown Gap is owned by the Commonwealth of Pennsylvania and operated by the Department of Military and Veterans Affairs. The post is home to tens of thousands of Soldiers and civilians every year for training and other activities. Department wishes to promulgate regulatory authority and installation	Elizabeth Pettis (717) 861-8503

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		regulations that enhance the safety of military and civilian personnel and protect the military and Commonwealth property. The statutory authority for these regulations Chapter 7 § 708 of the Military and Veterans Code (51 Pa.C.S.).	
<i>Municipal Police Officers' Education and Training Commission (MPOETC)</i>			
Administration of the Municipal Police Officers' Education and Training Program 37 Pa. Code Chapter 203 (# 17-80)	Fall 2021, as Final	Title 53 Pa.C.S. § 2164(14) conveys powers and duties to the Municipal Police Officers' Education and Training Commission to make such rules and regulations and to perform such other duties as may be reasonably necessary or appropriate to implement the education and training program for police officers. Omnibus revisions to Chapter 203, which pertains to the certification and training of the Commonwealth's municipal police officers, are necessary to modernize these regulations, as they have not undergone a major revision since 1996. The amendments that will be proposed are the product of an extensive review project that included key stakeholders of the regulated community.	Sergeant Leslie Barr (717) 705-0843
Administration of Law Enforcement Background Investigations and Employment Information Act 57 of 2020 (# 17-87)	Fall 2021, as Proposed	Act 57 of 2020 (P.L. 613, July 14, 2020. No. 57) established the requirement for background investigations and employment information for law enforcement officers. Duties conveyed to the Municipal Police Officers' Education and Training Commission include to establish and maintain an electronic database containing separation records of law enforcement officers; establish minimum background investigation standards; and promulgate regulations.	Sergeant Leslie Barr (717) 705-0843
Administration of Mental Health Evaluations for Law Enforcement Officers Act 59 of 2020 (# 17-88)	Fall 2021, as Proposed	Act 59 of 2020 (P.L. 624, July 14, 2020. No. 59) established the requirement for mandatory mental health evaluations for law enforcement officers. Duties conveyed to the Municipal Police Officers' Education and Training Commission include to establish procedures for confidentiality of mental health evaluations and related records; other procedures as necessary; and promulgate regulations.	Sergeant Leslie Barr (717) 705-0843
<i>Pennsylvania Commission on Crime and Delinquency (PCCD)</i>			
Sheriffs' and Deputy Sheriffs' Education and Training Program 37 Pa. Code Chapter 421	Fall 2021, as Proposed	The Deputy Sheriffs' Education and Training Board (Board), an advisory board within the Commission on Crime and Delinquency, plans to amend the regulations at 37 Pa. Code Chapter 421 (relating to Deputy Sheriffs' Education and Training Board) due to statutory changes in Act 114 of 2014 (Act of Jul. 9, 2014, P.L. 1006, No. 114).	Mike Pennington (717) 265-8461 Debra Sandifer (717) 265-8517
County Probation and Parole Officers' Firearm Education and Training Commission 37 Pa. Code Chapter 79	Fall 2021, as Proposed	The County Adult Probation and Parole Advisory Committee (CAPPAC), an advisory committee within the Commission on Crime and Delinquency, plans to transfer and amend the regulations at 37 Pa. Code Chapter 79 to a newly created 37 Pa. Code Chapter 491 due to statutory changes in Act 115 of 2019 (Act of Dec. 18, 2019, P.L. 776, No. 115).	Mike Pennington (717) 265-8461 Debra Sandifer (717) 265-8517

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
<i>Pennsylvania Emergency Management Agency (PEMA)</i>			
No regulations being developed or considered at this time.			
<i>Pennsylvania Housing Finance Agency (PHFA)</i>			
No regulations being developed or considered at this time.			
<i>Pennsylvania Infrastructure Investment Authority (PENNVEST)</i>			
Pennsylvania Infrastructure Investment Authority (PENNVEST) Assistance and Clean Water State Revolving Fund 25 Pa. Code §§ 963.1—963.20, including inter alia: 963.12(a) 963.13(c) 963.13(e) 963.15(a) 963.15(c) 963.16 963.18(c) 963.20 (# 101-10)	Summer 2021, as Proposed The PENNVEST Board voted to approve the proposed rulemaking on January 29, 2020.	Revisions under consideration include, inter alia: Amendments to 25 Pa. Code §§ 963.1—963.20 to be consistent with statutory revisions imposed by P.L. 51, No. 16, enacted June 19, 2013, the Federal Water Resources Reform and Development Act of 2014, and guidance revisions implemented by the Department of Environmental Protection, to reflect updates to business practices, and to incorporate any provisions necessary to accommodate for the deletion of 25 Pa. Code § 965 in its entirety, including, but not limited to the following: (1) Amend 25 Pa. Code § 963.12(a)(1) by revising the section to provide for the eligibility of certain interior plumbing costs. (2) Delete 25 Pa. Code § 963.12(a)(3) and § 963.12(c)(3) thereby allowing PENNVEST to provide financial assistance (loan and grant) for costs associated with the purchase of land that qualify as eligible costs under § 963.11(a)(4). (3) Delete 25 Pa. Code § 963.12(a)(7) thereby allowing PENNVEST to provide financial assistance (loan and grant) for costs associated with the extraction for profit of minerals or other resources from wastewater or sludge whether the project is sponsored by a public or private actor. (4) Amend 25 Pa. Code § 963.13(c) by revising the section to provide for an amortization of advance funding loans with a term of 59 months of interest only and repayment of principal and interest on the 60th month. (5) Delete 25 Pa. Code § 963.13(e) requiring PENNVEST to set aside 10% of the available finance assistance for advance funding assistance due to a lack of demand. (6) Amend 25 Pa. Code § 963.15(a) by revising the first sentence to provide for a change in the normal loan term to allow 3 years of interest only prior to principal amortization. (7) Amend 25 Pa. Code § 963.15(c)(5) to provide that maximum interest rates on loans shall be determined based upon the unemployment rate for the applicable county in the most recent calendar year for which data has been finalized as of the application cutoff date.	Shawn W. Weis (717) 783-6776

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		(8) Amend 25 Pa. Code § 963.15(c)(6) by revising the sentence to define “bond interest rate” to mean the rate of interest paid by the Commonwealth in its issuance of general obligation bonds immediately preceding the application cut-off date for the next regularly scheduled PENNVEST Board meeting. (9) Amend 25 Pa. Code § 963.16 to provide the parameters of a loan or bond guarantee program to be provided by PENNVEST. (10) Amend 25 Pa. Code § 963.18(c)(2)(iii) to increase the threshold for PENNVEST’s prior written approval of change orders from \$25,000, or 2 percent of the amount of the project’s construction cost, whichever is less, to \$50,000. (11) Delete 25 Pa. Code § 963.20 eliminating the requirement for a second opinion project review for projects in excess of \$10M.	
<i>Pennsylvania Municipal Retirement System (PMRS)</i>			
No regulations being developed or considered at this time.			
<i>Pennsylvania State Employees’ Retirement System (SERS)</i>			
No regulations being developed or considered at this time.			
<i>Pennsylvania State Police (PSP)</i>			
Purchase and Possession of Partially-Manufactured Frame or Receiver for Pistol or Rifle 37 Pa. Code (new chapter)	Fall 2021, as Proposed	Title 18 Pa.C.S. § 6111.1 requires the Pennsylvania State Police to administer the provisions of the Uniform Firearms Act. The Office of Attorney General, Official Opinion 2019-3, 49 Pa.B. 7659, establishes a partially-manufactured frame or receiver for a pistol or rifle as a firearm as defined within the Uniform Firearms Act. The purpose of the proposed rulemaking is to ensure clear guidance is given to licensees/sheriffs and the public in processing the sale/transfer and possession of a partially-manufactured frame or receiver for a pistol or rifle.	Sergeant Leslie Barr (717) 705-0843
<i>Department of Revenue (DOR)</i>			
Amendments to Local Option Small Games of Chance (SGOC) 61 Pa. Code Chapter 901a	October 2021, as Proposed	The Department is proposing to replace Chapter 901 with a new Chapter 901a as a result of the amendments to the SGOC law. The proposed rulemaking will reorganize and clarify the SGOC regulations as well as incorporate necessary changes to implement Acts 2 and 184 of 2012 and Acts 90 and 92 of 2013.	John Brenner (717) 705-3906
Amendments to Realty Transfer Tax (RTT) Regulations 61 Pa. Code Chapter 91	September 2021, as Proposed	Amendments to the RTT regulations are being proposed to improve the clarity and effectiveness of the regulations. The proposed amendments will be consistent with Department policy and language in the RTT statute.	John Brenner (717) 705-3906

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Corporate Net Income Tax 61 Pa. Code §§ 153.26 and 153.26a (Proposed Rulemaking) Sales factor sourcing sales of tangible personal property and Sales factor sourcing sales of services	September 2021, as Proposed	Under the authority contained in section 6 of the Fiscal Code (72 P.S. § 6) and section 401 of the TRC (72 P.S. § 7401(3)), the Department proposes amendments to 61 Pa. Code § 153.26 (relating to sales factor sourcing sales of tangible personal property) and the addition of § 153.26a (relating to sales factor sourcing sales of services). Act 52 of 2013 enacted a revised methodology for sourcing revenue from the sales of services in the computation of CNIT. The proposed rulemaking will establish the processes for sourcing service income and the apportionment of taxpayers' business income to this Commonwealth and ensure that all taxpayers implement uniform methods for sourcing their sales of services to this Commonwealth. Informal Public Outreach was conducted in October/November 2020.	Douglas Berguson (717) 346-4633
Corporate Net Income Tax 61 Pa. Code Chapter 153 (Proposed Rulemaking) Business income and nonbusiness income	October 2021, as Proposed	Under the authority contained in section 6 of the Tax Reform Code of 1971 (TRC) (72 P.S. § 6), the Department is proposing amendments to the Corporate Net Income Tax regulations by adding § 153.24a (relating to business and nonbusiness income) due to legislative changes and further development of the Unitary Business Principle of the U.S. Constitution in case law. Informal Public Outreach was conducted in January/February 2020.	Douglas Berguson (717) 346-4633
<i>Department of State (DOS)</i>			
<i>State Board of Accountancy</i>			
Competence to Supervise Attest Services 49 Pa. Code § 11.23a (# 16A-5516)	Winter 2021-2022, as Proposed	The proposed rulemaking would provide a CPE "safe harbor" for licensees supervising attest services; require licensees supervising, signing or authorizing another to sign an accountant's report for attest services to comply with the competency requirements; and fix a typographical error.	Sara Fox (717) 783-3399
Licensure by Endorsement 49 Pa. Code §§ 11.5a and 115.b (# 16A-5517)	Winter 2021-2022, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Sara Fox (717) 783-3399

