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Agencies in this issue

The Courts
Delaware River Basin Commission
Department of Banking and Securities
Department of Environmental Protection
Department of Health
Department of Labor and Industry
Department of Revenue
Health Care Cost Containment Council
Insurance Department
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
State Board of Examiners in Speech-Language
Pathology and Audiology
State Board of Optometry
Susquehanna River Basin Commission
Detailed list of contents appears inside.



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

No. 581, April 2023

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CONTENTS

THE COURTS

DISCIPLINARY BOARD OF THE SUPREME COURT
 Current schedule of continuing legal education courses required for reinstatement under §§ 89.275 and 89.279 of the Disciplinary Board rules 2304

LOCAL COURT RULES

Adams County
 Rules of criminal procedure; administrative order No. 2 of 2023 2292
 Rules of criminal procedure; administrative order No. 3 of 2023 2296

Crawford County
 In the matter of adoption of local criminal rules of procedure; No. AD 1 of 2022 (3 documents) 2296, 2297

Lycoming County
 Amendments to the rules of civil procedure; doc. No. CV-2023-00001 2297

Wayne County
 Local criminal rule 117; No. Criminal-AD-6-2023 2304

SUPREME COURT
 Reestablishment of the Magisterial Districts within the 27th Judicial District of the Commonwealth of Pennsylvania; No. 532 magisterial rules docket 2305

EXECUTIVE AND INDEPENDENT AGENCIES

DELAWARE RIVER BASIN COMMISSION
Notices
 Public hearing and business meeting 2325

DEPARTMENT OF BANKING AND SECURITIES
Notices
 Actions on applications 2326

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Notices
 Applications, actions and special notices 2327

DEPARTMENT OF HEALTH
Notices
 Long-term care nursing facilities; requests for exception 2388

DEPARTMENT OF LABOR AND INDUSTRY

Notices
 Uniform Construction Code Review and Advisory Council 2021 triennial code review public comment period 2389
 Uniform Construction Code Review and Advisory Council 2021 triennial code review technical advisory participation 2389

DEPARTMENT OF REVENUE

Notices
 Pennsylvania \$50 and \$100 Frenzy fast play game 5195 2389
 Pennsylvania Best Dad in the World fast play game 5196 2392
 Pennsylvania Hole in Won fast play game 5197 2399

HEALTH CARE COST CONTAINMENT COUNCIL

Notices
 Meetings scheduled 2403

INSURANCE DEPARTMENT

Notices
 Ian Asok Kumar; license denial appeal; doc. No. AG23-04-002 2404
 Surplus lines agents and interested parties; export list of insurance coverages 2404

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Notices
 Service of notice of motor carrier applications 2404
 Telecommunications (2 documents) 2405

PHILADELPHIA PARKING AUTHORITY

Notices
 Service of notice of motor carrier applications in the City of Philadelphia 2406

STATE BOARD OF EXAMINERS IN SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

Proposed Rulemaking
 Child abuse reporting requirements 2316

STATE BOARD OF OPTOMETRY

Proposed Rulemaking
 Child abuse reporting requirements 2306

SUSQUEHANNA RIVER BASIN COMMISSION

Notices
 Public hearing 2406

Available Online at <http://www.pacodeandbulletin.gov>

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

Pennsylvania Bulletin

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

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

The following documents are published in the *Pennsylvania Bulletin*: Governor's Executive Orders; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

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

Adoption, Amendment or Repeal of Regulations

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

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

The agency then allows sufficient time for public comment before taking final action. A Final Rulemaking must be published in the *Pennsylvania Bulletin* before the changes can take effect. If the agency wishes to adopt changes to the Proposed Rulemaking to enlarge the scope, it must repropose.

Citation to the Pennsylvania Bulletin

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

Pennsylvania Code

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

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

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government.

How to Find Rules and Regulations

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

Source Notes give the history of regulations. To see if there have been recent changes not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

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

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

The *Pennsylvania Bulletin* is available at www.pacodeandbulletin.gov.

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Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

A fiscal note provides the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the 5 succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the 5 succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; and (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years. In item (8) the recommendation, if any, made by the Secretary of the Budget is published with the fiscal note. "No fiscal impact" means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended. See 4 Pa. Code Chapter 7, Subchapter R (relating to fiscal notes).

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2023.

4 Pa. Code (Administration)

Adopted Rules

1	930
5	596, 930, 1156
6	7, 704
7	705, 821
7a	7

Statements of Policy

9	611, 1177, 1511, 1946
---	-----------------------

12 Pa. Code (Commerce, Trade and Local Government)

Adopted Rules

145	830
-----	-----

25 Pa. Code (Environmental Protection)

Adopted Rules

109	333, 943
121	465
129	465
901	830
903	830

28 Pa. Code (Health and Safety)

Adopted Rules

1113	1275
1141	1275
1141a	1275
1151	1275
1151a	1275
1161	1275
1161a	1275
1171	1275
1171a	1275
1181	1275
1181a	1275
1191	1275
1191a	1275
1211	1275
1211a	1275
1230	1275
1230a	1275

Statements of Policy

1171a	1179
-------	------

31 Pa. Code (Insurance)

Proposed Rules

89	2046
----	------

34 Pa. Code (Labor and Industry)

Proposed Rules

123	2165
-----	------

37 Pa. Code (Law)

Statements of Policy

471	20
-----	----

40 Pa. Code (Liquor)

Adopted Rules

13	501
----	-----

49 Pa. Code (Professional and Vocational Standards)

Adopted Rules

16	14
17	14
18	16, 713
19	370

Proposed Rules

23	2306
45	2316

Statements of Policy

21	1806
----	------

55 Pa. Code (Human Services)

Adopted Rules

1101	376
------	-----

Proposed Rules

15	2169
----	------

58 Pa. Code (Recreation)

Adopted Rules

65	1385
131	1668
135	1668
141	1669
147	1670
631b	1671
635b	1671

Proposed Rules

63	2048
93	1176, 1679
133	1680
135	1932
137	1938
139	1681, 1690
141	1692
143	1940
147	1695

204 Pa. Code (Judicial System General Provisions)

Adopted Rules

33	1394
81	2162
213	2035

Proposed Rules

303a	125
307	256
307a	256
311	260, 321

207 Pa. Code (Judicial Conduct)

Adopted Rules

1	2039
---	------

210 Pa. Code (Appellate Procedure)

Adopted Rules

69	1397
----	------

225 Pa. Code (Rules of Evidence)

Adopted Rules

Art. II	1051
---------	------

231 Pa. Code (Rules of Civil Procedure)**Adopted Rules**

200	322
1915	824
1920	1161
Part II	1052

Proposed Rules

200	1160
-----------	------

234 Pa. Code (Rules of Criminal Procedure)**Adopted Rules**

1	1053
---------	------

Proposed Rules

1	1790
6	1660

237 Pa. Code (Juvenile Rules)**Adopted Rules**

1	1055
11	1055, 1791
12	1791
13	1791
14	1791
15	1791
16	1791

Proposed Rules

11	2039
----------	------

246 Pa. Code (Minor Court Civil Rules)**Adopted Rules**

200	1056
300	1057

Proposed Rules

1200	707
------------	-----

249 Pa. Code (Philadelphia Rules)

Unclassified	11, 1162, 1169, 1171
--------------------	----------------------

252 Pa. Code (Allegheny County Rules)

Unclassified	2041
--------------------	------

255 Pa. Code (Local Court Rules)

Unclassified	11, 12, 322, 323, 324, 326, 464, 600, 601, 604, 608, 609, 610, 712, 827, 1060, 1061, 1064, 1398, 1509, 1664, 1665, 1800, 1804, 1928, 2045, 2162, 2292, 2296, 2297, 2304
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THE COURTS

Title 255—LOCAL COURT RULES

ADAMS COUNTY

Rules of Criminal Procedure; Administrative Order No. 2 of 2023

Order of Court

And Now, this 18th day of April, 2023, it is hereby Ordered:

1. Adams County Rules of Criminal Procedure 541, 541.1, 542, 542.1, 542.2, and 570.1 are enacted as follows:

Rules 536—[569] 540. Reserved.

(*Editor's Note:* The following rules are new and they are printed in regular type to enhance readability.)

Rule 541. Waiver of Preliminary Hearing.

A. A defendant represented by counsel may waive the right to a preliminary hearing by both the defendant and counsel executing a waiver in substantially the form set forth in Rule 541.1. The waiver shall be prepared by the presiding Magisterial District Judge prior to the defendant's execution of the waiver. Upon defendant's execution of the waiver, the waiver must be returned to and, if accepted, signed by the Magisterial District Judge. The executed waiver may be presented by counsel to the presiding Magisterial District Judge no later than the end of business on the Friday preceding the preliminary hearing.

B. If bail was set at preliminary arraignment, bail shall remain as set unless the defendant requests a hearing.

C. Bail for any defendant waiving preliminary hearing who has not otherwise been preliminarily arraigned by a Magisterial District Judge shall be set by the presiding Magisterial District Judge. Bail shall be noted by the Magisterial District Judge on the waiver form prior to

execution of the form by the defendant. Bail shall be conditioned upon compliance with the following conditions in addition to any special conditions set by the Magisterial District Judge:

1. The defendant must appear at all times required until full and final disposition of the case(s).

2. The defendant must obey all further orders of the bail authority.

3. The defendant must provide a current address and must give written notice to the bail authority, the Clerk of Courts, the District Attorney, and the court bail agency or other designated court bail officer, of any change of address within 48 hours of the date of the change.

4. The defendant must neither do, nor cause to be done, nor permit to be done on his or her behalf, any act as prescribed by Section 4952 of the Crimes Code (relating to intimidation of witnesses or victims), or by Section 4953 (relating to retaliation against witnesses or victims), 18 Pa.C.S. § 4952, 4953.

5. The defendant must refrain from criminal activity.

6. The Defendant must comply with any fingerprint order, if any is issued by this Court.

D. Execution of the waiver form by a party will indicate their acknowledgement of the bail conditions. The Magisterial District Judges are relieved from requiring further signature of the defendant on bail documentation.

E. When a waiver is executed and filed with the Magisterial District Judge pursuant to the terms of this section, the Magisterial District Judge shall confirm receipt of the same to defendant's counsel. Upon confirmation of receipt, the defendant's obligation to appear as previously directed is waived.

Rule 541.1. Form of Waiver.

The notice shall substantially be in the following form:

IN THE COURT OF COMMON PLEAS OF ADAMS COUNTY, PENNSYLVANIA

CRIMINAL

COMMONWEALTH OF PENNSYLVANIA

MJ-513 -

VS.

I verify that the foregoing is true and correct to the best of my knowledge:

1. I am represented by counsel of record and wish to waive my preliminary hearing.

2. If I am represented by counsel, my attorney concurs in this waiver.

3. I understand the nature of all charges against me.

4. I understand that I am required to report for formal arraignment before the Adams County Court of Common Pleas on the date and time provided to my attorney. In that regard, I will consult with my attorney concerning the date which I must appear. I am further aware that my presence at formal arraignment is required and if I fail to appear, the proceeding may be conducted in my absence and a bench warrant will be issued for my arrest.

5. I understand that my bail has been set at _____ and that failure to appear as directed at all future court proceedings or to otherwise comply with the conditions of bail as set forth hereinbelow may result in forfeiture of the bail bond and issuance of a warrant for arrest.