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Architects Licensure Board			
Electronic Seals and Signing 49 Pa. Code Chapter 9 (# 16A-4111)	Fall 2021, as Final	The regulations would update existing regulations on seals and set forth standard requirements for electronic seals and electronic signing of design documents. The goal of this proposal is to be consistent with proposed regulations of the State Registration Board for Professional Engineers, Land Surveyors and Geologists and the State Board of Landscape Architects to provide all design professionals with standards that are as consistent as possible with respect to both traditional seals and electronic seals to benefit both the design professionals and their clients. The proposed rulemaking was delivered to IRRC on August 11, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on August 25, 2020; the Board reviewed all comments received and is drafting the final regulation.	Amanda Li (717) 783-3397
Licensure by Endorsement 49 Pa. Code Chapter 9 (# 16A-4120)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Amanda Li (717) 783-3397
State Athletic Commission			
Prohibited Drug Testing 58 Pa. Code, Part I, Subpart A, Chapter 15 (# 16-58)	Winter 2021-2022, as Proposed	The proposed rulemaking would revise existing regulations on drug testing for boxers, mixed martial arts participants and kick boxers, as authorized under section 709 of the Boxing Act.	Martha Brown (717) 783-0736
State Board of Auctioneer Examiners			
Schedule of Fees 49 Pa. Code § 1.41 (# 16A-6411)	Fall 2021, as Proposed	The proposed rulemaking is needed to increase application and biennial renewal fees to provide sufficient biennial revenue to meet projected expenditures as required under section 6(a) of the Auctioneer Licensing and Trading Assistant Registration Act (63 P.S. § 734.6).	Terrie Kocher (717) 783-3397
Licensure by Endorsement 49 Pa. Code §§ 1.3, 1.27 and 1.28 (# 16A-6412)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit	Terrie Kocher (717) 783-3397

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	
Act 88 Amendments 49 Pa. Code Chapter 1 (# 16A-6410)	Winter 2021-2022, as Proposed	The act of July 20, 2016 (P.L. 789, No. 88) (Act 88 of 2016) amended the Auctioneer Licensing and Trading Assistant Registration Act by updating its provisions, eliminating auction house licenses and creating a registration for trading assistant companies. It also redefined terms, altered qualifications for auctioneers to include a combination of education and apprenticeship. This proposed rulemaking is needed to fully implement Act 88 of 2016.	Terrie Kocher (717) 783-3397
<i>State Board of Barber Examiners</i>			
Schedule of Fees 49 Pa. Code § 3.103 (# 16A-4211)	Summer 2021, as Proposed	The proposed rulemaking is needed to increase the application and biennial renewal fees to provide sufficient biennial revenue to meet the projected expenditures, as required under section 14 of the Barbers' License Law (63 P.S. § 564).	Kelly Diller (717) 783-1261
Licensure by Endorsement 49 Pa. Code §§ 3.16 and 3.17 (# 16A-4212)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Kelly Diller (717) 783-1261
<i>State Board of Chiropractic</i>			
Government Employee Liability Coverage 49 Pa. Code §§ 5.17(f) and 5.41 (# 16A-4325)	Winter 2021-2022, as Proposed	The Chiropractic Practice Act requires chiropractors to maintain professional liability insurance, including self-insurance. This regulation would permit a licensee who practices exclusively on behalf of the government to meet this requirement by reliance upon the coverage provided under the Federal Tort Claims Act or the Sovereign Immunity Act as administered by the Commonwealth's Employee Liability Self-Insurance Program.	Michelle Roberts (717) 783-7155

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Child Abuse Reporting Requirements 49 Pa. Code §§ 5.91—5.96 (# 16A-4322)	Fall 2021, as Proposed	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Chiropractic obtain required training in child abuse recognition and reporting.	Michelle Roberts (717) 783-7155
Licensure by Endorsement 49 Pa. Code §§ 5.1. 5.11a, 5.13a and 5.13b (# 16A-4334)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Michelle Roberts (717) 783-7155
<i>Commissioner of Professional and Occupational Affairs</i>			
Representation 49 Pa. Code Chapter 43b (# 16A-065)	Fall 2021, as Final-Omitted	This regulation is a procedural regulation that will permit representation by non-attorneys for partnerships, corporations, limited liability companies, trusts, agencies and political subdivisions, and other associations.	Cyndi Montgomery (717) 783-7200
Act 53 Schedules of Criminal Offenses 49 Pa. Code, Subchapter D §§ 301 et seq. (# 16A-66)	Summer 2021, as Proposed	This proposed rulemaking is required to implement provisions of the act of July 1, 2020 (P.L. 545, No. 53), relating to the consideration of criminal history record information by licensing boards and commissions under the Bureau of Professional and Occupational Affairs, including schedules of criminal convictions that may constitute grounds to refuse to issue, suspend or revoke a license, certificate, registration or permit for each occupation or profession regulated by the various boards/commissions. <i>Statutory authority:</i> Section 3117 of the act of July 1, 2020 (63 Pa.C.S. § 3117) requires the Commissioner to promulgate a regulation codifying the schedules of criminal offenses within 2 years. Section 3117(b) requires the initial proposed regulations to be submitted within 120 days of publication of a notice of completion of the schedules (which was published in the <i>Pennsylvania Bulletin</i> on December 26, 2020).	Cyndi Montgomery (717) 783-7200
<i>Bureau of Elections Services and Notary</i>			
Notaries Public 4 Pa. Code, Part VIII, Subpart C (# 16-061)	Fall 2021, as Proposed	The rulemaking implements the act of October 9, 2013 (P.L. 609, No. 73), which adopted the Revised Uniform Law on Notarial Acts (RULONA).	Martha Brown (717) 783-0736

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Cosmetology			
Schedule of Fees 49 Pa. Code Chapter 7 (# 16A-4520)	Fall 2021, as Proposed	The proposed rulemaking would increase the application and biennial renewal fees to provide sufficient biennial revenue to meet the projected expenditures as required under section 14 of the Cosmetology Law (63 P.S. § 522).	Kelly Diller (717) 783-1261
Licensure by Endorsement 49 Pa. Code Chapter 7 (# 16A-4521)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Kelly Diller (717) 783-1261
Massage Therapists in Cosmetology or Esthetician Salons 49 Pa. Code Chapter 7 (# 16A-4518)	Fall 2021, as Proposed	The proposed rulemaking implements part of the Act 136 of 2014 (P.L. 2476, No. 136), which allows massage therapists to practice within the licensed square footage of cosmetology or esthetician salons and requires the Board and the State Board of Massage Therapy to jointly promulgate regulations to carry out these provisions. <i>Statutory Authority:</i> Sections 11 and 9.3 of the Act of May 3, 1933 (P.L. 242, No. 86), commonly referred to as the Beauty Culture Law, 63 P.S. §§ 517 and 515.3.	Kelly Diller (717) 783-1261
State Board of Crane Operators			
Schedule of Civil Penalties 49 Pa. Code Chapter 43b (# 16A-7103)	Summer 2021, as Final	The regulation creates a schedule of civil penalties for violations of the Crane Operator Licensure Act and regulations of the State Board of Crane Operators. The proposed rulemaking was delivered to IRRC on October 8, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on October 24, 2020. The final rulemaking was delivered to IRRC on April 26, 2021, and is scheduled on IRRC's meeting agenda on June 17, 2021. IRRC rejected the regulation at its June 17, 2021 meeting. Revisions are being made to the regulation in accordance with IRRC's comments, and the amended regulation will be presented to IRRC at the first available meeting after the revisions are approved by the Board.	Amanda Li (717) 783-1404
Licensure by Endorsement 49 Pa. Code §§ 6.16 and 6.17 (# 16A-7104)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit	Amanda Li (717) 783-1404

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	
<i>Bureau of Corporations and Charitable Organizations</i>			
Non-attorney Representation 19 Pa. Code, Part I, Subpart B, (new) Article VI (# 16-64)	Fall 2021, as Final-Omitted	The proposed rulemaking would permit certain individuals to represent an association in an appeal or petition before the Department, superseding 1 Pa. Code § 31.21 (relating to appearance in person).	Martha Brown (717) 783-0736
<i>State Board of Dentistry</i>			
General Revisions 49 Pa. Code Chapter 33 (# 16A-4628)	Fall 2021, as Proposed	The State Board of Dentistry has undertaken a review of existing regulations with the goal of updating the regulations and eliminating outdated and obsolete provisions. This proposed rulemaking would generally amend, update and clarify the regulations relating to fictitious names, biennial renewal, inactive status, reactivation, licensure by criteria approval, acceptable proof of professional liability insurance, use of titles, advertising, unprofessional conduct, multi-disciplinary professional corporations, exclusion of auxiliary personnel from performing radiological procedures and continuing dental education. It would also implement two new licensure categories: restricted faculty licenses (incorporating into this rulemaking the subject matter from prior Reg. # 16A-4632) and temporary volunteer dental licenses (incorporating into this rulemaking the subject matter from prior Reg. # 16A-4631).	Lisa Burns (717) 783-7162
Fees 49 Pa. Code § 33.339 (# 16A-4634)	Fall 2021, as Final	The rulemaking is needed to increase fees to meet or exceed biennial expenditures. Section 4(b) of the Dental Law (63 P.S. § 123(b)) requires the Board to increase fees when the revenues raised by fees, fines and civil penalties are not sufficient to meet expenditures over a 2-year period. The proposed rulemaking was delivered to IRRC on October 29, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on November 14, 2020; the Board has reviewed all comments received and is drafting the final regulation.	Lisa Burns (717) 783-7162
Licensure by Endorsement 49 Pa. Code Chapter 33 (# 16A-4635)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country	Lisa Burns (717) 783-7162

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	
State Board of Professional Engineers, Land Surveyors & Geologists			
Electronic Seals and Signatures 49 Pa. Code Chapter 37 (# 16A-4712)	Fall 2021, as Final	<p>The regulations would update existing regulations on seals and set forth standard requirements for electronic seals and electronic signing of design documents. The goal of this proposal is to be consistent with proposed regulations of the State Architects Licensure Board and the State Board of Landscape Architects to provide all design professionals with standards that are as consistent as possible with respect to both traditional seals and electronic seals to benefit both the design professionals and their clients.</p> <p>The proposed rulemaking was delivered to IRRC on August 11, 2020 and subsequently published in <i>Pennsylvania Bulletin</i> on August 25, 2020; the Board will review all comments received and draft the final regulation.</p>	Jeannie Bronshtein (717) 783-7049
Licensure by Endorsement 49 Pa. Code Chapter 37 (# 16A-4715)	Fall 2021, as Final	<p>This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses. Proposed rulemaking published 4/17/2021; Board will review any comments received and is drafting the final rulemaking.</p>	Jeannie Bronshtein (717) 783-7049
State Board of Funeral Directors			
Limited Liability Company 49 Pa. Code §§ 13.95-13.96, 13.103 and 13.109-13.110 (# 16A-4826)	Fall 2021, as Proposed	<p>The proposed regulation would set forth that a limited liability company that has only two or more funeral directors as its members may be licensed as a partnership and with only a single funeral director as its sole member may be licensed as a sole proprietorship. <i>Statutory Authority:</i> Sections 8 and 16(a) of the Funeral Director Law, 63 P.S. §§ 479.8, 479.16(a).</p>	Kristel Hennessy Hemler (717) 783-4866

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Child Abuse Reporting Requirements 49 Pa. Code §§ 13.301—13.307 (# 16A-4824)	Fall 2021, as Final	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Funeral Directors obtain required training in child abuse recognition and reporting. Proposed rulemaking published on 3/13/2021. The Board will consider comments and is drafting the final rulemaking.	Kristel Hennessy Hemler (717) 783-4866
Licensure by Endorsement 49 Pa. Code § 13.77.1 (# 16A-4832)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Kristel Hennessy Hemler (717) 783-4866
<i>State Board of Landscape Architects</i>			
Electronic Signature and Seals 49 Pa. Code Chapter 15 (# 16A-6112)	Fall 2021, as Final	The proposed regulations would update existing regulations on seals and set forth standard requirements for electronic seals and electronic signing of design documents. The goal of this proposal is to be consistent with proposed regulations of the State Registration Board for Professional Engineers, Land Surveyors and Geologists and the State Architects Licensure Board to provide all design professionals with standards that are as consistent as possible with respect to both traditional seals and electronic seals to benefit both the design professionals and their clients. The proposed rulemaking was delivered to IRRC on August 11, 2020 and subsequently published in <i>Pennsylvania Bulletin</i> on August 25, 2020; the Board will review all comments received and draft the final regulation.	Terri Kocher (717) 772-8528
Licensure by Endorsement 49 Pa. Code Chapter 15 (# 16A-6121)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the	Terri Kocher (717) 772-8528

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	
Schedule of Civil Penalties—Landscape Architects 49 Pa. Code Chapter 43b (# 16A-6120)	Fall 2021, as Proposed	This proposed regulation would adopt a schedule of civil penalties for unlicensed practice and other violations of the Landscape Architects Registration Law. <i>Statutory Authority:</i> Section 5(a) of Act 48 of 1993, 63 P.S. § 2205(a), authorizes the Commissioner to set forth schedules of civil penalties.	Terri Kocher (717) 772-8528
State Board of Massage Therapy			
General Revisions 49 Pa. Code §§ 20.1—20.54 (# 16A-725)	Winter 2021-2022, as Proposed	This proposed rulemaking updates several provisions, including education, scope of practice, and examinations. <i>Statutory Authority:</i> Section 4(2) of the Massage Therapy Act, 63 P.S. § 627.4(2).	Christina Townley (717) 783-7155
Massage Therapists in Cosmetology or Esthetician Salons 49 Pa. Code Chapter 20 (# 16A-726)	Fall 2021, as Proposed	This proposed rulemaking enacts part of the act of September 24, 2014 (P.L. 2476, No. 136), which allows massage therapists to practice in cosmetology or esthetician salons. <i>Statutory Authority:</i> Act 136 requires the Board and the State Board of Cosmetology to jointly promulgate regulations implementing the new law; Section 4(2) of the Massage Therapy Law, 63 P.S. § 4(2), provides the Board's general authority to promulgate regulations.	Christina Townley (717) 783-7155
Child Abuse Reporting Requirements 49 Pa. Code Chapter 20 (# 16A-722)	Fall 2021, as Proposed	This regulation implements mandatory reporting requirements relating to suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Massage Therapy obtain required training in child abuse recognition and reporting.	Christina Townley (717) 783-7155
Licensure by Endorsement 49 Pa. Code Chapter 20 (# 16A-727)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Christina Townley (717) 783-7155

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Medicine			
Practitioners of Oriental Medicine 49 Pa. Code Chapter 18 (# 16A-4956)	Summer 2021, as Proposed	This proposed rulemaking would revise the regulations relating to acupuncturists and practitioners of oriental medicine (POM) to transform the current POM license into a one-time registration, make amendments to reflect legislative changes regarding acupuncturists which have occurred since the prior regulatory amendments on the topic and to address acceptable testing scores due to new test formats. The rulemaking is in accordance to the Governor's recommendation for occupational licensure reform.	Suzanne Zerbe (717) 787-7768
Naturopathic Doctors 49 Pa. Code Chapter 18 (# 16A-4953)	Summer 2021, as Proposed	The proposed rulemaking will amend the Board's regulations to implement the Naturopathic Doctor Registration Act, Act of Nov. 3, 2016, P.L. 997, No. 128, 63 P.S. §§ 272.101—272.301, which provides for the registration of naturopathic doctors. The proposal establishes fees, registration requirements, continuing education requirements, standards of practice, required records, advertising, grounds for discipline and types of discipline.	Suzanne Zerbe (717) 787-7768
Examinations 49 Pa. Code §§ 16.1, 17.11, 17.12 and 17.12c (# 16A-4948)	Summer 2021, as Proposed	The proposed rulemaking will conform the regulation to reflect changes made by the National Board of Medical Examiners to the United States Medical Licensing Examination (USMLE) regarding limitations on the number and timing of attempts an applicant may take the various USMLE parts. The proposed rulemaking will also remove the detailed descriptions of the FLEX and Federation of State Medical Boards (FSMB) licensing examinations which have not been offered for 24 and 33 years, respectively. <i>Statutory Authority:</i> Section 8 of the Medical Practice Act of 1985 (63 P.S. § 422.8).	Suzanne Zerbe (717) 787-7768
Orthotic Fitter Extension of Temporary Practice Permit 49 Pa. Code Chapter 18 §§ 18.841 and 18.842 (# 16A-4947)	Fall 2021, as Final	The rulemaking would extend the temporary practice permit from 12 months to 18 months to be consistent with National certification standards and provide permit holders with a full year to test. It would also permit an individual who has failed the certification examination three times and whose permit has expired to apply for a second permit after completing another approved education program. The proposed rulemaking was delivered to IRRC on December 22, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on January 9, 2021; the Board will review all public comments received and draft the final regulation.	Suzanne Zerbe (717) 787-7768
Child Abuse Reporting Requirements 49 Pa. Code §§ 16.101—16.107 (# 16A-4941)	Fall 2021, as Final	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board	Suzanne Zerbe (717) 787-7768

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		of Medicine obtain required training in child abuse recognition and reporting. The proposed rulemaking was delivered to IRRC on January 15, 2021, and subsequently published in <i>Pennsylvania Bulletin</i> on January 30, 2021; the Board will review all public comments received and draft final regulation.	
Temporary Graduate Perfusionist 49 Pa. Code § 18.604(e) (# 16A-4954)	Fall 2021, as Final-Omitted	The rulemaking will incorporate the provisions of Act 119 of 2016 by deleting 49 Pa. Code § 18.604(e) which directed that a temporary graduate perfusionist license expired upon the failure of the certification examination.	Suzanne Zerbe (717) 787-7768
Licensure by Endorsement 49 Pa. Code Chapter 17 (# 16A-4958)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Suzanne Zerbe (717) 787-7768
State Board of Examiners of Nursing Home Administrators			
Continuing Education Requirements 49 Pa. Code § 39.11 (# 16A-6219)	Fall 2021, as Final	The regulation amends the biennial continuing education requirement to conform with the Governor's recommendations for licensure reform that were generated by Executive Order 2017-3. The biennial requirement of 48 credit hours will be reduced to 36. Additionally, the rulemaking provides for showing of continued competence where a licensee has been inactive for a period of time. The proposed rulemaking was delivered to IRRC on January 16, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on February 1, 2020. The Board will review all public comments received and draft the final regulation.	Chris Stuckey (717) 783-4856
Child Abuse Reporting Requirements 49 Pa. Code Chapter 39 (# 16A-6218)	Fall 2021, as Proposed	This regulation implements mandatory reporting requirements relating to suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of State Board of Examiners of Nursing Home Administrators obtain required training in child abuse recognition and reporting.	Chris Stuckey (717) 783-4856

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Licensure by Endorsement 49 Pa. Code § 39.8a (# 16A-6220)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Chris Stuckey (717) 783-4856
<i>State Board of Nursing</i>			
Nursing Education Programs 49 Pa. Code Chapter 21 (# 16A-5141)	Fall 2021, as Proposed	This proposed rulemaking consolidates and updates pre-and post-licensure education regulations for registered nurses, licensed practical nurses and certified registered nurse practitioners and updates IV therapy terminology.	Cindy Miller (717) 783-7142
Child Abuse Reporting Requirements 49 Pa. Code Chapter 21 (# 16A-5140)	Fall 2021, as Final	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Nursing obtain required training in child abuse recognition and reporting. The proposed rulemaking was delivered to IRRC on January 15, 2021, and subsequently published in <i>Pennsylvania Bulletin</i> on January 30, 2021; the Board will review all public comments received and draft final regulation.	Cindy Miller (717) 783-7142
Licensure by Endorsement 49 Pa. Code Chapter 21 (# 16A-5143)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Cindy Miller (717) 783-7142

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Occupational Therapy Education and Licensure			
Educational Programs 49 Pa. Code §§ 42.1 and 42.13 (# 16A-6712)	Fall 2021, as Final	This regulation specifically recognizes educational programs that are accredited by the Accreditation Council for Occupational Therapy Education (ACOTE) and other national accrediting agencies. The proposed rulemaking was delivered to IRRC on October 8, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on October 24, 2020. No comments were received; the Board is drafting the final regulation.	Christina Townley (717) 783-1389
Child Abuse Reporting Requirements 49 Pa. Code §§ 42.41, 42.42, 42.45 and 42.47 (# 16A-6719)	Fall 2021, as Proposed	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Occupational Therapy Education and Licensure obtain required training in child abuse recognition and reporting.	Christina Townley (717) 783-1389
Licensure by Endorsement 49 Pa. Code §§ 42.1, 42.9 and 42.10 (# 16A-6713)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Christina Townley (717) 783-1389
State Board of Optometry			
Child Abuse Reporting Requirements 49 Pa. Code §§ 23.111—23.116 (# 16A-5215)	Fall 2021, as Proposed	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Optometry obtain required training in child abuse recognition and reporting.	Christina Stuckey (717) 783-7155
Licensure by Endorsement 49 Pa. Code §§ 23.27—23.27b (# 16A-5218)	Summer 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under	Christina Stuckey (717) 783-7155

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	
<i>State Board of Osteopathic Medicine</i>			
Prescribing 49 Pa. Code § 25.218 (# 16A-5330)	Winter 2021-2022, as Proposed	The State Board of Osteopathic Medicine proposes this rulemaking to set forth the minimum acceptable standards of practice that an osteopathic physician or physician assistant licensed by the Board must follow when prescribing, administering or dispensing drugs, including the requirements of the Safe Emergency Prescribing Act (Act 122 of 2016), the provisions of Chapter 52A of Title 35, relating to prescribing opioids to minors, and the provisions of Chapter 51 of Title 35 relating to safe opioid prescription and voluntary non-opioid directives.	Nichole Wray (717) 772-8543
Licensure Requirements 49 Pa. Code Chapter 25 (# 16A-5335)	Winter 2021-2022, as Proposed	This proposed rulemaking is needed to address the current transition and ultimate merger of the American Osteopathic Association (AOA), the American Association of Colleges of Osteopathic Medicine (AACOM) and the Accreditation Council for Graduate Medical Education (ACGME), creating a single accreditation system for all graduate medical education.	Nichole Wray (717) 772-8543
Child Abuse Reporting Requirements 49 Pa. Code §§ 25.401—25.416 (# 16A-5326)	Fall 2021, as Proposed	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Osteopathic Medicine obtain required training in child abuse recognition and reporting.	Nichole Wray (717) 772-8543
Licensure by Endorsement 49 Pa. Code, Subchapter P §§ 25.1001—25.1008 (# 16A-5336)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Nichole Wray (717) 772-8543