6. I understand that the conditions of my release as established in paragraph 5 above are as follows:

3. the terms, if any, of proposed plea offers and agreements.

B. The date of non-trial disposition conference shall be set annually by the Court Calendar with notice of the same provided to the parties at the time of preliminary hearing.

C. Attendance at the non-trial disposition conference is mandatory and appearing at the same shall be a standard condition of all bail.

D. Upon petition of the Commonwealth, and after hearing, the Court may revoke the defendant's bail for failure to appear at the non-trial disposition conference.

E. The non-trial disposition conference is a non-record proceeding.

2. Adams County Rules of Criminal Procedure 571, 571.1, 571.2, and 571.3 are vacated in their entirety and replaced as follows:

(Editor's Note: The following rules are new and they are printed in regular type to enhance readability.)

Rule 571. Waiver of Arraignment.

A defendant who is represented by counsel of record may waive appearance at formal arraignment by presenting to the Court prior to or at the time of formal arraignment a waiver in substantially the form set forth in Rule 571.1. The waiver shall be executed by both the defendant and counsel. If a defendant represented by counsel waives arraignment, the Commonwealth shall serve counsel of record with a copy of the criminal information within ten (10) days of the date the waiver is presented to the Court. The Commonwealth shall further provide counsel of record notice of the dates of defendant's plea day appearance and jury selection/trial within ten (10) days of the date the waiver is presented to the Court. Counsel waiving formal arraignment on behalf of a defendant shall be prepared to indicate on the record at the time of the plea day appearance and/or jury selection that the defendant was provided written notice as to the respective date and requirement that he/she must appear for plea and/or trial.

Rule 571.1. Form of Waiver.

The notice shall substantially be in the following form:

IN THE COURT OF COMMON PLEAS OF ADAMS COUNTY, PENNSYLVANIA

CRIMINAL

COMMONWEALTH OF PENNSYLVANIA

CP-01-CR-

VS.

WAIVER OF APPEARANCE AT FORMAL ARRAIGNMENT

I verify that the foregoing is true and correct to the best of my knowledge:

1. I understand that I have the right to be represented by counsel. I am represented by counsel of record and wish to waive my appearance at formal arraignment.

2. My attorney concurs in this waiver.

3. I understand the nature of all charges against me.

4. I am aware of my right to file motions, including a request for a bill of particulars, a motion for pre-trial discovery and inspection, a motion requesting transfer from criminal proceedings to juvenile proceedings pursuant to 42 Pa.C.S. § 6322, and an omnibus pre-trial motion. I am also aware of the time limits within which these motions must be filed.

5. I understand that I am required to report for future court proceedings including my plea date and date for trial on the date and time provided to my attorney. In that regard, I will consult with my attorney concerning the dates and times which I must appear. I am further aware that my presence at these events is required and if I fail to appear, it may be deemed a waiver of my right to be present and the proceedings may be conducted in my absence. Additionally, I understand a bench warrant will be issued for my arrest. I verify that the facts contained in the above pleading are true and correct to the best of my knowledge, information, and belief. I understand that the facts herein are verified subject to penalties for unsworn falsification to authorities under Section 4904 of the Crimes Code (18 Pa.C.S. § 4904).

Dated: _____

Defendant

I represent that I am counsel of record in this matter and I concur in this waiver. I further represent that I will advise the defendant of the date of plea day and trial before the Adams County Court of Common Pleas.

Dated: _____

Attorney

3. It is further Ordered that Administrative Orders No. 6 of 2020 and 13A of 2022 are vacated.

These rule amendments shall become effective after all the provisions of the Pennsylvania Rules of Judicial Administration 103 are met, to include the following:

1. A certified copy of this Order shall be submitted to the Criminal Procedural Rules Committee for review.
2. Upon receipt of a statement from the Criminal Procedural Rules Committee that the local rules are not inconsistent with any general rule of the Supreme Court, two (2) certified copies of this Order together with a computer diskette that complies with the requirement of 1 Pa. Code § 13.11(b), or other compliant format, containing the text of the local rule(s) adopted hereby shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. One (1) certified copy of this Order shall be forwarded to the Administrative Office of the Pennsylvania Courts.
4. A copy of the proposed local rules shall be published on the 51st Judicial District website.
5. This Order shall be filed in the Office of the Prothonotary of Adams County and a copy thereof shall be filed with the Adams County Clerk of Courts and the Adams County Law Library for inspection and copying.
6. The effective date of the local rules shall be thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

MICHAEL A. GEORGE,
President Judge

[Pa.B. Doc. No. 23-561. Filed for public inspection April 28, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

ADAMS COUNTY

Rules of Criminal Procedure; Administrative Order No. 3 of 2023

Order of Court

And Now, this 18th day of April, 2023, in concert with Administrative Order 2 of 2023 entered this date, Adams County Rule of Criminal Procedure 570 is also vacated in its entirety.

This rule amendment shall become effective after all the provisions of the Pennsylvania Rules of Judicial Administration 103 are met, to include the following:

1. A certified copy of this Order shall be submitted to the Criminal Procedural Rules Committee for review.
2. Upon receipt of a statement from the Criminal Procedural Rules Committee that the local rules are not inconsistent with any general rule of the Supreme Court, two (2) certified copies of this Order together with a computer diskette that complies with the requirement of 1 Pa. Code § 13.11(b), or other compliant format, containing the text of the local rule(s) adopted hereby shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. One (1) certified copy of this Order shall be forwarded to the Administrative Office of the Pennsylvania Courts.
4. A copy of the proposed local rules shall be published on the 51st Judicial District website.
5. This Order shall be filed in the Office of the Prothonotary of Adams County and a copy thereof shall be filed with the Adams County Clerk of Courts and the Adams County Law Library for inspection and copying.
6. The effective date of the local rules shall be thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

MICHAEL A. GEORGE,
President Judge

[Pa.B. Doc. No. 23-562. Filed for public inspection April 28, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CRAWFORD COUNTY

In the Matter of the Adoption of Local Criminal Rules of Procedure; No. AD 1 of 2022

Order

And Now, April 18, 2023, the Court *Orders* as follows:

1. Subsection (4) of Local Rule of Criminal Procedure 552, establishing deadlines for accepting negotiated pleas and jury trial waivers, is rescinded in its entirety; and
2. This Order shall be processed in accordance with Pa.R.J.A. 103(d), and effective thirty days after publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. SPATARO,
President Judge

[Pa.B. Doc. No. 23-563. Filed for public inspection April 28, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CRAWFORD COUNTY

In the Matter of the Adoption of Local Criminal Rules of Procedure; No. AD 1 of 2022

Order

And Now, April 18, 2023, the Court *Orders* as follows:

1. Local Rule of Criminal Procedure 575 (concerning motions) is amended in the following form, in which additions to the rule are shown in bold type and underlined; and
2. This Order shall be processed in accordance with Pa.R.J.A. 103(d), and effective thirty days after publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. SPATARO,
President Judge

Rule 575. Motions and [answers] **Motions Court.**

(a) There shall be a session of the Court for the optional presentation of motions every Monday, Wednesday, and Friday at 8:45 a.m., except on holidays and other times when no judge is available (“Motions Court”).

(b) Motions intended for consideration by a Motions Court Judge are not required to be filed in the Office of the Clerk of Courts in advance of such presentation. The Clerk of Courts or a designee shall be present at every session of Motions Court to receive such motions for filing. Motions are to be served upon the District Court Administrator concurrently with filing in accordance with Pa.R.Crim.P. 576(b)(1), (3).

(c) Motions presented at Motions Court must comply with Pa.R.Crim.P. 575(A) and (C), such as including the certificate of service required by Pa.R.Crim.P. 576(b)(4). No cover sheet or backer need be attached to the motion. Attaching a proposed order is encouraged, but not required.

(d) If the party presenting a motion at Motions Court, or otherwise filing a written motion, knows that the motion is consented to by the other party or parties, counsel for the moving party shall certify that consent within the motion so that the Court has that information in making a determination pursuant to Pa.R.Crim.P. 577 as to whether an answer and/or hearing and/or argument is necessary.

[Pa.B. Doc. No. 23-564. Filed for public inspection April 28, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CRAWFORD COUNTY

In the Matter of the Adoption of Local Criminal Rules of Procedure; No. AD 1 of 2022

Order

And Now, April 18, 2023, the Court Orders as follows:

1. Local Rule of Criminal Procedure 590, governing pleas, plea agreements, and plea colloquies, is rescinded and new Rule 590 is adopted in the following form; and

2. This Order shall be processed in accordance with Pa.R.J.A. 103(d), and effective thirty days after publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. SPATARO,
President Judge

Rule 590. Pleas, Plea Agreements, and Plea Colloquies.

(a) The Court will be available for the purpose of taking guilty or nolo contendere pleas from time to time as designated by the Court Administrator, and at other times pursuant to court order. Plea Court times shall generally include each Thursday afternoon that court is in session, and immediately after the Call of the Criminal Trial List.

(b) Whenever a guilty or nolo contendere plea agreement is reached between the parties, a Plea Agreement shall be completed on the form provided by the District Court Administrator. The Plea Agreement shall be signed

by the Commonwealth, the defendant, and counsel for the defendant (if any). The Commonwealth shall retain the original and provide a copy to the defendant and to defense counsel (if any) and, at the time of entering the plea, to the presiding judge.

(c) For defendants represented by counsel, guilty and nolo contendere pleas are to be entered through the use of a written colloquy substantially in conformity with the written plea colloquy form maintained by the District Court Administrator, available in each courtroom and online at the County website (www.crawfordcountypa.net). A judge may, however, excuse the use of a written plea colloquy, or otherwise decide that a written colloquy should not be used.

(d) If the plea is to be entered through the use of a written colloquy, then prior to Plea Court, defense counsel shall review and explain the contents of the written plea colloquy form to the defendant, and both defense counsel and the defendant shall sign the completed form. Defense counsel must be satisfied that the defendant understands all of the questions on the form, has answered them truthfully, and is entering a knowing, voluntary, and intelligent plea. Counsel's signature on the written plea colloquy shall constitute a certification that defense counsel has explained and discussed all of the questions on the form, as well as all of the elements of the offense(s) charged, and that to the best of counsel's knowledge, information, and belief, the defendant understands the consequences of entering the plea.

(e) Those entering pleas through the use of a written plea colloquy will do so at the onset of Plea Court. Defense counsel shall appear with the defendant at the time set for Plea Court, unless advanced communication technology is being utilized with the permission of the presiding judge. The judge accepting the plea will also conduct a limited oral colloquy to supplement the written plea colloquy in accord with Pa.R.Crim.P. 590, and to address any issues raised therein. The written colloquy shall be filed in open court at the time the plea is entered.

(f) For a defendant unrepresented by counsel, the presiding judge shall conduct the guilty or nolo contendere plea colloquy in accord with Pa.R.Crim.P. 590 and the Comment thereto, together with an inquiry relating to waiver of counsel in accord with Pa.R.Crim.P. 121(a)(2). The plea colloquy may be conducted in combination with a video presentation, provided that the defendant acknowledges, either in writing or on the record, having watched the video.

[Pa.B. Doc. No. 23-565. Filed for public inspection April 28, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LYCOMING COUNTY

Amendments to the Rules of Civil Procedure; Doc. No. CV-2023-00001

Order

And Now, this 24th day of March, 2023, it is hereby Ordered and Directed as follows:

1) Lycoming County Rules of Civil Procedure L205.2, L208.3, L1910.12, L1910.14, L1910.15, L1915.3, L1915.8, L1915.12, L1920.16, L1920.51, L1920.53, and L1930.5 are

amended as set forth as follows. (Underline is new language; strikeout is removed language.)