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
State Board of Pharmacy			
Administration of Injectable Medications, Biologicals and Immunizations 49 Pa. Code §§ 27.12 and 27.401—27.407 (# 16A-5429)	Fall 2021, as Final	This rulemaking addresses amendments to section 9.2 of the Pharmacy Act (63 P.S. § 380-9.2) which reduce the age of patients to whom pharmacists can administer influenza immunizations and permit pharmacy interns to administer injectable medications, biologicals and immunizations. Proposed rulemaking published 10/24/2020. The Board will review any comments received and draft the final rulemaking package.	Melanie Zimmerman (717) 783-7156
Child Abuse Reporting Requirements 49 Pa. Code Chapter 27 (# 16A-5430)	Fall 2021, as Proposed	This proposed regulation implements mandatory reporting requirements relating to suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of State Board of Pharmacy obtain required training in child abuse recognition and reporting.	Melanie Zimmerman (717) 783-7156
Licensure by Endorsement 49 Pa. Code §§ 27.25a and 27.25b (# 16A-5432)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Melanie Zimmerman (717) 783-7156
Pharmacy Technicians 49 Pa. Code Chapter 27 (# 16A-5433)	Winter 2021-2022, as Proposed	This rulemaking will set up the registration requirements for pharmacy technicians and pharmacy technician trainees in accordance with the amendments made to the Pharmacy Act. (Act 140 of 2020)	Melanie Zimmerman (717) 783-7156
State Board of Physical Therapy			
Early Exam and CE for Clinical Instruction 49 Pa. Code Chapter 40 (# 16A-6522)	Fall 2021, as Proposed	This proposed rulemaking would allow physical therapist students, and physical therapist assistant students, to sit for the requisite examinations up to 90 days prior to graduation from their respective programs. Additionally, this proposed rulemaking would allow physical therapists (PTs) and physical therapist assistants (PTAs) who provide clinical instruction to student PTs and student PTAs, at clinical facilities affiliated with accredited programs, to receive a limited amount of continuing education credits for providing clinical instruction to student PTs and student PTAs. Furthermore, the proposed rulemaking will amend the Board's	Michelle Roberts (717) 783-7134

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		regulations to allow applicants to register for the national examination with the examination provider, without having to first obtain the Board's permission.	
Child Abuse Reporting Requirements 49 Pa. Code Chapter 40 (# 16A-6518)	Summer 2021, as Final	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Physical Therapy obtain required training in child abuse recognition and reporting. The proposed rulemaking was delivered to IRRC on December 9, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on December 19, 2020; the Board delivered the final rulemaking to IRRC on April 26, 2021. The final rulemaking will be considered by IRRC at its June 17, 2021 meeting.	Michelle Roberts (717) 783-7134
Licensure by Endorsement 49 Pa. Code Chapter 40 (# 16A-6523)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Michelle Roberts (717) 783-7134
State Board of Podiatry			
Continuing Education 49 Pa. Code § 29.61 (# 16A-4417)	Fall 2021, as Final	This proposed rulemaking would reduce the biennial requirement for continuing education, in accordance with the Governor's recommendations for licensure reform; additionally, the rulemaking would provide for the use of distance learning to satisfy the continuing education requirement and provide for exemptions. The proposed rulemaking was delivered to IRRC on May 18, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on June 29, 2020. The Board will review all public comments received and draft the final regulation.	Nichole Wray (717) 772-8543
Qualifications for Licensure 49 Pa. Code Chapter 29 (# 16A-4415)	Winter 2021-2022, as Proposed	This regulation would update and clarify the requirements for licensure as a doctor of podiatric medicine. Section 15 of the Podiatry Practice Act (act) (63 PS § 42.15) authorizes the Board to establish reasonable rules and regulations to carry out the intent and purpose of the act.	Nichole Wray (717) 772-8543

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Licensure by Endorsement 49 Pa. Code Chapter 29 (# 16A-4419)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Nichole Wray (717) 772-8543
<i>State Board of Psychology</i>			
Continuing Education 49 Pa. Code § 41.59 (# 16A-6317)	Fall 2021, as Proposed	The Board, in its effort to continually review the efficacy of its regulations, has again reviewed the continuing education regulations and has determined that amendments are needed to update, revise and clarify the continuing education requirements. This proposed rulemaking would amend the requirements relating to home study, instruction and carry over.	Chris Stuckey (717) 783-7155
Code of Ethics 49 Pa. Code § 41.61 (# 16A-6324)	Winter 2021-2022, as Proposed	This proposed rulemaking will update the Board's Code of Conduct to adopt the American Psychological Association's (APA) Ethical Principles of Psychologists and Code of Conduct and various enumerated APA practice guidelines.	Chris Stuckey (717) 783-7155
General Revisions 49 Pa. Code § 41.31 (# 16A-6320)	Winter 2021-2022, as Proposed	This proposed rulemaking will update the Board's regulations to conform to changes made to the Professional Psychologists Practice Act by the Act of June 23, 2016 (P.L. 379, No. 53) (Act 53 of 2016). Act 53 of 2016 clarifies the scope of practice of psychology, grants the Board the power to issue temporary licenses to out of state licensees, revises and removes some of the previous exemptions to licensure, removes the time limitation pertaining to the retaking of the licensure examinations, eliminates the requirement that at least 1 year of supervised experience be obtained subsequent to the granting of the doctoral degree, gives the Board the ability to bar a suspended licensee from engaging in any other form of counseling or mental health practice, and requires licensees to report multiple licensure of any other health profession. <i>Statutory Authority:</i> Section 3.2(2) of the Professional Psychologists Practice Act, 63 P.S. § 1203.2(2).	Chris Stuckey (717) 783-7155
Child Abuse Reporting Requirements 49 Pa. Code §§ 41.1, 41.42, 41.45 and 41.47 (# 16A-6322)	Fall 2021, as Proposed	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the	Chris Stuckey (717) 783-7155

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		CPSL, including the requirement that all applicants and licensees of the State Board of Psychology obtain required training in child abuse recognition and reporting.	
Licensure by Endorsement 49 Pa. Code §§ 41.1, 41.52a and 41.52b (# 16A-6326)	Fall 2021, as Final	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses. The proposed rulemaking was delivered to IRRC on December 9, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on December 19, 2020. The Board will consider all comments received and will draft the final regulation.	Chris Stuckey (717) 783-7155
<i>State Board of Certified Real Estate Appraisers</i>			
Licensure by Endorsement 49 Pa. Code §§ 36.226 and 36.227 (# 16A-7024)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Kristel Hennessy Hemler (717) 214-7779
Schedule of Fees 49 Pa. Code § 36.6 (# 16A-7025)	Winter 2021-2022, as Proposed	The proposed rulemaking is needed to increase the application and biennial renewal fees to provide sufficient biennial revenue to meet the projected expenditures as required under section 9 of the Real Estate Appraisers Certification Act (63 P.S. § 457.9).	Kristel Hennessy Hemler (717) 214-7779
General Revisions 49 Pa. Code §§ 458.1—458.16 (# 16A-7026)	Fall 2021, as Proposed	This proposed rulemaking will update several provisions, including definitions, permissible and prohibited activity, and qualification of applicants, to conform with the Act 88 of 2020 amendments to the Assessors Certification Act. <i>Statutory Authority</i> : Section (3) of the Assessors Certification Act, 63 P.S. § 458.3.	Kristel Hennessy Hemler (717) 214-7779

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
<i>State Real Estate Commission</i>			
General Revisions 49 Pa. Code Chapter 35 (# 16A-5616)	Fall 2022, as Proposed	The proposed rulemaking would update the Commission's regulations to reflect changes in the law and practice in the industry, which include advertising and escrow requirements. <i>Statutory Authority:</i> Section 404 of the Real Estate Licensing and Registration Act, 63 P.S. § 455.404. This regulation was formerly entitled "Advertising." The Board decided to expand the regulation to include other general updates.	Krista Linsenbach (717) 783-3658
Broker Price Opinions 49 Pa. Code, Subchapter J (# 16A-5626)	Fall 2021, as Proposed	The proposed rulemaking implements the act of June 29, 2018 (P.L. 500, No. 75) (Act 75 of 2018) which amended the Real Estate Licensing and Registration Act (63 P.S. §§ 455.101—455.902). The proposed regulations would add a new subchapter which sets forth limitations and requirements for broker price opinions, including required disclosures, signature requirements, permissible uses and required experience and education for brokers, associate brokers and salespersons.	Krista Linsenbach (717) 783-3658
Licensure by Endorsement 49 Pa. Code § 35.230 (# 16A-5625)	Fall 2021, as Proposed	This rulemaking amends the Commission's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Krista Linsenbach (717) 783-3658
<i>State Board of Social Workers, Marriage and Family Therapists and Professional Counselors</i>			
General Revisions 49 Pa. Code Chapters 47—49 (# 16A-6923)	Fall 2021, as Proposed	The Board has undertaken a comprehensive review of its regulations relating to qualifications for licensure, supervision of clinical experience, including the provision of supervision through electronic means, and continuing education. The purpose of this rulemaking is to eliminate outdated provisions, update standards to reflect modern technology and to modernize the Board's processes relating to licensure. This rulemaking also amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country	Sandra Matter (717) 783-1389

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	
Child Abuse Reporting Requirements 49 Pa. Code Chapters 47—49 (# 16A-6919)	Fall 2021 as Final	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the Board obtain required training in child abuse recognition and reporting. The proposed rulemaking was delivered to IRRC on November 24, 2020, and subsequently published in <i>Pennsylvania Bulletin</i> on January 2, 2021. The Board will consider all comments received and will draft the final regulation.	Sandra Matter (717) 783-1389
<i>State Board of Examiners in Speech-Language Pathology and Audiology</i>			
Licensure by Endorsement 49 Pa. Code §§ 45.601—45.604 (# 16A-6808)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Sandra Matter (717) 783-1389
Child Abuse Reporting Requirements 49 Pa. Code §§ 45.401—45.407 (# 16A-6805)	Fall 2021 as Proposed	This regulation updates the Board's existing regulations relating to mandatory reporting of suspected child abuse under the Child Protective Services Law (CPSL) to conform to recent amendments to the CPSL, including the requirement that all applicants and licensees of the State Board of Examiners in Speech-Language Pathology and Audiology obtain required training in child abuse recognition and reporting.	Sandra Matter (717) 783-1389
<i>State Board of Vehicle Manufacturers, Dealers and Salespersons</i>			
Fees 49 Pa. Code § 19.4 (# 16A-5726)	Winter 2021-2022, as Final	This proposed rulemaking would increase application fees and biennial renewal fees for licensees of the Board such that revenues would be sufficient to meet projected expenditures. Statutory	Janice Cline (717) 772-0483

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
		Authority: Section 30(a) of the Board of Vehicles Act (Act) (63 P.S. § 818.30(a)) requires an increase in fees when the expenses incurred by the Board to meet its obligations under the Act, including enforcement, exceed revenues. The proposed rulemaking published on 6/12/2021. The Board will consider any comments received and will draft the final rulemaking.	
Out of State RV Dealer Registration Fee 49 Pa. Code § 19.4 (# 16A-6011)	Winter 2021-2022, as Final	This regulation would establish a fee for processing applications for out of state recreational vehicle dealers to register with the Board to participate in recreational vehicle shows, off-premises sales, exhibitions and rallies. <i>Statutory Authority:</i> Sections 4(a)(9) and 32.1(c) of the Board of Vehicles Act, 63 P.S. §§ 818.4(a)(9) and 818.32a(c). The proposed rulemaking published on 12/12/2020. The Board will consider all comments and will draft the final rulemaking.	Janice Cline (717) 772-0483
State Board of Veterinary Medicine			
Licensure of Euthanasia Technicians and Animal Protection Organizations 49 Pa. Code Chapter 31 (# 16A-5726)	Summer 2021, as Proposed	This proposed rulemaking is necessary to implement the act of October 24, 2012 (P.L. 1452, No. 182) (Act 182 of 2012) which amended the Animal Destruction Method Authorization Law to require the State Board of Veterinary Medicine to register animal organizations and to license euthanasia technicians to permit the organizations to purchase controlled substances and employ euthanasia technicians for the humane euthanasia of small domestic animals.	Michelle Roberts (717) 783-7134
Licensure by Endorsement 49 Pa. Code Chapter 31 (# 16A-5730)	Fall 2021, as Proposed	This rulemaking amends the Board's regulations to implement the act of July 1, 2019 (P.L. 292, No. 41) (Act 41). Act 41 requires licensing boards and commissions to issue a license, certificate, registration or permit to an applicant who holds a current license, certificate, registration or permit from another state, territory or country whose licensing requirements are substantially equivalent to or exceed the requirements in this Commonwealth and who meet other criteria set forth under Act 41. All licensing boards and commissions under the Bureau of Professional and Occupational Affairs are required to draft regulations for the implementation of Act 41 to include methods of determining competency and expiration dates for provisional licenses.	Michelle Roberts (717) 783-7134
Department of Transportation (DOT)			
Registration Class Stickers 67 Pa. Code Chapter 55	Fall 2021, as Final	This rulemaking will delete Chapter 55 and eliminate the issuance of weight class stickers. The elimination of these stickers will result in cost savings to the Department and the regulated community.	Scott Shenk (717) 783-4599

<i>Regulation Being Considered</i>	<i>Proposed Date of Promulgation</i>	<i>Need and Legal Basis for Action</i>	<i>Agency Contact</i>
Access to and Occupancy of Highways by Driveways and Local Roads 67 Pa. Code Chapter 441	Fall 2021, as Proposed	The Department will be promulgating a regulation to rewrite the entirety of Chapter 441 and to address comments received during the promulgation of an earlier promulgated Chapter 441 regulation redefining the term "owner."	Mike Dzurko (717) 783-6080
Permanent Regulation for RADAR and LIDAR for State Police and Automated Enforcement Systems 67 Pa. Code Chapter 105	Fall 2021, as Proposed	The Department will be promulgating a regulation to define proper testing and calibration of RADAR and LIDAR Systems to be used by State police and automated enforcement systems.	Steve Madrak (717) 783-4597
Intrastate Motor Carrier Safety 67 Pa. Code Chapter 231	Winter 2021, as Proposed	This rulemaking is necessary to waive hours of service limitations imposed by Federal law and other requirements for mass transportation organizations and their drivers, while establishing new requirements consistent with the public interest.	Danielle Spila (717) 787-1208
School Bus Side Stop Signal Arm Enforcement Systems (Permanent) 67 Pa. Code Chapter 171b	Fall 2021, as Proposed	This rulemaking will make temporary regulations permanent as required by Act 159 of 2018.	Laura Krol (717) 346-1907
<i>Office of Administration (OA)</i>			
Office of Administration Civil Service Reform 4 Pa. Code Chapters 608—615	Fall 2021, as Proposed	This proposed rulemaking is needed to implement the requirements of Act 71 of 2018 (P.L. 460, No. 71), commonly referred to as "the Civil Service Reform Act." Act 71 repealed the Civil Service Act of 1941. In accordance with Act 71, functions associated with civil service recruitment and hiring were transferred from the State Civil Service Commission "SCSC" to the Office of Administration "OA." This proposed rulemaking is needed to set forth the requirements and policies for the transfer of duties under Act 71. Act 71 also authorized OA to promulgate temporary regulations to implement the transfer of duties. On March 16, 2019, OA, pursuant to its statutory authority under Act 71, published temporary regulations implementing the transfer of duties from SCSC to OA. According to Act 71, the temporary regulations will expire on March 16, 2022.	Cynthia Williams (717) 783-2590

[Pa.B. Doc. No. 21-1293. Filed for public inspection August 13, 2021, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Health Care Cost Containment Council Virtual Special Meeting

The Health Care Cost Containment Council has scheduled a virtual special meeting for Wednesday, August 18, 2021, at 12 p.m. The virtual special meeting will be held by means of Zoom.

The public is invited to participate. Contact rgreenawalt@phc4.org at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 21-1294. Filed for public inspection August 13, 2021, 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>
57-330	Pennsylvania Public Utility Commission Rulemaking to Implement Act 120 of 2018 51 Pa.B. 1802 (April 3, 2021)	7/1/21	8/2/21

Pennsylvania Public Utility Commission Regulation # 57-330 (IRRC # 3298)

Rulemaking to Implement Act 120 of 2018

August 2, 2021

We submit for your consideration the following comments on the proposed rulemaking published in the April 3, 2021 *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 Pennsylvania Public Utility Commission (PUC) to respond to all comments received from us or any other source.

1. Economic or fiscal impacts; Reasonableness; Implementation.

A commentator expresses concern that several of the PUC's proposed regulations will have the effect of creating confusing and conflicting requirements for entities seeking recovery under Act 120 of 2018 (Act 120) (66 Pa.C.S. § 1311(b)) because the PUC is being too prescriptive in its proposed regulations. This commentator notes that it is subject to the PUC's jurisdiction and is also subject to drinking water, environmental and operational standards established by the Pennsylvania Department of Environmental Protection (DEP) and the United States Environmental Protection Agency (EPA). Lead service lines (LSLs) are the subject of the EPA Lead and Copper Rule (LCR) which is enforced by DEP. The commentator explains,

Environmental regulations direct actions and requirements related to LSL remediation efforts and range from a health-based "action level" to inventory, sampling, LSL replacement and customer notification requirements. The EPA published National Primary Drinking Water Regulations: Lead and Copper Rule Revisions (LCRR) in the Federal Register on January 15, 2021. The LCRR are slated to become effective on June 17, 2021, and establish a compliance date of January 16, 2024. The LCRR will modify existing requirements related to LSL replacements and will impact how entities structure their LSL replacement programs.

The commentator's primary concern as it pertains to LSLs is that the PUC's proposed regulations would establish requirements that do not align with the LCRR. The commentator asserts that it is not appropriate for the PUC to claim jurisdiction over inventory, replacement and customer notification requirements, and other water qual-

ity issues that have been specifically addressed in environmental regulations. The commentator is concerned that entities that work to comply with the LCRR and elect to seek recovery under Act 120 will face unnecessary challenges in meeting different directives in overlapping regulations.

Acknowledging that, as of the date of the release of these comments, the effective date of the LCRR has been delayed until December 16, 2021, we ask the PUC to ensure that the final regulation aligns with the LCRR to the extent that the PUC deems appropriate. We ask the PUC to explain how implementation of the final regulation minimizes fiscal impacts for entities seeking recovery under Act 120.

Annex A

Chapter 65. Water Service

Subchapter B. Lead Service Line Replacements

2. Section 65.52. Definitions.—Protection of public health, safety and welfare; Clarity; Reasonableness.

"Customer-owned lead service line"

"Customer-owned lead service line" is defined as "the portion of the lead service line extending from the curb, property line or entity connection to an entity's water meter or, if the entity's meter is located outside of the structure or water is not metered by the entity, at the first shutoff valve located within the structure." Commentators' feedback illustrates that utilities define the customer-owned portion of the service line differently. We ask the PUC to amend the definition in the final regulation to ensure clarity for the regulated community.

"LSL—Lead service line"

The PUC defines "LSL" as "a service line made of lead that connects the water main to a building inlet and a lead pigtail, gooseneck or other fitting that is connected to the lead line." Commentators note that the definition of LSL does not include service lines made of galvanized iron or galvanized steel as defined by the LCRR. We ask the PUC to amend the definition and modify any other portions of the final regulation as necessary to support this definition.

"LSLR Project Area—Lead service line project area"

The proposed regulation includes a definition for "LSLR—Lead service line replacement." We ask the PUC

to revise the heading of the definition of “LSLR Project Area—Lead service line project area” to include the word “replacement.”

A “LSLR Project Area” is defined as “the area served by an entity located within a 1-mile radius of a lead service line replacement project.” Commentators assert that a one-mile radius may be too burdensome for entities and that the one-mile distance qualifier would create a patchwork of qualifying customers. We ask the PUC to explain how the definition in the final regulation reasonably protects the public health, safety and welfare.

“Service line”

The proposed regulation defines “service line” as “the pipe and appurtenances which connect any main to an entity’s water meter or, if the entity’s water meter is located outside of the structure or the connection is not metered by the entity, at the first shutoff valve located within the structure.” A commentator notes that the first shutoff valve may be located on the opposite side of where the service line is brought in to the structure. We ask the PUC to clarify the definition in the final regulation to ensure that LSLRs are conducted in an efficient and cost-effective manner.

3. Section 65.53. Time to replace LSLs.—Economic or fiscal impacts; Protection of public health, safety and welfare; Reasonableness; Implementation.

The language proposed under Subsections (a) and (b) imposes a maximum timeframe of 25 or 30 years (the timeframe being dependent upon the classification of an entity) for removal and replacement of all LSLs within or connected to its water distribution systems. A commentator asserts that due to the acute risk to consumer health and safety the PUC should reduce the lengthy timeline to ten years, and notes that the entire cost of LSLR programs does not need to be recovered within the same timeframe for replacement. We ask the PUC to explain the reasonableness of the implementation timeframe in the final regulation and how it protects the public health, safety and welfare while balancing the fiscal impacts.