2) New Lycoming County Rules of Civil Procedure L1915.4-3, L1920.55-1, and L1920.55-2 are promulgated, as set forth as follows.

3) Lycoming County Rules of Civil Procedure L300, L411, L1910.22, L1915.3-1, L1915.3-2, L1915.3-3, L1915.3-4, L1915.10-1, L1915.10-2, L1920.13, L1920.21, L1920.31, L1920.32, L1920.33, L1920.42, L1920.43, L1920.45, L1920.55, L1920.71, L1920.73, L1920.74, L1920.75, L1920.76, and L1920.77 are rescinded.

4) The Prothonotary is directed to do the following:

a) File one (1) copy of this order with the Administrative Office of Pennsylvania Courts;

b) Distribute two (2) copies and a computer disk of this order to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; and

c) Forward one (1) copy of this order to the chairperson of the Lycoming County Customs and Rules Committee.

5) The chairperson of the Lycoming County Customs and Rules Committee is directed to do the following:

a) Publish the revised rules on the Lycoming Law Association website at <https://www.lycolaw.org/rules-contents>; and

b) Compile the rule revisions within the complete set of local rules no later than 30 days following publication in the *Pennsylvania Bulletin*.

6) The new rules shall become effective 30 days after the publication of this order in the *Pennsylvania Bulletin*.

By the Court

NANCY L. BUTTS,
President Judge

(*Editor's Note:* New text is printed in bold type and underscored. Deleted text is printed in bold type and bracketed.)

L205.2. Filing Legal Papers with the Prothonotary.

(a) . . .

(b) Required cover sheets.

A. . . .

B. Motion Cover Sheet. . . .

. . .

4. If expedited consideration by the court is requested or required by statute or rule of procedure, **the filing party shall check the "expedited consideration" box on the cover sheet and state the reason for such consideration [shall be set forth on the cover sheet.] Simultaneously with the filing of the request, the filing party shall deliver a copy of the request to the court administrator who shall deliver the request to a judge.** Such consideration must be requested if the date of the pretrial conference has been set or if the case has already been pre-tried.

. . .

L208.3 Motions. Procedures. Briefs.

(a) Motion procedure.

. . .

[E. Emergency petitions for child custody shall proceed under L1915.13-1.]

(b) . . .

[DOCKETS

L300. Dockets.

The prothonotary shall keep and maintain the following dockets:

A. Judgment docket.

B. Mechanics lien docket, wherein shall be entered mechanics liens, releases and waivers thereof, and municipal claims.

C. Federal tax lien docket, wherein shall be entered federal tax liens.

D. Secured transaction docket.

E. Fictitious names docket.

F. General miscellaneous docket, wherein shall be entered all other actions and proceedings of every kind, except disciplinary cases.

G. Supplemental or pre-index docket.

L411. Action for Support.

In all actions against a defendant residing in Lycoming County, the domestic relations office shall serve the complaint, order and notice in accordance with Pa.R.C.P. 411.]

L1910.12. Exceptions Procedure.

A. [This procedure shall apply to:

1. all exceptions to the report and recommendation entered with respect to claims filed in or collected through the domestic relations office; and,

2. all exceptions to the report and recommendation entered with respect to claims raised in a divorce action and which have not been filed in or collected through the domestic relations office.]

When exceptions are filed with the domestic relations office, they shall have attached to them a copy of the order to which the exceptions have been taken. A rule L205.2(b)B motion cover sheet is required. The hearing officer who entered the order shall be served with a copy of the exceptions.

B. [The exceptions and two copies shall be filed with the prothonotary.] If a transcript is requested, a request for transcript form must be completed pursuant to L4007(A) and submitted to the senior court reporter. If the exceptions raise an issue not addressed in the order, a transcript must be requested. If a transcript is not requested and the court determines that the transcript was necessary, the court may, at its discretion, dismiss the exceptions.

[C. Hearing Date.

1. Upon the filing of exceptions under subparagraph A.1, above, a date for argument will be scheduled on the first available domestic relations hearing date occurring 21 days or more following the date of mailing of the temporary order.

2. Upon the filing of exceptions under subparagraph A.2, above, a date for argument will be scheduled on the first available miscellaneous date 21 days or more following the date of mailing of the temporary order.

D. At the argument, the parties will be required to stipulate on the record to all relevant facts which are not in dispute. If all of the facts necessary for resolution of the exceptions cannot be presented by way of stipulation, the court will

direct preparation of a complete transcript of the proceedings held before the hearing officer, and require the posting of a deposit within a certain time period for preparation of the transcript by the party filing exceptions, or by both parties if cross-exceptions are filed, excepting any party who may have been granted leave to proceed in forma pauperis. The judge may also direct that further argument be held after the transcript is filed.

E. Upon completion and filing of any transcript ordered, the exceptions will be resolved based upon the argument previously presented to the court and the transcript, along with any exhibits previously entered into the record. Unless directed by the court, no further proceedings will be scheduled. Final allocation of the cost of the transcript, including any payment by a party who was previously excused from posting a deposit, will be ordered upon resolution of the exceptions.

F. If the deposit for the transcript is not paid as directed under sub-paragraph D, above, all exceptions may be decided by the court based upon the findings of fact made by the family court hearing officer.]

L1910.14. Defendant Leaving the Jurisdiction.

Any request for relief under Pa.R.C.P. No. 1910.14 shall be filed in the [office of the prothonotary with two copies: one each for the domestic relations office and the court administrator. The court shall then direct when and by what process the defendant shall be brought before the court.] domestic relations office.

L1910.15. Paternity.

[A. Initially, the procedure provided for in Pa.R.C.P. No. 1910.15(a) and (b) shall be followed.

B. If the reputed father does not execute an acknowledgment of paternity, the court shall, on its own motion or motion of any party, including the domestic relations office, order blood tests pursuant to the Uniform Act on Blood Tests to Determine Paternity, 42 Pa.C.S. Section 6133 et seq. The domestic relations office will make arrangements for and schedule said testing. The costs for said tests will be advanced by the county from the Title IV-D Trustee Account. The costs will then become part of the cost of the case to be recovered from the defendant in the event of a verdict that he is the father of the subject child.

C. After results of blood tests have been received, the domestic relations office shall schedule a conference with the parties to determine whether the reputed father is excluded from paternity, wishes to acknowledge paternity, or still denies paternity.

D. If after the above conference there is neither an exclusion nor an acknowledgment of paternity, the domestic relations office shall request the office of the court administrator to place the case on the next appropriate pre-trial list and schedule it for trial.

E. Thereafter, the procedure will be in accordance with Pa.R.C.P. No. 1910.15(c) through (f).]

A party shall commence an action for paternity, independent of a claim for support, by filing a complaint in the domestic relations office.

[L1910.22. Attachment of Wages, Salaries and Commissions.

A. Proceedings for relief under Pa.R.C.P. No. 1910.22, if not initiated upon motion of the court or the domestic relations office, shall be initiated by the filing of a petition and rule to show cause along with a copy for the domestic relations office, in the office of the prothonotary.

B. The domestic relations office shall schedule a hearing before the family court hearing officer, who, after hearing, shall propose an order of court in conformity with the provisions of Pa.R.C.P. No. 1910.22(b) or (c).

C. Should either party to the proceeding disagree with the determination of the family court hearing officer, exceptions may be filed in accordance with the procedure found in Lyc. Co. R.C.P. L1910.10 and the matter will be heard by the court de novo.]

CUSTODY AND VISITATION MATTERS

L1915.3. Custody [Petitions and Procedure] Pleadings.

A. All [petitions] pleadings relating only to custody [or visitation with] of minor children shall [be filed in accordance with] include a motion cover sheet pursuant to rule L205.2(b)B.

[B. All counts in a divorce complaint and all petitions relating to custody, partial custody, or visitation, of minor children shall be processed in accordance with Lyc.Co.R.C.P. L1915.3, et seq.

C. As part of the pre-trial procedures, the court administrator shall refer a] B. All custody-related [complaints or petitions] pleadings, [() other than those alleging contempt or [those accompanied by a petition for emergency relief, see L1915.13-1 and L1915.13-2] requesting special relief, shall be referred to a family court hearing officer for the scheduling of an initial conference with the parties and their respective counsel.

[D] C. If the custody action is [based upon] included in a count [of] in a divorce complaint, an initial conference before a hearing officer will be scheduled upon the filing of a [written] praecipe [or other written request by either party]. The praecipe must include an updated criminal record/abuse history verification completed by the filing party and a blank verification form for the opposing party, along with the order/notice required by Pa.R.C.P 1915.15(c).

[E. The court or hearing officer shall enter an order or notice scheduling the initial conference to be held at the earliest available date.

F. The moving party shall cause service of the complaint or petition or praecipe filed under subparagraph 1 or 2, above, and order or notice for conference, to be made on the opposing party.

G. Any pleading which requests the scheduling of a proceeding and also requests entry of a temporary order to maintain de facto custody provisions pending the initial conference shall set forth with

specificity those facts supporting the Request for the temporary custody order pending the initial conference.

L1915.3-1. Initial Conference.

A. The parties and their respective counsel shall appear at the initial conference before the family court hearing officer.

B. If the parties reach an agreement resolving all of the issues raised, the hearing officer shall forward an order to the court for approval setting forth the terms of such agreement.

C. If the parties do not reach an agreement resolving all issues raised, the hearing officer will conduct a non-record proceeding to establish a recommended interim order as to custody, partial custody or visitation, which will govern pending further proceedings. This non-record proceeding may be a conference with attorneys, conference with parties, and/or the taking of testimony under oath and receipt of other evidence and arguments of counsel as the hearing officer deems appropriate, based upon the particular issues raised.

D. At the conclusion of the proceeding, the hearing officer shall: 1) give the parties oral notice of the essential aspects of the recommended interim order and reasons for the recommendation; 2) make an initial determination as to the use of mediation, psychological evaluations or home studies, in accordance with Rules L1915.7 and L1915.8; 3) shall set a date for the pretrial conference.

L1915.3-2. Exceptions and Reconsideration of Interim Order.

A. No exceptions may be filed to an interim order entered in a custody action. Any matter not stipulated to at the initial conference may be reviewed at the pre-trial conference or resolved at trial.

B. Should a significant change in circumstances arise after entry of an interim order and before the pre-trial conference necessitating a modification of the interim order, which modification cannot be amicably agreed upon pending the pretrial conference, either party may file a motion for reconsideration of the interim order, setting forth all pertinent facts in support thereof or verified by the filing party. The court administrator shall refer such motion to the hearing officer who entered the interim order. Based on the allegations of the motion, the hearing officer may take any one or more of the following actions deemed appropriate under the circumstances: 1) enter an order summarily denying the motion; or 2) hold a telephone or other conference with counsel for both parties; or 3) after providing the opposing party an opportunity to respond, enter a modified interim order; or 4) direct that the matter be resolved at the pre-trial conference.

L1915.3-3. Approval of Recommended Orders.

Any recommended interim order of the hearing officer shall be submitted to the court for approval and upon court approval shall have the effect of a pre-trial order.

L1915.3-4. Mediation.

The hearing officer may refer the parties to mediation and, if so, may direct a date by which the parties must commence the mediation process. The

date set for the pre-trial conference shall allow sufficient time for completion of the mediation process. If mediation terminates prior to the anticipated completion date, the mediator shall notify the court administrator who may then reschedule the pre-trial conference for an earlier date. The expense of mediation shall be paid by the parties in accordance with the agreement between Lycoming County and the mediator as the same may exist from time to time.]

1915.4-3. Initial Conference.

A. The parties and their respective counsel shall appear at the initial conference before the family court hearing officer.

B. If the parties reach an agreement resolving all of the issues raised, the hearing officer shall forward an order to the court for approval setting forth the terms of such agreement.

C. If the parties do not reach an agreement resolving all issues raised, the hearing officer will conduct a non-record proceeding to establish a recommended interim order as to custody, partial custody or visitation, which will govern pending further proceedings. This non-record proceeding may be a conference with attorneys, conference with parties, and/or the taking of testimony under oath and receipt of other evidence and arguments of counsel as the hearing officer deems appropriate, based upon the particular issues raised.

D. At the conclusion of the proceeding, the hearing officer shall: 1) give the parties oral notice of the essential aspects of the recommended interim order and reasons for the recommendation; 2) make an initial determination as to the use of mediation, psychological evaluations or home studies, in accordance with Rule L1915.8; 3) shall set a date for the pretrial conference.

E. No exceptions may be filed to an interim order entered in a custody action.

F. Any recommended interim order of the hearing officer shall be submitted to the court for approval and upon court approval shall have the effect of an interim pre-trial order.

G. The hearing officer may refer the parties to mediation and, if so, may direct a date by which the parties must commence the mediation process. The date set for the pre-trial conference shall allow sufficient time for completion of the mediation process. If mediation terminates prior to the anticipated completion date, the mediator shall notify the court administrator who may then reschedule the pre-trial conference for an earlier date. The expense of mediation shall be paid by the parties in accordance with the agreement between Lycoming County and the mediator as the same may exist from time to time.

L1915.8. Physical/Mental/Psychological Examinations and Home Studies.

[A.] Upon agreement of the parties at the initial conference, the hearing officer may include in the recommended interim order a direction that the parties obtain

physical, mental or psychological examinations and/or home studies, prior to the date of the pre-trial conference and may establish a date by which the parties must make the initial arrangements. Where mediation is utilized, the order may provide that the evaluation be undertaken during the mediation process, deferred until mediation is complete or be left for consideration at the pre-trial conference. Unless otherwise directed by the court or hearing officer or agreed upon by the parties, the expense of any evaluation shall be borne initially by the party requesting the evaluation.

[B. Any request by the parties for evaluations made after the initial conference and not made at the pre-trial conference or entered into by stipulation must be made by motion in accordance with Pa.R.C.P. No. 1915.8, alleging specific facts and reasons for the request, with a hearing to be held after reasonable notice to the other party.

C. Unless otherwise directed by the court or hearing officer or agreed upon by the parties, the expense of any evaluation shall be borne initially by the party requesting the evaluation and shall be paid in accordance with Pa.R.C.P. No. 1915.8. A final allocation of the expense may be made by the court upon entry of an order or decision rendered on any issues raised in the proceeding.

D. Any evaluation filed with the court shall not be available for public inspection and shall be impounded by the prothonotary.

L1915.10-1. Pre-trial Conference.

At the time set for the pre-trial conference, both parties shall submit a pre-trial memorandum in the form prescribed by the court. Both parties and their respective counsel shall appear before the court for presentation of the issues and discussion of possible settlement and disposition of any matters referred to the pre-trial conference judge

L1915.10-2. Continuances.

Any requests for a continuance of the initial conference, pre-trial conference or trial must be made on forms provided by the court administrator's office at the earliest opportunity. Continuance requests will be evaluated in light of the court's policy that custody disputes should be promptly resolved.]

L1915.12. Required Certification for Petition for Civil Contempt Relating to a Custody Order.

A. . . .

1. The opposing party is represented by counsel. Counsel was [**apprized**] **apprized** of the alleged contemptuous conduct and that a contempt petition would be filed unless remedial steps were offered, but the opposing party, through counsel, has declined to offer sufficient remedial steps. Such remedial steps may include assurance of compliance with the order and replacement time for custody or visitation time claimed to have been lost to the petitioning party by the alleged contemptuous conduct.

2. . . .

DIVORCE OR ANNULMENT OF MARRIAGE

[L1920.13. Interim Relief.

Any request for interim relief raised under Pa.R.C.P. No. 1920.13(c) shall be initially referred to

the family court office for hearing. Proposed orders entered after hearing are subject to the exception procedure set forth in Lyc.Co. R.C.P. L1920.55.]

L1920.16 Bifurcation.

[A. A praecipe to transmit record requesting entry of a divorce decree under Domestic Relations Code § 3301(c) or § 3301(d) should not be filed prior to the resolution of all other claims raised unless an order has been entered permitting bifurcation or the other party consents to bifurcation. The filing party must indicate in the praecipe to transmit that either, (1) there are no outstanding claims, or (2) bifurcation has been consented to by the other party, as verified by an affidavit attached to the praecipe to transmit, or approved by court order, a copy of which is attached to the praecipe to transmit. Where the other party does not consent to bifurcation, a] A request for bifurcation shall be made by motion in accordance with the procedure set forth in rule L205.2(b)B., and [may be referred by the court, in its discretion, to the family court hearing office for hearing thereon.] will be scheduled before a judge for a hearing.

[B. A motion for appointment of master to hear a claim for divorce on "fault" grounds may include a request for bifurcation. If such a request is included, the master shall rule on both the claim for divorce and the request for bifurcation. If both are granted, the master shall forward to the court a proposed decree, retaining jurisdiction of all outstanding claims. If the request for bifurcation is denied, assuming the claim for divorce is granted, no decree shall be entered until all remaining claims are resolved.

L1920.21. Bill of Particulars.

A. A praecipe for a rule to file a bill of particulars shall be considered untimely filed if it is filed after notice of the scheduling of a master's hearing on the contested divorce has been given, provided a copy of the motion for appointment of master was served on opposing counsel or party. All other objections as to the untimely filing of such a praecipe shall be raised by petition and rule.

B. A non pros entered pursuant to Pa.R.C.P. No. 1920.21(b) shall not be effective against ancillary claims for relief pleaded if grounds for divorce other than those under Domestic Relations Code Sections 3301(a) or 3301(b) have been alleged in the complaint or answer.

L1920.31. Joinder of Related Claims. Economic.

A. Any motion for sanctions filed pursuant to Pa.R.C.P. 1920.31 may be referred to the family court office for hearing thereon. Any oral motion for sanctions made before a master at the time of hearing shall be disposed of by the master in the same manner as the court under Pa.R.C.P. No. 4019, subject to the exceptions procedure of Lyc.Co.R.C.P. L1920.55.

B. A preliminary conference on any issues raised in the pleadings will be scheduled only if requested by the filing of a praecipe.

C. A request for a hearing on child support, spousal support, alimony pendente lite, health insurance or interim counsel fees shall be made by filing a praecipe for hearing setting forth the claims to be heard. An original and copy for the family office shall be filed with the prothonotary and copies shall be served on the opposing counsel or party.

L1920.32. Joinder of Related Claims.

Custody. All claims involving custody joined with an action for divorce or annulment shall be governed by the procedures set forth in rule L1915.3 et seq.

L1920.33. Joinder of Related Claims.

Property. Any motion for sanctions filed pursuant to Pa.R.C.P. No. 1920.33(c) may be referred to the family court office for hearing thereon. Any oral motion for sanctions made before a master at the time of hearing shall be disposed of by the master in the same manner as the court under Pa.R.C.P. No. 4019, subject to the exception procedure of Lyc.Co.R.C.P. L1920.55

L1920.42. Affidavit and Decree Under § 3301(c) or § 3301(d) of the Domestic Relations Code.

A. A copy of the praecipe to transmit record, proposed divorce decree, and notice that decree will be entered (unless notice has been waived under Pa.R.C.P. No. 1920.42(e)) shall be served upon opposing counsel or party and a certificate of service shall be filed.

B. If related claims are resolved by means of a written agreement between the parties, a copy of the agreement may be attached to the praecipe to transmit record along with an appropriate proposed decree. If related claims are pending, the attached proposed decree shall contain a provision reserving the court's jurisdiction over the unresolved issues.

C. A decree will not be entered unless the appropriate administrative fee has been paid to the prothonotary or the court has granted leave to proceed in forma pauperis.

L1920.43. Special Relief.

The court, in its discretion, may refer certain requests for special relief to the family court office for hearing thereon.

L1920.45. Counseling.

Requests for counseling shall be made on a form provided by the family court office. The request will be scheduled by the family court office for conference or hearing, as may be appropriate. When there is no other provision governing the time within which counseling may be requested or carried out, any request must be filed within such time as to not delay trial or a hearing.]

L1920.51. [Hearing by the Court.] Appointment of [Master] Hearing Officer.

[A. All claims for relief on the merits, other than disputed claims as to custody or paternity shall

initially be heard by a family court hearing officer or master. Any request for hearing before the court on matters other than custody and paternity shall be made by motion and will be granted by the court only upon cause shown.

B. Prior to a hearing on claims for equitable distribution, alimony or final counsel fees, costs and expenses, a pre-trial conference between counsel for the parties and the appointed master shall take place to narrow the claims to be determined, review compliance with discovery or disclosure, and to discuss settlement alternatives. The master may enter orders subject to court approval, pursuant to stipulation of the parties or in aid of the anticipated hearing.

C. A decree under Domestic Relations Code Sections 3301(a) and 3301(b) will not be entered unless the appropriate administrative fee has been paid to the prothonotary or the court has granted leave to proceed in forma pauperis.

D. The recommendation for disposition made by the master or hearing officer shall include a determination of the amount of master's fees or stenographic costs and a recommendation as to their allocation.]

A. The following matters shall be heard by a hearing officer:

1. Alimony.

2. Equitable division of marital property.

3. Counsel fees.

4. Costs and expenses.

5. Divorce pursuant to 3301(a) or 3301(b) of the Divorce Code.

6. Date of separation dispute under 3301(c)2 or 3301(d) of the Divorce Code.

B. Upon the appointment of a hearing officer pursuant to A.1—A.4 above, an order will be entered scheduling a scheduling conference with the hearing officer.

C. Upon the appointment of a hearing officer pursuant to A.5-A.6 above, an order will be entered scheduling a hearing with the hearing officer.

D. Appointment of Hearing Officer. Form of Order.

1. The motion for appointment of hearing officer shall be accompanied by a proposed order that identifies the section of the Divorce Code under which grounds have been established and the ancillary claims the hearing officer is being appointed to hear.

2. The motion for appointment of hearing officer shall indicate under which section of the Divorce Code the divorce is being sought, as well as indicate the date the affidavit of consent or affidavit of separation were filed.

3. The form of the proposed order shall be substantially as follows:

IN THE COURT OF COMMON PLEAS OF LYCOMING COUNTY, PENNSYLVANIA

Plaintiff :
 :
 vs : NO.
 :
Defendant :

ORDER

AND NOW, this _____ day of _____, 20 __, upon receipt of plaintiff's motion for appointment of hearing officer, the court hereby finds that grounds for divorce have been established pursuant to [§ 3301(c)] [§ 3301(d)] of the Divorce Code, as averred in the attached motion.