4. Section 65.55. LSLR Program requirements.—Clarity; Reasonableness; Implementation.

Under Subsection (a), an entity must file a LSLR Program within one or two years (the timeframe depending upon the classification of the entity) of the effective date of this section. How does this requirement impact an entity that has an existing program? A commentator asserts that creation of a LSLR Program will be challenging and of limited value for entities that do not have an inventory in place. The commentator asks for a timeframe consistent with the requirements set forth in the LCRR. We ask the PUC to explain how the implementation requirements of this provision in the final regulation are reasonable and will impact existing programs.

Subsection (d) states, “After initial PUC approval of an entity’s LSLR Program, the LSLR Program must be subject to review in all future base rate cases. An entity shall submit any modification to the LSLR Program for review with its base rate case.” Commentators assert that a LSLR Program should not be required to be reviewed in each base rate case, and that an entity should be able to file a petition to modify its LSLR Plan or a proposed tariff revision pursuant to 66 Pa.C.S. § 1308(a). Commentators assert that changes by DEP or EPA could force an entity to violate the LCR or its approved LSLR Plan if a change cannot be made outside of the base rate case. Is it the PUC’s intent to limit opportunities for the submission of

modifications? We ask the PUC to clarify the final regulation or explain the reasonableness of requirements in the final regulation. This comment applies to similar language in Section 66.35(c) (relating to [damaged wastewater service lateral (DWSL)] Program requirements).

5. Section 65.56. LSLR Plan requirements.—Public health, safety and welfare; Clarity; Need; Reasonableness.

Subsection (a) Service Line Inventory.

Under Paragraphs (a)(1) and (2), the PUC provides entities with timelines for completing a Service Line Inventory. A commentator expresses concern regarding the definition of “complete,” asserting that the LSLR should only be deemed complete when full remediation and restoration efforts have occurred. We ask the PUC to clarify how completion of the LSLR will be determined.

Under Subparagraph (a)(4)(i), an entity’s Service Line Inventory must “[i]dentify the material type of all entity-owned and customer-owned service lines within and connected to the entity’s distribution system.” Under Subparagraph (a)(4)(ii), the inventory must “be grouped by material type and diameter.” A commentator asserts that the purpose of Act 120 is to find and replace lead service lines, and that the identification of “not lead” should suffice since that is consistent with the LCR. The commentator states that the service line material and diameter are not needed. What is the need for identifying and grouping by material types? If this language is retained in the final regulation, we ask the PUC to explain the reasonableness of and need for collecting this information, and to clarify what is meant by the term “grouped.”

Subsection (b) Planning and replacements.

Paragraph (b)(10) addresses how an entity will document the procedure regarding a customer’s refusal of, or failure to accept, the offer by the entity to replace a LSL.

Under Subparagraph (b)(10)(ii) an entity must “[i]nform the customer that refusal or failure to accept will require the customer to replace the customer-owned LSL, at the customer’s expense, *within 1 year of commencement of an entity’s LSLR Project* within a LSLR Project Area in order to be eligible for reimbursement.” (Emphasis added.) Is this one year prior to or after commencement? What marks a project’s commencement? We ask the PUC to clarify what is meant by “within one year” and the phrase “commencement of an entity’s LSLR Project.” This comment also applies to Section 65.58(d) (relating to pro forma tariff or tariff supplement requirements), as well as similar language in Sections 66.36(a)(9)(ii) (relating to DWSL Plan requirements) and 66.38(d) (relating to pro forma tariff or tariff supplement requirements).

In Subparagraph (b)(10)(iii), an entity must “[c]ommunicate to the customer that failure to allow the entity to complete the LSLR or to replace the customer-owned LSL concurrent with the entity replacing the entity-owned LSL will lead to termination of water service under the provisions of the entity’s tariff.” Commentators express concern regarding the scenario where a landlord’s failure to respond or refusal to accept a LSLR places tenants at an increased risk of lead exposure and/or the loss of critical water services to their homes. The commentator suggests step-in rights for entities to provide LSLRs in such circumstances. We ask the PUC to clarify this section and other relevant provisions in the final regulation to ensure protection of the public health, safety and welfare in scenarios where inaction or refusal by a landlord may harm others.

Subsection (c) Communications, outreach, and education.

Subparagraph (c)(1)(i) requires an entity's LSLR Plan to describe how the entity will "[p]rioritize LSLR efforts to target sensitive populations as defined by the [EPA] or [DEP]. . . ." A commentator states that it is not aware of any EPA or DEP regulation that defines "sensitive populations." We ask the PUC to include where the regulated community can locate a definition of "sensitive populations" or clarify how the term is to be defined in the final regulation.

Subparagraph (c)(1)(iv) requires an entity's LSLR Plan to describe how the entity will "[e]nsure that relevant information will be provided to *all bill-paying customers and persons that receive drinking water from the entity. . . .*" (Emphasis added.) A commentator expresses concern regarding notifying a bill-paying customer who is not the property owner and requests more specificity regarding what is required in a landlord/tenant situation. Another commentator asks that this provision be amended to be consistent with the LCRR, requiring notification only to those served by LSLs and service lines of unknown material. The commentator notes that including those who do not have LSLs could cause confusion and would incur unnecessary costs. We ask the PUC to clarify this provision in terms of what is required in situations where the bill-payer is not the owner to ensure protection of the public health, safety and welfare. Also, we ask the PUC to explain the need for and reasonableness of notifying all bill-paying customers and persons that receive drinking water rather than targeting those who would be impacted. This comment also applies to the similar provision in Section 66.36(b)(1)(iii) (relating to DWSL Plan requirements).

Subparagraph (c)(1)(v) requires an entity's LSLR Plan to describe how the entity will "[p]rovide customers with copies of as-built drawings or similar depictions that indicate the location of the LSLR on the property between the customer's structure and the curb stop. An entity shall make a good faith effort to provide customers with relevant documents associated with the LSLR." A commentator states that it is unlikely to have as-built drawings of each customer's service line, and further asserts that sharing such information could pose a security risk to utility infrastructure. What is the need for providing a drawing or depiction of service lines? What are the "relevant documents associated with the LSLR"? We ask the PUC to explain the need for these provisions or amend the final regulation.

6. Section 65.57. Periodic review of LSLR Plan.—Implementation.

A commentator states that there should come a point in time when an entity has completed its LSLR Plan and obligations in the Chapter 65 regulations dissipate. We ask the PUC to amend the final regulation to establish implementation procedures for completion of a LSLR Plan.

7. Section 65.58. Pro forma tariff or tariff supplement requirements.—Economic or fiscal impacts; Protection of public health, safety and welfare; Clarity; Reasonableness; Implementation.

Subsection (a) LSLR Program annual cap.

An entity's pro forma tariff or tariff supplement containing proposed changes necessary to implement the entity's LSLR Program must address certain items. Paragraph (a)(1) states, "An entity's pro forma tariff or tariff supplement must include a cap on the *maximum number* of customer-owned LSLs that can be *replaced* annually."

(Emphasis added.) We note that this cap is described as a maximum number of replacements. However, Paragraph (d)(2) states, "If the *value of reimbursements* would cause the entity to exceed its annual budgeted cap on the number of LSLRs, the entity's annual budgeted cap for LSLRs for the following year must be reduced by this amount." (Emphasis added.) Is the annual cap based on the number of replacements or the value of reimbursements? If the annual cap is based on the number of replacements, how does the value of reimbursements impact the annual cap? We ask the PUC to explain these seemingly conflicting provisions of the LSLR Program annual cap in the Preamble to the final regulation. This comment also applies to similar provisions in Sections 66.38(a) and (d)(2) (relating to pro forma tariff or tariff supplement requirements).

Subsection (b) Service line demarcation.

Paragraph (b)(3) states, "An entity shall use the LSLR process to perfect the entity's ownership of the portion of the service line located within the then-existing right-of-way to ensure that the entity can obtain necessary permits." A commentator questions how an entity is to use the LSLR process to achieve the directed outcome. We ask the PUC to clarify this provision in the final regulation.

Subsection (c) Partial LSLRs.

Paragraph (c)(1) states, "Neither a property owner nor a bill paying customer may install a partial LSLR. A partial LSLR must result in termination of service until such time as the entity can replace the entity-owned LSL under [Section] 65.62 (relating to prohibition on partial LSLRs)." Several commentators express concern relating to termination of service. A commentator notes that terminating service for refusal to allow an entity to replace a customer-side LSL, or discovery of a partial replacement, will present difficulties for entities administering a LSLR. Another commentator asserts that the PUC should allow an entity to propose termination protocols based on the specific circumstances and service territory which will allow for different approaches where termination is not feasible or otherwise not appropriate. We ask the PUC to explain the reasonableness of requiring termination of service for a partial LSLR and how the final regulation protects the public health, safety and welfare.

Paragraph (c)(3) states, "Applicants for water service at a property where a customer previously refused or failed to accept an entity's offer of a LSLR may not be permitted to connect to the entity-owned service line until the applicant verifies the replacement of the customer-owned LSL by providing a paid invoice from a contractor *licensed to perform LSLR work in the Commonwealth* where applicable or a verified statement from the contractor attesting to completion of the LSLR." (Emphasis added.) A commentator questions the phrase "licensed to perform LSLR work in the Commonwealth" because the commentator is not aware of any such licensing requirements. We ask the PUC to clarify this provision in the final regulation. This comment also applies to Subsection (d)(1)(iii)(B) and Section 66.38(d)(1)(iii)(B) (relating to pro forma tariff or tariff supplement requirements).

Also related to Paragraph (c)(3), a commentator states that it seems that a utility is allowed to perform the partial LSLR provided that the customer's service has been terminated, which appears to contradict the requirements set forth in proposed Section 65.62 (relating to prohibition on partial LSLRs). We ask the PUC to explain how implementation of these two provisions is consistent.

Subsection (d) Reimbursements.

Clause (d)(1)(iii)(A) states, “Customers located within a LSLR Project Area are eligible for a reimbursement of LSLR expenses up to 125% of the average cost the entity would have incurred to perform the replacement of a similarly-sized service line, not to exceed the customer’s actual cost.” Some commentators assert that the provision should reflect that customers would be eligible for reimbursement at the lower of the customer’s actual cost or what the entity would have incurred to perform the replacement. However, another commentator states that the PUC’s proposed language appropriately recognizes that a customer’s costs to replace a LSL may exceed the entity’s cost to replace because the customer is unlikely to generate the same economies of scale as the entity. We ask the PUC to explain the reasonableness of the proposed language related to customer reimbursement in the final regulation. This comment applies similarly to Section 66.38(d)(1)(iii)(A) (relating to pro forma tariff or tariff supplement requirements).

Subsection (e) Warranty.

Subsection (e) states, “An entity’s pro forma tariff or tariff supplement must provide a warranty on LSLR work performed of a term of not less than 2 years.” Commentators request clarification that the warranty would not apply to a customer-side LSL replaced by someone other than the entity or the entity’s contractors. We ask the PUC to clarify this provision in the final regulation. This comment applies to Section 66.38(e) (relating to pro forma tariff or tariff supplement requirements), as well.