_____ is hereby appointed hearing officer with respect to plaintiff's claims for: _____.

By the Court,
Judge

L1920.53. Hearing by [Master] Hearing Officer.

Report. Requests for continuances of conferences or hearings before a [master or family court] hearing officer shall be directed to the [family court hearing office for decision by the master or] hearing officer. [Any disagreement with the decision of the hearing officer or master may be referred to the court for review.]

L1920.55-1. Matters Referred to a Hearing Officer.

The procedure of Pa.R.C.P. 1920.55-2 is hereby adopted.

L1920.55-2. Exception Procedure.

[A. All] The original and one copy of exceptions to a [Master's] hearing officer's report and recommendation [entered with respect to claims of child support, spousal support, alimony pendente lite or interim counsel fees raised in a divorce action shall be filed and processed in accordance with the procedure set forth in L1910.12.] shall be filed with the prothonotary and include the report and recommendation to which the exceptions have been taken. A rule L205.2(b)B motion cover sheet is required. The cover sheet shall indicate whether a transcript is required. If a transcript is requested, the procedure of rule L4007(A) shall be followed.

[B. Upon the filing of exceptions as to child support, spousal support, alimony pendente lite or interim counsel fees the recommended order shall be entered as a temporary order as to those issues and the exceptions shall not act as a stay pending resolution of the exception.

L1920.71. Form of Notice.

The form of notice to defend and claim rights shall be in the form set forth in Pa.R.C.P. No. 1920.71 and Lyc.Co.R.C.P. L1018.1.

L1920.73. Form of Praecept to Transmit Record.

The family court office shall prepare a form suitable for use in Lycoming County and this form shall be made available in the office of the prothonotary and the family court office.

L1920.74. Form of Motion for Appointment of Master.

The family court office shall prepare a form suitable for use in Lycoming County and this form

shall be made available in the office of the prothonotary and the family court office.

L1920.75. Form of Inventory and Appraisalment.

The family court office shall prepare a form suitable for use in Lycoming County and this form shall be made available in the office of the prothonotary and the family court office.

L1920.76. Form of Divorce Decree.

The Family court office shall prepare a form suitable for use in Lycoming County and this form shall be made available in the office of the prothonotary and the family court office.

L1920.77. Forms for Counseling.

The family court office shall prepare a form suitable for use in Lycoming County and this form shall be made available in the office of the prothonotary and the family court office.]

L1930.5. Discovery.

[A.] Any request for discovery [in addition to that permitted by the rules shall be] in a simple support, custody, protection from abuse or protection from victim of sexual violence or intimidation case shall be made to the court by filing a motion for leave to take discovery setting forth the type of discovery sought and reasons therefor. This shall not preclude the parties from stipulating to additional discovery. All discovery authorized by order of court shall be subject to the limitations of rule L4005.

[B. The serving of interrogatories concerning alimony or the determination and distribution of property rights shall be considered untimely if filed after notice of the scheduling of a master's hearing on those claims has been given, provided a copy of the motion for appointment of master was served on opposing counsel or party.

C. In the case of interrogatories served pursuant to rules of civil procedure, the first set of interrogatories propounded to a party may not exceed fifty (50) in number, including subparts, whether or not they are separately numbered. In the event that the response given to the first set of interrogatories is considered by the requesting party to indicate a need for additional interrogatories, a second set of interrogatories, again limited to fifty (50) including subparts, may be served upon a party. The second set of interrogatories must be case specific. The responding party shall not be compelled to answer

any interrogatories beyond the number allowed under this rule. The court may, in its discretion, allow additional interrogatories to be served in an appropriate case.]

[Pa.B. Doc. No. 23-566. Filed for public inspection April 28, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

WAYNE COUNTY

Local Criminal Rule 117; No. Criminal-AD-6-2023

Order

And Now, this 17 day of April, 2023, *It Is Hereby Ordered* that Criminal Local Rule 117.1 is *Rescinded* in its entirety and replaced with Local Criminal Rule 117:

Local Rule 117. Coverage: Issuing Warrants; Preliminary Arraignments and Summary Trials; and Setting and Accepting Bail.

(A) Each Magisterial District Court shall be open for regular business hours from 8:30 a.m. to 4:30 p.m., Monday through Friday, excluding county-established holidays. The hours of an office may be modified with the approval of the President Judge or the President Judge's designee.

(B) When, during regular business hours for magisterial district judges, a judge with venue over a matter is unavailable, any other magisterial district judge in Wayne County is hereby temporarily assigned to serve the magisterial district of the judge who is unavailable. Such an arrangement shall be made between respective magisterial district judges and communicated to the District Court Administrator.

(C) A magisterial district judge shall be available twenty-four hours a day, every day of the calendar year to provide continuous coverage for the:

- (1) Issuance of search warrants pursuant to Pa.R.Crim.P. 203;
- (2) Issuance of arrest warrants pursuant to Pa.R.Crim.P. 513; and,
- (3) Issuance of emergency orders under the Protection from Abuse Act (23 Pa.C.S. §§ 6101—6122), the Protection of Victims of Sexual Violence or Intimidation Act (42 Pa.C.S. §§ 62A01—62A20), and the Older Adults Protective Services Act (35 P.S. §§ 10225.101—10225.5102).

(D) This rule shall be satisfied by a magisterial district judge remaining on-call during non-business hours on a rotating basis, pursuant to an annual schedule prepared by the District Court Administrator or designee.

(E) The on-call magisterial district judge shall be responsible for performing all services required by Pa.R.Crim.P. 117(A)(2), in the following manner: The on-call magisterial district judge shall call the booking officer at the Wayne County Correctional Facility each morning at 8:30 a.m. to determine if there is a need to perform any of the services required by Pa.R.Crim.P. 117(A)(2). If such need has arisen, the on-call magisterial district judge shall conduct all necessary proceedings, without unnecessary delay, either at the office of the on-call magisterial district judge or remotely by two-way audio-visual communication (to the extent allowable by Pa.R.Crim.P. 119) at the option of the on-call magisterial district judge.

(F) In addition to those persons who are authorized by statute or the Pennsylvania Rules of Criminal Procedure to accept bail, the Warden or the designee of the Warden of the Wayne County Correctional Facility outside of regular business hours, is authorized to accept bail in accordance with the provisions and subject to the limitations of the Pennsylvania Rules of Criminal Procedure. The Warden or Warden's designee shall be authorized to accept bail and to witness a defendant's signature on the bail bond. The defendant and surety shall be given a copy of the bail bond. The Warden or Warden's designee shall then forward the appropriate bail information and any money posted to the Magisterial District Court office on the next business day.

The Effective Date of this Local Rule is 30 days after the date of publication in the *Pennsylvania Bulletin*.

The District Court Administrator is directed to:

1. File one (1) certified copy of this Order with the Administrative Office of Pennsylvania Courts;
2. Submit two (2) certified copies of this Order to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin* along with a copy of this Order on a CD-ROM or other agreed upon alternate format;
3. Publish a copy of this Order on the Wayne County Court of Common Pleas website;
4. Compile the local rule within the complete set of local rules no later than 30 days following publication in the *Pennsylvania Bulletin*.

By the Court

JANINE EDWARDS,
President Judge

[Pa.B. Doc. No. 23-567. Filed for public inspection April 28, 2023, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Current Schedule of Continuing Legal Education Courses Required for Reinstatement Under §§ 89.275 and 89.279 of the Disciplinary Board Rules

Disciplinary Board Rule § 89.279 provides that a formerly admitted attorney who has been disbarred or suspended for more than one year or on administrative suspension, retired status or inactive status for more than three years shall within one year preceding the filing of the petition for reinstatement take courses meeting the requirements of the current schedule published by the Executive Office.

Evidence that a formerly admitted attorney has attended the required courses and lectures or has viewed videotapes of them shall be considered in determining whether the formerly admitted attorney possesses the required competency and learning in law, but shall not be conclusive on the issue.

Schedule Effective May 1, 2023

Every formerly admitted attorney who petitions for reinstatement under these rules shall take the following:

A minimum of thirty-six (36) hours of accredited PA CLE courses with a minimum twelve (12) of those hours in the area of Ethics. Eighteen (18) credits may be taken in pre-approved, interactive, Internet or computer based

CLE programs. Eighteen (18) credits must be completed in person or by live webinar/webcast.

Any petitions filed by formerly admitted attorneys who have been disbarred or suspended for more than one year shall include the Bridge the Gap course taken through an accredited PA CLE provider as part of the thirty-six hours of credits.

Note: Accredited PA CLE courses taken for reinstatement may be used to meet CLE requirements once reinstated.

MARCEE D. SLOAN,
Board Prothonotary

[Pa.B. Doc. No. 23-568. Filed for public inspection April 28, 2023, 9:00 a.m.]

SUPREME COURT

Reestablishment of the Magisterial Districts within the 27th Judicial District of the Commonwealth of Pennsylvania; No. 532 Magisterial Rules Docket

Order

Per Curiam

And Now, this 13th day of April, 2023, upon consideration of the Petition to Reestablish the Magisterial Districts of the 27th Judicial District (Washington County) of the Commonwealth of Pennsylvania, it is hereby *Ordered* and *Decreed* that the Petition is *Granted*, to the extent it provides for the elimination of Magisterial District 27-3-02, and the realignment of Magisterial Districts 27-1-03 and 27-3-03 within Washington County, to be effective on January 3, 2028, or upon the retirement of the current magisterial district judge in Magisterial District 27-3-02, whichever shall occur sooner.

It is further *Ordered* and *Decreed* that the Petition is *Denied* to the extent it provides for the elimination of any other Magisterial District.

It is further *Ordered* and *Decreed* that the Petition is *Granted*, to the extent it provides for the realignment of Magisterial Districts 27-1-01, 27-2-01, 27-3-05, and 27-3-10, within Washington County, to be effective January 1, 2024.

It is further *Ordered* and *Decreed* that Magisterial Districts 27-1-02, 27-3-01, 27-3-06, and 27-3-07, within Washington County, shall be reestablished as follows, to be effective immediately:

Magisterial District 27-1-01 Magisterial District Judge Kelly J. Stewart	East Washington Borough City of Washington
Magisterial District 27-1-02 Magisterial District Judge Mark A. Wilson	Carroll Township City of Monongahela Donora Borough New Eagle Borough

Magisterial District 27-1-03 Magisterial District Judge Eric G. Porter	Allenport Borough Bentleyville Borough Charleroi Borough Dunlevy Borough Elco Borough Fallowfield Township Long Branch Borough North Charleroi Borough Roscoe Borough Speers Borough Stockdale Borough Twilight Borough
Magisterial District 27-2-01 Magisterial District Judge Vincenzo J. Saieva, Jr.	Canonsburg Borough Houston Borough North Strabane Township
Magisterial District 27-3-01 Magisterial District Judge Phillippe A. Melograne	Finleyville Borough Peters Township Nottingham Township Union Township
Magisterial District 27-3-03 Magisterial District Judge Joshua P. Kanalis	Beallsville Borough California Borough Centerville Borough Coal Center Borough Cokeburg Borough Deemston Borough East Bethlehem Township Ellsworth Borough Marianna Borough North Bethlehem Township Somerset Township West Brownsville Borough West Bethlehem Township West Pike Run Township
Magisterial District 27-3-05 Magisterial District Judge Michael L. Manfredi	Chartiers Township North Franklin Township South Strabane Township
Magisterial District 27-3-06 Magisterial District Judge Louis J. McQuillan	Cecil Township McDonald Borough Mount Pleasant Township Robinson Township
Magisterial District 27-3-07 Magisterial District Judge Gary H. Havelka	Burgettstown Borough Cross Creek Township Hanover Township Jefferson Township Midway Borough Smith Township
Magisterial District 27-3-10 Magisterial District Judge John P. Bruner	Amwell Township Blaine Township Buffalo Township Canton Township Claysville Borough Donegal Township East Finley Township Green Hills Borough Hopewell Township Independence Township Morris Township South Franklin Township West Finley Township West Middletown Borough

[Pa.B. Doc. No. 23-569. Filed for public inspection April 28, 2023, 9:00 a.m.]

PROPOSED RULEMAKING

STATE BOARD OF OPTOMETRY

[49 PA. CODE CH. 23]

Child Abuse Reporting Requirements

The State Board of Optometry (Board) proposes to amend §§ 23.1, 23.11, 23.21, 23.26, 23.81—23.83, 23.111—23.116, and add §§ 23.117 and 23.118 (relating to child abuse recognition and reporting—mandatory training requirement; and child abuse recognition and reporting course approval process) to read as set forth in Annex A.

Effective Date

The amendments will be effective upon publication of the final-form rulemaking in the *Pennsylvania Bulletin*.

Statutory Authority

Section 3(b)(14) of the Optometric Practice and Licensure Act (act) (63 P.S. § 244.3(b)(14)) sets forth the Board's general rulemaking authority. Under 23 Pa.C.S. Chapter 63 (relating to Child Protective Services Law) (CPSL), specifically section 6383(b)(2) of the CPSL (relating to education and training), the Board is required to promulgate regulations to implement the mandatory reporting requirements for licensees of the Board.

Background and Purpose

Since 2014, the General Assembly has made numerous amendments to the CPSL, including the requirement imposed by the act of April 15, 2014 (P.L. 411, No. 31) (Act 31) on all health-related Boards to require training in child abuse recognition and reporting for licensees who are considered "mandated reporters" under the CPSL. Section 2 of Act 31 provided that these training requirements would apply to all persons applying for a license, or applying for renewal of a license, on or after January 1, 2015, and were implemented as of that date. These amendments are required to update the Board's existing regulations on the subject of child abuse reporting to comport to the numerous amendments made to the CPSL, and to incorporate the mandatory training requirements required by Act 31.

Description of the Proposed Amendments

The Board proposes to amend § 23.1 (relating to definitions) to update the definitions of terms used in the CPSL. Specifically, the Board finds it necessary to define the terms "bodily injury," "child," "ChildLine," "parent," "program, activity or service" and "serious physical neglect" and to amend the definitions of "child abuse," "perpetrator," "person responsible for the child's welfare," "recent acts or omissions" and "sexual abuse or exploitation" to comport with amendments made to the CPSL. The Board has also added a definition for the terms "Bureau" and "mandated reporter" for ease of reference. The Board also proposes to delete definitions for "individual residing in the same home as the child" and "serious physical injury" because these terms have been deleted from the CPSL. Additionally, the Board proposes to amend, where necessary throughout this proposed rulemaking, the name of the Department of Public Welfare, as the name of that agency has changed to the Department of Human Services.

The Board proposes to amend §§ 23.11 and 23.21 (relating to qualifications for license by examination; and reciprocal application) to incorporate the requirement

that applicants for licensure complete at least 3 hours of approved training in child abuse recognition and reporting as required under section 6383(b)(3)(i) of the CPSL. The Board also proposes to amend § 23.26 (relating to volunteer license) to incorporate the mandatory training requirements for applicants for a volunteer license in subsection (c) and for biennial renewal of a volunteer license in subsection (e).

The Board is also proposing to amend the Board's continuing education regulations at §§ 23.81—23.83 (relating to coverage; continuing education hour requirements; and continuing education subject matter) to incorporate the 2 hours of mandatory continuing education in child abuse recognition and reporting required under section 6383(b)(3)(ii) of the CPSL. Specifically, § 23.81 would be amended to make it clear that applicants for reactivation are required to complete at least 2 hours of approved courses in child abuse recognition and reporting and to provide for gender neutrality. Section 23.82 would be amended to incorporate the requirement that licensees seeking to renew a license complete at least 2 hours of approved courses in child abuse recognition and reporting as required under section 6383(b)(3)(ii) of the CPSL. Finally, § 23.83 would be amended to clarify that, notwithstanding the existing approval process for Board approval of optometric continuing education, courses in child abuse recognition and reporting are an exception and must be approved by the Bureau of Professional and Occupational Affairs (Bureau), in consultation with the Department of Human Services, as required by the CPSL in accordance with § 23.118.

The Board next proposes comprehensive amendments to the child abuse reporting requirements. First, the Board is proposing to amend § 23.111 (relating to suspected child abuse—mandated reporting requirements) to provide the general rule that all licensed optometrists are considered mandated reporters, and to update the mandated reporting requirements and reporting procedures as set forth in sections 6311 and 6313 of the CPSL (relating to persons required to report suspected child abuse; and reporting procedure), as amended. The Department of Human Services has implemented an electronic reporting process for mandated reporters, and the Board finds it necessary to propose amendments to § 23.112 (relating to photographs, medical tests and X-rays of child subject to report) to set forth the requirement to submit documentation relating to photographs, medical tests and X-rays to the county children and youth social service agency within 48 hours of making an electronic report in accordance with section 6314 of the CPSL (relating to photographs, medical tests and X-rays of child subject to report), and to include the requirement that medical summaries or reports of the photographs, X-rays and relevant medical tests be made available to law enforcement officials in the course of investigation of cases under section 6340(a)(9) or (10) of the CPSL (relating to release of information in confidential reports).

The Board is proposing to amend § 23.113 (relating to suspected death as a result of child abuse—mandated reporting requirement) to incorporate an amendment made to section 6317 of the CPSL (relating to mandatory reporting and postmortem investigation of deaths) to permit such a report to be made to the medical examiner of the county where the death occurred, or of the county where the injuries were sustained. Further, the Board is proposing to amend and restructure § 23.114 (relating to immunity from liability) to incorporate amendments made

to section 6318 of the CPSL (relating to immunity from liability) in subsection (a) and to clarify in subsection (b) that the Board will uphold the same good faith presumption in any disciplinary proceedings that may be brought for violations of the duties imposed upon licensees that are set forth in §§ 23.111—23.113. The Board also proposes to amend § 23.115 (relating to confidentiality—waived) to incorporate the provisions of section 6311.1 of the CPSL (relating to privileged communications). Likewise, the Board proposes to amend § 23.116 (relating to noncompliance) to update the criminal penalties for failure to make a report or referral required by the CPSL, which have been increased in recent years from a summary offense for a first violation and a misdemeanor for a second or subsequent violation to a misdemeanor of the second degree for most offenses, except under certain enumerated circumstances where the offense is graded as a felony.

The Board proposes to add two sections to incorporate the mandatory training requirements set forth in section 6383(b)(3)(i) and (ii) of the CPSL. Section 23.117 would set forth the requirement that all individuals applying to the Board for an initial license shall complete at least 3 hours of approved training in child abuse recognition and reporting in subsection (a); and that all licensees seeking renewal are required to complete at least 2 hours of approved continuing education in child abuse recognition and reporting as a requirement of renewal in subsection (b). The Board would also provide notice that these 2 hours of training would be accepted as a portion of the total continuing education required for biennial renewal, and not an additional requirement, as provided in section 6383(b)(3)(ii) of the CPSL. The Board is also clarifying that a license will not be issued or renewed unless the Bureau has received an electronic report from an approved course provider documenting the attendance or participation by the licensee in an approved course or the applicant or licensee has obtained an exemption under subsection (c). The proposal would also clarify that, for purposes of renewal, the course must be completed within the applicable biennial renewal period, and that if a licensee also holds a license from another licensing board within the Bureau that requires mandatory training in child abuse recognition and reporting, credit for completion of an approved course will be applied to both licenses.

Subsection (c) would include the process for applying for an exemption from the mandatory training requirements, as set forth in section 6383(b)(4) and (6) of the CPSL, for individuals who have already completed similar training or who otherwise should be exempt from the training requirements. Specifically, paragraph (1) provides an exemption for individuals who have already completed similar training required under section 1205.6 of the Public School Code of 1949 (24 P.S. § 12-1205.6). Paragraph (2) provides an exemption for individuals who have completed comparable training under section 6383(c) of the CPSL. The Board notes that section 6383(b)(4)(ii)(B) of the CPSL provides an exemption for individuals who have already completed child abuse recognition training required by the Human Services Code (62 P.S. §§ 101—1503) (formerly known as the Public Welfare Code), and the training was approved by the Department of Human Services. However, the Department of Human Services has confirmed that there is no provision in the Human Services Code that requires such training. Instead, section 6383(c) of the CPSL, which is in 23 Pa.C.S. (relating to Domestic Relations Code), sets forth the requirement that certain individuals and entities regulated by the

Department of Human Services complete mandated reporter training. Therefore, the Board believes it is appropriate to include an exemption for a licensee who has already completed comparable training in child abuse recognition and reporting required by the Department of Human Services under section 6383(c). For example, if an optometrist happened to be a foster parent and, therefore, was required to complete the training under section 6383(c), there would be no need to repeat the training as a condition of licensure or license renewal under section 6383(b). In addition, section 6383(b)(6) permits the Board to exempt a licensee from the training requirement if the licensee “submits documentation acceptable to the licensing board that the licensee should not be subject to the training or continuing education requirement.” The Board believes that this section also provides authority to the Board to determine that those licensees who are required to complete comparable training under section 6383(c) should be exempt from the training requirement under section 6383(b), provided they submit acceptable documentation to the Board evidencing completion of comparable training. Paragraph (3) would further implement section 6383(b)(6) of the CPSL by providing an exemption for an individual who submits documentation acceptable to the Board demonstrating why they should not be subject to the training or continuing education requirement. The Board also proposes to clarify the standards for granting an exemption under paragraph (3) by explaining that the Board will not grant an exemption based solely upon proof that children are not a part of the applicant’s or licensee’s practice and that each request for an exemption will be considered on a case-by-case basis. The Board may grant the exemption if it finds that completion of the training or continuing education is duplicative or unnecessary under the circumstances.

In subsection (d), the Board proposes to clarify that exemptions which are granted are applicable only to the biennial renewal period in which the exemption is requested. In addition, this subsection will also clarify the process for notifying an applicant or licensee of the Board’s decision to grant or deny the exemption.

Finally, the Board proposes to add § 23.118 to set forth the administrative process developed by the Bureau, in conjunction with the Department of Human Services, for individuals, entities and organizations to apply for approval to deliver the training required under section 6383(b)(3) of the CPSL. Subsection (a) requires the individual, entity or organization to apply simultaneously to the Department of Human Services and the Bureau. Subsection (b) sets forth the required course materials to be submitted. In addition to the materials to be submitted relating to the content of the training itself for review by the Department of Human Services, the Bureau has established a requirement that to be approved to provide the mandatory training in child abuse recognition and reporting, an individual, entity or organization must be able to report participation or attendance electronically to the Bureau. In this manner, the completion of the training is automatically imported into the individual’s record with the Board at the time the course is completed. Then, at the time of application or renewal, the system verifies that the training was completed as required prior to issuing or renewing the license. Thus, the Board will not issue or renew a license unless an electronic report has been received from an approved course provider or the individual has received an exemption from the mandatory training requirement. Finally, subsection (c) clarifies that the Bureau will notify the

individual, entity or organization in writing upon approval of the course and will post the list of approved providers on the Bureau's and the Board's web site.