8. Section 65.59. LSLR Program Reports.—Need; Reasonableness.

Subsection (a) provides requirements for a LSLR Program Report to be filed by an entity with an approved LSLR Program. The PUC proposes to require an entity’s LSLR Program Report to identify thirteen items from the preceding year’s activities. Commentators assert that several of the proposed metrics are not necessary or useful information for an entity’s lead remediation efforts. For example, a commentator states that it is irrelevant to capture the length and pipe diameter of LSLs replaced. The commentator points out that certain data points, such as “actual cost of each LSLR by county” and “total annual LSLR expenditures for the calendar year by customer class” can be difficult to determine. We ask the PUC to explain the need for and reasonableness of the items required for the LSLR Program Reports in the final regulation.

9. Section 65.60. Accounting and financial.—Statutory authority; Economic or fiscal impacts; Reasonableness.

Subsection (b) states, “An entity may defer:

(1) Income taxes related to no cost and low-cost sources of funding for LSLRs, including applicable income taxes on contributions-in-aid-of-construction and/or below-market rate loans, for accounting purposes to the extent that such costs are not recovered through the entity’s existing base rates or [distribution system improvement charge]. Prudent and reasonable deferred income taxes must be amortized over a reasonable period of time with a return on the entity’s investment.

(2) Service line inventory, LSLR program development, LSLR Plan, LSLR Program Report, and reimbursement expenses for accounting purposes to the extent that such costs are not recovered through the entity’s existing base rates. Prudent and reasonable deferred expenses must be

amortized over a reasonable period of time without a return on the entity’s investment, unless the PUC, under 66 Pa.C.S. § 523 (relating to performance factor consideration), finds that providing a return on the entity’s investment is warranted based on sufficient supporting data submitted by the entity in its rate case filing.”

A commentator asserts that LSLRs should not be recorded as intangible assets. Another commentator asserts that this section goes beyond the requirements of Act 120, which does not authorize utilities to defer income taxes or expenses related to the implementation of these requirements. The commentator expresses further concerns related to the language in Paragraph (b)(1) that would permit a return on the entity’s investment. The commentator states that it is not appropriate for the utility to earn a return on operating expenses and is contrary to sound ratemaking principles. We ask the PUC to provide its statutory authority regarding tax deferment and explain the reasonableness of the fiscal impacts of these provisions in the final regulation. This comment applies to similar language in Section 66.40(b) (relating to accounting and financial).

10. Section 65.61. Preexisting LSLR activities.—Clarity.

This section addresses an entity that received prior PUC approval to perform LSLR activities. A commentator asks for clarification regarding an entity that has a pending rate case before the PUC at the time that these regulations go into effect. We ask the PUC to ensure that the final regulation clarifies these procedures.

11. Section 65.62. Prohibition on partial LSLRs.—Economic or fiscal impacts; Protection of public health, safety and welfare; Clarity; Reasonableness.

In part, this section states, “The following provisions must apply after the effective date of this section:

(a) Where a customer elects to replace a customer-owned LSL, an entity shall replace the connected entity-owned LSL concurrent with the customer’s replacement of the customer-owned LSL, subject to the following:

(1) A Class A public utility or authority shall replace the entity-owned LSL within 90 days of the date of the customer’s request or on the LSLR date specified by the customer, whichever is later.

(2) A Class B or Class C public utility or a municipal corporation shall replace the entity-owned LSL within 180 days of the date of the customer’s request or on the LSLR date specified by the customer, whichever is later.”

A commentator asserts that there is some confusion as to when a utility’s obligation is triggered to replace a LSL. The commentator states that under Subsection (a), it appears that a utility is required to replace its portion of the LSL within a certain time period if the customer provides notice to the utility that it will be replacing the customer-owned portion. This could be problematic if the utility has not yet developed economies of scale in a particular area, or if such requirements would unreasonably burden the utility’s prioritized replacements and schedule. We ask the PUC to clarify this provision in the final regulation or explain the reasonableness of the fiscal impacts if the language remains unchanged at final.

As noted previously, commentators express concerns over termination provisions such as in Subsection (c) which states, “If a customer refuses, or fails to accept, an entity’s offer to replace a customer-owned LSL, the entity shall replace the entity-owned portion of the LSL in

accordance with the entity's LSLR Plan and terminate service in accordance with the entity's tariff." Particular concerns exist related to landlord/tenant and tangled title scenarios. Commentators note the potential harm from terminating water service may also pose health and safety risks. We ask the PUC to ensure protection of the public health, safety and welfare in this provision of the final regulation, particularly in scenarios where inaction or refusal by a landlord or a tangled title may harm others.

Annex B

Chapter 66. Wastewater Service

Subchapter B. Damaged Wastewater Service Laterals

12. Section 66.32. Definitions.—Protection of public health, safety and welfare; Clarity; Reasonableness.

"Customer"

The PUC proposes to define "customer" as "a party contracting with a public utility for service." A commentator questions whether this definition adequately captures who has the responsibility or ownership over the DWSL in the case of a landlord/tenant or tangled title situation. We ask the PUC to clarify the term in the final regulation or explain how the definition in the final regulation protects the public health, safety and welfare.

"Company's service lateral" and *"Customer's service lateral"*

The proposed regulation defines "company's service lateral" as "the portion of a service lateral owned by the company, extending from a main to the inlet connection of a customer's service lateral at the curb or property line," and defines a "customer's service lateral" as "the portion of a service lateral owned by the customer, most often extending from the curb, property line or utility connection to a point 2 feet away from the face of the foundation of the structure." A commentator states that all laterals in its service territory are owned and are the responsibility of the customer or property owner. Another commentator submits that it may be more appropriate to allow each entity to define this term in a way that best suits the entity's circumstances and service territory. We ask the PUC to explain why the definition in the final regulation is reasonable and how it protects the public health, safety and welfare.

"DWSL—Damaged wastewater service lateral"

The PUC defines "DWSL" as "a customer's service lateral containing a single area or a combination of several areas, acting collectively, identified by visual or other means, along the length of the lateral which has or have been determined to significantly impair the intended function of the customer's service lateral to convey wastewater flow to the company's service lateral and keep inflow and infiltration flows, within reason, out of the customer's service lateral." A commentator asserts that replacement efforts should be focused on situations in which the portion of private laterals in the public right-of-way fail or are damaged because such failures can cause harm to the public in the form of sinkholes, contamination to surrounding areas and potential harm to private properties. The commentator notes, however, that these types of situations do not necessarily create inflow and infiltration issues. We ask the PUC to explain how the definition in the final regulation protects the public health, safety and welfare generally, as well as specifically in situations which may be unrelated to inflow and infiltration issues.

13. Section 66.33. DWSL Program parameters.—Protection of public health, safety and welfare.

Subsection (b) states that "[a]n entity's purpose for petitioning the [PUC] for approval of a DWSL Program shall be linked to" certain conditions related to excessive inflow and infiltration or wastewater overflows. A commentator suggests adding an option for a situation in which the damaged lateral is otherwise creating a public health and/or safety hazard, and permitting an entity to file an amendment to its approved long-term infrastructure improvement plan (LTIIP) after the PUC approves its plan. We ask the PUC to amend this provision or explain how retaining the proposed language at final protects the public health, safety and welfare.

14. Section 66.34. Petitioning the [PUC] for a DWSL Program.—Clarity; Reasonableness.

Subsection (b) states, "An entity that has a [PUC]-approved LTIIP shall include with its DWSL Program petition a modified LTIIP containing a DWSL Plan as a separate and distinct component of the entity's LTIIP." A commentator asks for the opportunity to file for an amendment to its LTIIP after its DWSL Program petition is approved by the PUC. Is it the PUC's intent to limit opportunities for modifications? We ask the PUC to clarify the final regulation or explain the reasonableness of this requirement.

15. Section 66.38. Pro forma tariff or tariff supplement requirements.—Protection of public health, safety and welfare.

Paragraph (d)(4) states, "A customer's refusal of a DWSL replacement offer by the entity does not negate the customer's ability to submit for reimbursement in accordance with the entity's reimbursement procedure once the customer has independently replaced a DWSL." A commentator raises the issue of whether a customer should be able to refuse to accept an offer to replace a private wastewater lateral where the reason for the replacement is to reduce or eliminate a public health or safety risk. The commentator suggests amending the final regulation similar to the termination language related to water service. However, we again note concerns related to the impacts of termination language and the potential for public harm. We ask the PUC to explain how this provision in the final regulation protects the public health, safety and welfare.

16. Section 66.39. DWSL Program Reports.—Need; Reasonableness.

Subsection (a) provides requirements for an entity with an approved DWSL Program to file with the PUC a DWSL Program Report by March 1 of each year. The proposed language states, "If an entity is implementing its DWSL Program as part of a LTIIP, the entity shall include a DWSL Program Report as part of the entity's [annual asset optimization (AAO)] plan under [Section] 121.6(b)(3) (relating to AAO plan filings)."

Under Subsection (b), an entity's DWSL Program Report must identify 16 items from the preceding year's activities. A commentator has objections to several of the metrics, especially in the timeframe for submission of an AAO plan. For instance, the commentator does not believe "length, pipe diameter and replacement method by county or the length, diameter, material type broken down by county, flow type, or system type is necessary in [AAO plan] reporting." Further, the commentator "does not have nor could it easily obtain a marginal cost of [inflow and infiltration] for each of the entity's wastewater systems, by individual sewershed broken down by

whether the entity provides treatment. [Inflow and infiltration] varies year to year depending on precipitation and antecedent soil moisture and groundwater level conditions.” Additionally, the commentator notes that one of the difficulties with fixing certain leaks within a system is that that specific fix may cause other issues within the system. We ask the PUC to explain the need for and reasonableness of the report requirements contained in this provision of the final regulation.

17. Compliance with the RRA; Economic or fiscal impacts.

Section 5.2 of the RRA (71 P.S. § 745.5b) directs this 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 and reasonableness. To make that determination, the Commission must analyze the text of the proposed regulation and the reasons for the new or amended language. The Commission also considers the information a promulgating agency is required to provide under Section 5 of the RRA in the Regulatory Analysis Form (RAF) (71 P.S. § 745.5(a)).

The information contained in the RAF submitted by the PUC at proposed is not sufficient to allow this Commission to determine if the regulation is in the public interest. RAF # 15 requires the promulgating agency to identify the types and number of persons, businesses, small businesses and organizations which will be affected by the regulation. The PUC’s response does not address whether any of the entities would be considered small businesses, and if so, how many. Likewise, the PUC does not address in RAF # 17 the economic impacts of the regulation on water and wastewater customers. Additionally, RAF # 20 addresses municipal corporations that provide water or wastewater service beyond their corporate limits. However, the PUC does not indicate how many such municipal corporations exist. We ask the PUC to amend the final RAF to address these and any related responses regarding economic or fiscal impacts and small businesses.

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 21-1295. Filed for public inspection August 13, 2021, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Kelly Lynn Klink; Doc. No. SC21-07-025

Notice is hereby given of the Order to Show Cause issued on July 29, 2021, by the Deputy Insurance Commissioner in the previously-referenced matter. Violations of the following are alleged: sections 611-A(20) and 678-A(b) of The Insurance Department Act of 1921 (40 P.S. §§ 310.11(20) and 310.78(b)).

The respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—588 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102, ra-hearings@pa.gov.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Domenica Dean, Agency ADA Coordinator at (717) 705-4194.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 21-1296. Filed for public inspection August 13, 2021, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Renewal of Designation as a Certified Reinsurer

Equator Reinsurances Limited has applied for renewal of its designation as a certified reinsurer in this Commonwealth. The application was received on June 30, 2021, and was made under section 319.1 of The Insurance Company Law of 1921 (40 P.S. § 442.1) and 31 Pa. Code § 161.3a (relating to requirements for certified reinsurers).

Persons who wish to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements must be e-mailed to Douglas Coleman, doucoleman@pa.gov, Kaushik K. Patel, kaupatel@pa.gov and Kimberly A. Rankin, krankin@pa.gov. Comments received will be forwarded to the applicant for appropriate response.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 21-1297. Filed for public inspection August 13, 2021, 9:00 a.m.]

INSURANCE DEPARTMENT

Geisinger Health Plan (GSHP-132929816); Small Group HMO—Transitional Filing; Rate Filing

Geisinger Health Plan submitted a rate filing to increase the premium rates for its Small Group HMO nongrandfathered plans. The filing proposes a rate increase of 0% and will affect approximately 1,511 members with policies renewing in November and December of 2021.

Unless formal administrative action is taken prior to October 9, 2021, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department’s web site at www.insurance.pa.gov (hover

the cursor over the “Consumers” tab, select “Consumer,” then under “Resources” select “Product Notices”).

Interested parties are invited to submit written or e-mail comments, suggestions or objections to James Laverty, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 21-1298. Filed for public inspection August 13, 2021, 9:00 a.m.]

INSURANCE DEPARTMENT

Geisinger Quality Options (GSHP-132929736); Small Group PPO—Transitional Filing; Rate Filing

Geisinger Quality Options submitted a rate filing to increase the premium rates for its Small Group PPO nongrandfathered plans. The filing proposes a rate increase of 17.5% and will affect approximately 5,451 members with policies renewing in November and December of 2021.

Unless formal administrative action is taken prior to October 9, 2021, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department’s web site at www.insurance.pa.gov (hover the cursor over the “Consumers” tab, select “Consumer,” then under “Resources” select “Product Notices”).

Interested parties are invited to submit written or e-mail comments, suggestions or objections to James Laverty, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 21-1299. Filed for public inspection August 13, 2021, 9:00 a.m.]

INSURANCE DEPARTMENT

MedAmerica Insurance Company; Rate Increase Filing for Several LTC Forms (SERFF # MILL-132822823); Rate Filing

MedAmerica Insurance Company is requesting approval to increase the premium an aggregate 12.1% on 222 policyholders with individual LTC forms 14515-PA (the 515 Series) and 14785-PA (the 780 Series).

Unless formal administrative action is taken prior to October 29, 2021, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department’s web site at www.insurance.pa.gov (hover the cursor over the “Consumers” tab, then select “Pending Long Term Care Rate Filings”).

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 21-1300. Filed for public inspection August 13, 2021, 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, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before August 30, 2021. Filings must be made electronically through eFiling to the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by August 30, 2021. In accordance with the Commission’s Emergency Order at M-2020-3019262, all parties participating in matters pending before the Commission are required to eFile their submissions by opening an eFiling account and accepting eService. Individuals can sign up for a free eFiling account with the Secretary of the Commission through the Commission’s eFiling system at <https://www.puc.pa.gov/efiling/Default.aspx>. 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. The documents filed in support of the application are only available for inspection through the Commission’s web site at www.puc.pa.gov by searching under the previously listed docket number or by searching the applicant’s web site.

Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.

A-2021-3026668. Network Connect Tours, LLC (336 Jackson Street, Apartment A, Olyphant, Lackawanna County, PA 18447) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Lackawanna, Lehigh, Luzerne, Monroe and Northampton and the City and County of Philadelphia to points in Pennsylvania, and return.

A-2021-3027565. Wigo Transport, LLC (613 Lehman Street, Lebanon, Lebanon County, PA 17046) for the right to begin to transport, as a common carrier, by motor vehicle, mobility challenged persons in paratransit service, between points in the Counties of Adams, Berks, Carbon, Cumberland, Dauphin, Franklin, Fulton, Huntingdon, Juniata, Lancaster, Lebanon, Lehigh, Montour, Northampton, Northumberland, Perry, Schuylkill, Snyder, Union and York.

A-2021-3027647. Mr. Lee Transportation, LLC (6316 Newtown Avenue, Philadelphia, PA 19111) in limousine service, between points in the Counties of Bucks, Chester, Delaware and Montgomery.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.

A-2021-3027649. Tradestorm, LLC (P.O. Box 12752, Reading, Berks County, PA 19612) household goods in use, between points in Pennsylvania.

Application of the following for the approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.

A-2021-3027492. Krapf's Transit, Inc. (1030 Andrew Drive, West Chester, Chester County, PA 19380) partial discontinuance of scheduled route service, authorized at A-6417729. Carrier is discontinuing the right to transport as a common carrier, by motor vehicle, persons, baggage, express and newspapers, on schedule, in either direction over the following route: the intersection of First Avenue and Lincoln Highway in the City of Coatesville, Chester County, thence eastwardly by the Lincoln Highway (United States Route 30) through the Borough of Downingtown, to the intersection of Highway Route 100, in the Village of Exton, thence southwardly on State Route 100, through the Borough of West Chester, Chester County and; right No. 3 of the original ordering paragraph which states: to transport as a common carrier, by motor vehicle, persons, baggage, express and newspapers, on schedule, in either direction over the following route: Beginning at the intersection of United States Route 30 and Highway Route 100 in the Village of Exton, Chester County, thence on United States Route Highway 30, for two tenths of a mile to entrance of the shopping center called Exton Square, thence on private grounds into and around the shopping center and returning to United States Highway Route 30 and westwardly to the intersection of Highway Route 100. After the partial discontinuance of scheduled route service, carrier's scheduled route service will read as such: 1. To transport as a common carrier, by motor vehicle, persons, baggage, express and newspapers, on schedule, in either direction over the following route: Beginning at High Street to the Wilmington Pike, thence on Wilmington Pike to the intersection of United States Route 202, thence southwardly on United States Route 202 to the Delaware state line, with the right to serve the Coatesville Veterans Administration Hospital, 1 mile north of United States Route Highway 30, in Caln Township, Chester County, by their own access road of Black Horse Road, depending on weather conditions. 2. To transport as a common carrier, persons, baggage, express and newspapers, on schedule, in either direction over the following route: Beginning at the intersection of High and Market Streets in the City of West Chester, Chester County, thence eastwardly by Market Street to Paoli Pike to the intersection of Route 352, thence northwardly on Route 352 to the intersection with King Road, thence eastwardly on King Road through the Borough of Malvern to United States Highway Route 30 in the Borough of Paoli, thence to the Paoli Railroad Station, thence westwardly on United States Highway Route 30 to Route 401, thence westwardly on Route 401 to Mill Lane, thence northwardly on Mill Lane to an unmarked highway connecting to Boot Road, thence northwardly on Boot Road to the intersection of Highway

Route 29, thence southwardly on Route 29 to the intersection of United States Highway Route 30, thence eastwardly on Route 30 to the Paoli Railroad Station, thence return to West Chester by the same route, except in West Chester, entering on Gay Street, the one way street going west; and from the intersection of High and Market Streets, southwardly on High Street to United States Highway Route 202, to the intersection of United States Highway Route 1 at Painter's Crossroads, thence southwardly on United States Highway Route 1 (Business Route) through the Village of Chadds Ford, Delaware County, the Villages of Hamorton and Longwood, the Borough of Kennett Square, the Villages of Toughkenamon and Avondale, the Borough of West Grove, the Villages of Jennersville and Lincoln University and the Borough of Oxford, all in the County of Chester, with the right to serve all intermediate points. 3. To transport as a common carrier, persons, baggage, express and newspapers, on schedule over the following route: Beginning at Immaculata College, in the Village of Immaculata, East Whiteland Township, Chester County, by King Road to the intersection of Route 352 and King Road, and return over the same route, with the right to serve all intermediate points on the same route, as a spur route off the base route described at right No. 2. 4. To transport as a common carrier, persons on schedule over various routes in the City of Coatesville, Chester County and the Townships of Caln and Valley, Chester County. *Attorney:* Thomas Niesen, Esquire, Thomas, Niesen & Thomas, LLC, 212 Locust Street, Suite 302, Harrisburg, PA 17101.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 21-1301. Filed for public inspection August 13, 2021, 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 30, 2021, 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. A J Koller, LLC; Docket No. C-2021-3024884

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 A J Koller, LLC, (respondent) is under suspension effective March 09, 2021, for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 415 Butter Road, York, PA 17404.

3. That respondent was issued a Certificate of Public Convenience by this Commission on December 21, 2017, at A-8920491.

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-8920491 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,
Andrew Turriziani
Chief of Motor Carrier Enforcement
Bureau of Investigation and Enforcement
400 North Street
Harrisburg, PA 17120

VERIFICATION

I, Andrew Turriziani, Chief of 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: April 7, 2021

Andrew Turriziani
Chief of 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. 21-1302. Filed for public inspection August 13, 2021, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer by Sale

A-2021-3027666. PPL Electric Utilities Corporation. Application of PPL Electric Utilities Corporation for approval of the transfer by sale of real property and facilities located at 249 Dunham Drive, Dunmore, Luzerne County to Assai Energy, LLC.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before August 30, 2021. 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 available only online for inspection and copying on the Pennsylvania Public Utility Commission's (Commission) web site at www.puc.pa.gov and at the applicant's business address. In accordance with the Commission's Emergency Order at M-2020-3019262, parties participating in matters pending before the Commission are required to eFile their submissions by opening an eFiling account—free of charge—through the Commission's web site and accepting eService.

Applicant: PPL Electric Utilities Corporation

Through and By Counsel for: Kimberly A. Klock, Esquire, Michael J. Shafer, Esquire, PPL Services Corporation, Office of General Counsel, Two North Ninth Street,

Allentown, PA 18101, (610) 774-5696, (610) 774-2599, fax (610) 774-4102, kklock@pplweb.com, mishafer@pplweb.com

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 21-1303. Filed for public inspection August 13, 2021, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Notice of Motor Carrier Applications in the City of Philadelphia

The following permanent authority application to render service as common carriers in the City of Philadelphia has been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than August 30, 2021. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The application is available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business addresses of the respective applicants or attorneys, or both.

Doc. No. A-21-07-10. Blessed Trans, LLC (6728 Sylvester Street, Philadelphia, PA 19149): An application for a medallion taxicab certificate of public convenience to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 314 Cherry Avenue, Voorhees, NJ 08043.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 21-1304. Filed for public inspection August 13, 2021, 9:00 a.m.]