Fiscal Impact and Paperwork Requirements

The Board does not anticipate any significant fiscal impact or paperwork requirements relating to these amendments. Because licensees are already required to complete mandatory continuing education, and these 2 hours in child abuse recognition and reporting are incorporated in the existing requirement, there would be no increased burden. Only applicants for licensure would incur an additional requirement, and as there are many low-cost and free options available to complete the training, the Board anticipates this impact to also be minimal. Because all approved training providers of the mandatory training in child abuse recognition and reporting are required to report attendance or participation electronically, there are no additional paperwork requirements imposed on licensees. In addition, the implementation of an electronic reporting system for mandated reporters of child abuse under the CPSL by the Department of Human Services has decreased the paperwork requirements related to the mandatory reporting requirements.

Sunset Date

The Board continuously monitors the effectiveness of its regulations on a fiscal year and biennial basis. Therefore, no sunset date has been assigned.

Regulatory Review

Under Section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on April 14, 2023, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the Senate Consumer Protection and Professional Licensure Committee and the House Professional Licensure Committee. A copy of this material is available to the public upon request.

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

Public Comment

Interested persons are invited to submit written comments, suggestions or objections regarding this proposed rulemaking to Regulatory Counsel, Department of State, P.O. Box 69523, Harrisburg, PA 17106-9523 or by e-mail to RA-STRegulatoryCounsel@pa.gov, within 30 days following publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Comments should be identified as pertaining to rulemaking 16A-5215 (Child Abuse Reporting Requirements).

LUANNE K. CHUBB, OD, FAAO,
Chairperson

Fiscal Note: 16A-5215. No fiscal impact; recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 23. STATE BOARD OF OPTOMETRY
GENERAL PROVISIONS

§ 23.1 Definitions.

The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

Act—The Optometric Practice and Licensure Act (63 P.S. §§ 244.1—244.12).

Board—The State Board of Optometry of the Commonwealth.

Bodily injury—Impairment of physical condition or substantial pain.

Bureau—The Bureau of Professional and Occupational Affairs within the Department of State of the Commonwealth.

Child—An individual under 18 years of age.

Child abuse—[A term meaning any of the following:

(i) A recent act or failure to act by a perpetrator which causes nonaccidental serious physical injury to a child under 18 years of age.

(ii) An act or failure to act by a perpetrator which causes nonaccidental serious mental injury to or sexual abuse or sexual exploitation of a child under 18 years of age.

(iii) A recent act, failure to act or series of acts or failures to act by a perpetrator which creates an imminent risk of serious physical injury to or sexual abuse or sexual exploitation of a child under 18 years of age.

(iv) Serious physical neglect by a perpetrator constituting prolonged or repeated lack of supervision or the failure to provide the essentials of life, including adequate medical care, which endangers a child's life or development or impairs the child's functioning.]

Intentionally, knowingly or recklessly doing any of the following:

(i) Causing bodily injury to a child through any recent act or failure to act.

(ii) Fabricating, feigning or intentionally exaggerating or inducing a medical symptom or disease which results in a potentially harmful medical evaluation or treatment to the child through any recent act.

(iii) Causing or substantially contributing to serious mental injury to a child through any act or failure to act or a series of these acts or failures to act.

(iv) Causing sexual abuse or exploitation of a child through any act or failure to act.

(v) Creating a reasonable likelihood of bodily injury to a child through any recent act or failure to act.

(vi) Creating a likelihood of sexual abuse or exploitation of a child through any recent act or failure to act.

(vii) Causing serious physical neglect of a child.

(viii) Engaging in any of the following recent acts:

(A) Kicking, biting, throwing, burning, stabbing or cutting a child in a manner that endangers the child.

(B) Unreasonably restraining or confining a child, based on consideration of the method, location or the duration of the restraint or confinement.

(C) Forcefully shaking a child under 1 year of age.

(D) Forcefully slapping or otherwise striking a child under 1 year of age.

(E) Interfering with the breathing of a child.

(F) Causing a child to be present at a location while a violation of 18 Pa.C.S. § 7508.2 (relating to operation of methamphetamine laboratory) is occurring, provided that the violation is being investigated by law enforcement.

(G) Leaving a child unsupervised with an individual, other than the child's parent, who the actor knows or reasonably should have known:

(I) Is required to register as a Tier II or Tier III sexual offender under 42 Pa.C.S. Chapter 97, Subchapter H (relating to registration of sexual offenders), when the victim of the sexual offense was under 18 years of age when the crime was committed.

(II) Has been determined to be a sexually violent predator under 42 Pa.C.S. § 9799.24 (relating to assessments) or any of its predecessors.

(III) Has been determined to be a sexually violent delinquent child as defined in 42 Pa.C.S. § 9799.12 (relating to definitions).

(IV) Has been determined to be a sexually violent predator under 42 Pa.C.S. § 9799.58 (relating to assessments) or has to register for life under 42 Pa.C.S. § 9799.55(b) (relating to registration).

(ix) Causing the death of the child through any act or failure to act.

(x) Engaging a child in a severe form of trafficking in persons or sex trafficking, as those terms are defined under section 103 of the Trafficking Victims Protection Act of 2000 (Division A of Pub.L. No. 106-386).

ChildLine—An organizational unit of the Department of [**Public Welfare**] **Human Services**, which operates a 24-hour a day Statewide [**toll free**] **toll-free** telephone system for receiving reports of suspected child abuse, referring reports for investigation and maintaining the reports in the appropriate file.

Clinical skills assessment examination—A clinical skills competency examination developed, prepared, administered and scored by the NBEO, which the Board adopts as the State clinical examination for licensure.

* * * * *

Inactive status—The status of not having one's license currently registered.

[*Individual residing in the same home as the child*—An individual who is 14 years of age or older and who resides in the same home as the child.]

Mandated reporter—A person who is required under 23 Pa.C.S. § 6311 (relating to persons required to report suspected child abuse) to make a report of suspected child abuse. For the purposes of this chapter, the term includes all licensed optometrists.

NBEO—The National Board of Examiners in Optometry.

National Board Examination—A written academic examination developed, prepared, administered and scored by the NBEO, which the Board adopts as the National uniform written examination for licensure.

Parent—A biological parent, adoptive parent or legal guardian.

Perpetrator—[A person who has committed child abuse and is a parent of the child, a person responsible for the welfare of a child, an individual residing in the same home as a child or a paramour of a child's parent] A person who has committed child abuse as defined in this section. The following apply:

(i) This term includes only the following:

(A) A parent of the child.

(B) A spouse or former spouse of the child's parent.

(C) A paramour or former paramour of the child's parent.

(D) An individual 14 years of age or older who is a person responsible for the child's welfare or who has direct contact with children as an employee of child-care services, a school or through a program, activity or service.

(E) An individual 14 years of age or older who resides in the same home as the child.

(F) An individual 18 years of age or older who does not reside in the same home as the child but is related within the third degree of consanguinity or affinity by birth or adoption to the child.

(G) An individual 18 years of age or older who engages a child in severe forms of trafficking in persons or sex trafficking, as those terms are defined under section 103 of the Trafficking Victims Protection Act of 2000.

(ii) Only the following may be considered a perpetrator for failing to act, as provided in this section:

(A) A parent of the child.

(B) A spouse or former spouse of the child's parent.

(C) A paramour or former paramour of the child's parent.

(D) A person responsible for the child's welfare who is 18 years of age or older.

(E) A person 18 years of age or older who resides in the same home as the child.

Person responsible for the child's welfare—A person who provides permanent or temporary care, supervision, mental health diagnosis or treatment, training or control of a

child in lieu of parental care, supervision and control. [The term does not include a person who is employed by or provides services or programs in a public or private school, intermediate unit or area vocational-technical school.]

Program, activity or service—Any of the following in which children participate and which is sponsored by a school or a public or private organization:

- (i) A youth camp or program.
- (ii) A recreational camp or program.
- (iii) A sports or athletic program.
- (iv) A community or social outreach program.
- (v) An enrichment or educational program.
- (vi) A troop, club or similar organization.

Recent [acts or omissions—Acts or omissions] **act or failure to act**—An act or failure to act committed within 2 years of the date of the report to the Department of [Public Welfare] Human Services or county agency.

Retired practitioner—One who is no longer engaged in the practice of optometry as defined in section 2 of the act (63 P.S. § 244.2) (see definition of “practice of optometry”).

Serious mental injury—A psychological condition, as diagnosed by a physician or licensed psychologist, including the refusal of appropriate treatment, that does one or more of the following:

- (i) Renders a child chronically and severely anxious, agitated, depressed, socially withdrawn, psychotic or in reasonable fear that the child’s life or safety is threatened.
- (ii) Seriously interferes with a child’s ability to accomplish age-appropriate developmental and social tasks.

[**Serious physical injury**—An injury that causes a child severe pain or significantly impairs a child’s physical functioning, either temporarily or permanently.]

Serious physical neglect—Any of the following when committed by a perpetrator that endangers a child’s life or health, threatens a child’s well-being, causes bodily injury or impairs a child’s health, development or functioning:

- (i) A repeated, prolonged or egregious failure to supervise a child in a manner that is appropriate considering the child’s developmental age and abilities.
- (ii) The failure to provide a child with adequate essentials of life, including food, shelter or medical care.

Sexual abuse or exploitation—[The employment, use, persuasion, inducement, enticement or coercion of a child to engage in or assist another person to engage in sexually explicit conduct or a simulation of sexually explicit conduct for the purpose of producing a visual depiction, including photographing, videotaping, computer depicting or filming, of sexually explicit conduct or the rape, sexual assault, involuntary deviate sexual intercourse, aggravated indecent assault, molestation, incest, ad-

cent exposure, prostitution, statutory sexual assault or other form of sexual exploitation of children.]
Any of the following:

(i) The employment, use, persuasion, inducement, enticement or coercion of a child to engage in or assist another individual to engage in sexually explicit conduct, which includes the following:

(A) Looking at sexual or other intimate parts of a child or another individual for the purpose of arousing or gratifying sexual desire in any individual.

(B) Participating in sexually explicit conversation either in person, by telephone, by computer or by a computer-aided device for the purpose of sexual stimulation or gratification of any individual.

(C) Actual or simulated sexual activity or nudity for the purpose of sexual stimulation or gratification of any individual.

(D) Actual or simulated sexual activity for the purpose of producing visual depiction, including photographing, videotaping, computer depicting or filming.

(ii) Any of the following offenses committed against a child:

(A) Rape as defined in 18 Pa.C.S. § 3121 (relating to rape).

(B) Statutory sexual assault as defined in 18 Pa.C.S. § 3122.1 (relating to statutory sexual assault).

(C) Involuntary deviate sexual intercourse as defined in 18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse).

(D) Sexual assault as defined in 18 Pa.C.S. § 3124.1 (relating to sexual assault).

(E) Institutional sexual assault as defined in 18 Pa.C.S. § 3124.2 (relating to institutional sexual assault).

(F) Aggravated indecent assault as defined in 18 Pa.C.S. § 3125 (relating to aggravated indecent assault).

(G) Indecent assault as defined in 18 Pa.C.S. § 3126 (relating to indecent assault).

(H) Indecent exposure as defined in 18 Pa.C.S. § 3127 (relating to indecent exposure).

(I) Incest as defined in 18 Pa.C.S. § 4302 (relating to incest).

(J) Prostitution as defined in 18 Pa.C.S. § 5902 (relating to prostitution and related offenses).

(K) Sexual abuse as defined in 18 Pa.C.S. § 6312 (relating to sexual abuse of children).

(L) Unlawful contact with a minor as defined in 18 Pa.C.S. § 6318 (relating to unlawful contact with minor).

(M) Sexual exploitation as defined in 18 Pa.C.S. § 6320 (relating to sexual exploitation of children).

(iii) For the purposes of subparagraph (i), the term does not include consensual activities between a child who is 14 years of age or older and another person who is 14 years of age or older and whose age is within 4 years of the child’s age.

TMOD—Treatment and Management of Ocular Disease Examination—An examination developed, prepared, administered and scored by the NBEO, which the Board adopts as the examination for certification in pharmaceutical agents for therapeutic purposes.

* * * * *

LICENSE BY EXAMINATION

§ 23.11. Qualifications for license by examination.

To obtain a license by examination, a candidate shall meet the following requirements:

(1) A Doctor of Optometry degree from an accredited optometric educational institution in the United States or Canada. A graduate of an unaccredited school of optometry shall also meet the requirements of § 23.14 (relating to graduates of unaccredited schools).

(2) Passing scores on Parts I, II Stage a and II Stage b of the National Board Examination, which the Board adopts as the written examination for licensure.

(3) Satisfaction of the general qualifications of section 4 of the act (63 P.S. § 244.4) and of this chapter.

(4) Passing scores of the Clinical Skills Assessment Examination. A candidate for license by examination will not be eligible to sit for the Clinical Skills Assessment Examination unless the candidate has met the requirements of [**this section**] paragraphs (1)—(3).

(5) Completion of at least 3 hours of approved training in child abuse recognition and reporting in accordance with § 23.117(a) (relating to child abuse recognition and reporting—mandatory training requirement).

LICENSE BY RECIPROCITY AND INTERSTATE CERTIFICATION

§ 23.21. Reciprocal application.

(a) An applicant for licensure by reciprocity to practice optometry in this Commonwealth shall submit or cause to be submitted the following to the Board:

(1) A completed application which has been filed with the Board together with the fee required by § 23.91 (relating to fees) [, **in the form of a check or money order, made payable to “Commonwealth of Pennsylvania—OE.”**] .

(2) A certificate of preprofessional education issued by the Department, showing that the preliminary education requirements are satisfied.

(3) A transcript of subjects and grades from the college or school of optometry from which the applicant has graduated.

(4) Proof of having completed at least 3 hours of approved training in child abuse recognition and reporting in accordance with § 23.117(a) (relating to child abuse recognition and reporting—mandatory training requirement).

(b) Any school or college of optometry from which the applicant for reciprocity has graduated shall be one approved by the Board at the time [**he was**] the applicant graduated.

(c) An applicant for licensure by reciprocity who is a graduate of an unaccredited school shall comply with the requirements of § 23.14 (relating to graduates of unaccredited schools).

VOLUNTEER LICENSE

§ 23.26. Volunteer license.

* * * * *

(c) *Applications.* An applicant for a volunteer license shall complete an application obtained from the Board. In addition to providing information requested by the Board, the applicant shall provide, or cause to be provided:

(1) An executed verification on forms provided by the Board certifying that the applicant intends to practice optometry exclusively:

(i) Without personal remuneration for professional services.

(ii) In an approved clinic.

(2) A letter signed by the director or chief operating officer of an approved clinic that the applicant has been authorized to provide volunteer services in the named clinic by the governing body or responsible officer of the clinic.

(3) Evidence of completion of at least 3 hours of approved training in child abuse recognition and reporting in accordance with § 23.117(a) (relating to child abuse recognition and reporting—mandatory training requirement).

(d) *Validity of license.* A volunteer license shall be valid for the biennial period for which it is issued, subject to biennial renewal. During each biennial renewal period, the licensee shall notify the Board of any change in clinic or volunteer status within 30 days of the date of a change, or at the time of renewal, whichever occurs first.

(e) *Biennial renewal.* A volunteer license shall be renewed biennially on forms provided by the Board.

(1) As a condition of biennial renewal, the applicant shall satisfy the same continuing education requirements as the holder of an active, unrestricted license, including at least 2 hours of approved courses in child abuse recognition and reporting in accordance with § 23.117(b).

(2) The applicant shall be exempt from payment of the biennial renewal fee of § 23.91 (relating to fees).

* * * * *

CONTINUING EDUCATION

§ 23.81. Coverage.

(a) This section and §§ 23.82—23.89 apply to all optometrists who are required to be licensed under the act; however, [**any**] an applicant, upon successful completion of the optometric examination for licensure, shall be exempt from the requirements of continuing education for only the biennial period during which the applicant successfully completed [**such**] the examination if the applicant takes [**such**] the examination within [**two**] 2 years from [**his**] the applicant's graduation from an accredited college or school of optometry.

(b) [**Any**] An individual who is in an inactive status or is a retired practitioner is not required to meet the continuing education requirements as outlined in this section and §§ 23.82—23.89 except to the extent that, upon application for reactivation, [**such**] the individual shall be required to show proof of continuing education for the biennial period immediately preceding [**such**] the request for reactivation, including at least 2 hours of approved courses in child abuse recognition and

reporting as required under § 23.117(b) (relating to child abuse recognition and reporting—mandatory training requirement).

§ 23.82. Continuing education hour requirements; continuing education reporting; audit and enforcement.

(a) An applicant for biennial license renewal or reactivation of license is required to complete, during the 2 years immediately preceding renewal or reactivation, a minimum of 30 hours of continuing education, **including at least 2 hours of approved courses in child abuse recognition and reporting in accordance with § 23.117(b) (relating to child abuse recognition and reporting—mandatory training requirement).** A licensee whose license is not renewed by the expiration of the biennial renewal period may not engage in the practice of optometry until the continuing education requirements are satisfied and the license has been renewed or reactivated.

(1) For licensees certified in accordance with 4.1 of the act (63 P.S. § 244.4a), regarding certification to prescribe and administer pharmaceutical agents for therapeutic purposes, at least 6 of the required 30 hours shall concern the prescription and administration of pharmaceutical agents for therapeutic purposes.

(2) For licensees certified in accordance with section 4.2 of the act (63 P.S. § 244.4b), regarding additional requirements to prescribe and administer pharmaceutical agents for the treatment of certain types of glaucoma, at least 4 of the 30 hours shall concern the prescription and administration of pharmaceutical agents for the treatment of glaucoma. No more than 4 hours taken in the treatment of glaucoma may be applied toward the 6 hours required to maintain therapeutic certification; however, all licensees shall complete at least 30 total hours.

(3) Completion of a Board-approved course described in section 4.1(a)(2) of the act or continuing education described in section 4.2 of the act shall satisfy the continuing education requirement for the biennial renewal period in which it is completed including the 6-hour requirement in therapeutics and the 4-hour requirement in glaucoma.

(b) Licensees shall certify completion of the required continuing education on the biennial renewal application as a condition of renewal. False certifications will be ground for disciplinary action under section 7(a)(3) of the act (64 P.S. § 244.7(a)(3)).

* * * * *

§ 23.83. Continuing education subject matter.

(a) **[Acceptable] Except as provided in subsection (d), acceptable** courses of study are limited to those pertaining to the use or means or methods for examination, diagnosis and treatment of conditions of the human visual system and may include examination for and adapting and fitting of all types of lenses. The Board will not accept courses of study which do not relate to the actual practice of optometry such as studies in office management and financial procedures.

(b) Courses that will meet the requirements for certification in the prescription and administration of pharmaceutical agents for therapeutic purposes in accordance with section 4.1 of the act (63 P.S. § 244.4a) shall concern the treatment and management of ocular or oculo-systemic disease.

(c) Courses that will meet the requirements for certification to treat glaucoma in accordance with section 4.2 of the act (63 P.S. § 244.4b) shall concern the treatment and

management of primary open angle glaucoma, exfoliation glaucoma and pigmentary glaucoma.

(d) At least 2 hours of continuing education shall be completed in child abuse recognition and reporting as required under 23 Pa.C.S. § 6383(b)(3)(ii) (relating to education and training) in accordance with § 23.117(b) (relating to child abuse recognition and reporting—mandatory training requirement). Notwithstanding the requirements for Board approval of optometric continuing education programs in §§ 23.84—23.86 (relating to provider and program registration; standards for providers; and sources of continuing education hours), courses in child abuse recognition and reporting must be approved in accordance with § 23.118 (relating to child abuse recognition and reporting course approval process).

CHILD ABUSE REPORTING REQUIREMENTS

§ 23.111. Suspected child abuse—mandated reporting requirements.

(a) *General rule.*

(1) Under 23 Pa.C.S. § 6311 (relating to persons required to report suspected child abuse), optometrists [who, in the course of their employment, occupation or practice of their profession, come into contact with children shall report or cause a report to be made to the Department of Public Welfare and to the appropriate county agency when they have reasonable cause to suspect on the basis of their professional or other training or experience, that a child coming before them in their professional or official capacity is a victim of child abuse.] are considered mandated reporters. A mandated reporter shall make a report of suspected child abuse in accordance with this section if the mandated reporter has reasonable cause to suspect that a child is a victim of child abuse under any of the following circumstances:

(i) The mandated reporter comes into contact with the child in the course of employment, occupation and practice of the profession or through a regularly scheduled program, activity or service.

(ii) The mandated reporter is directly responsible for the care, supervision, guidance or training of the child, or is affiliated with an agency, institution, organization, school, regularly established church or religious organization or other entity that is directly responsible for the care, supervision, guidance or training of the child.

(iii) A person makes a specific disclosure to the mandated reporter that an identifiable child is the victim of child abuse.

(iv) An individual 14 years of age or older makes a specific disclosure to the mandated reporter that the individual has committed child abuse.

(2) Nothing in this subsection shall require a child to come before the mandated reporter in order for the mandated reporter to make a report of suspected child abuse.

(3) Nothing in this subsection shall require the mandated reporter to take steps to identify the person responsible for the child abuse, if unknown, in order for the mandated reporter to make a report of suspected child abuse.

(b) *Staff members of public or private agencies, institutions and facilities.* [**Optometrists who are staff members of a medical or other public or private institution, school, facility or agency, and who, in the course of their employment, occupation or practice of their profession, come into contact with children shall immediately notify the person in charge of the institution, school, facility or agency or the designated agent of the person in charge when they have reasonable cause to suspect on the basis of their professional or other training or experience, that a child coming before them in their professional or official capacity is a victim of child abuse. Upon notification by the Board regulated practitioner, the person in charge or the designated agent shall assume the responsibility and have the legal obligation to report or cause a report to be made in accordance with subsections (a), (c) and (d)] Whenever an optometrist is required to make a report under subsection (a) in the capacity as a member of the staff of a medical or other public or private institution, school, facility or agency, that optometrist shall report immediately in accordance with subsection (c) and shall immediately thereafter notify the person in charge of the institution, school, facility or agency or the designated agent of the person in charge.**

(c) *Reporting procedure.* [**Reports of suspected child abuse shall be made by telephone and by written report.**

(1) *Oral reports.* Oral reports of suspected child abuse shall be made immediately by telephone to ChildLine, (800) 932-0313.

(2) *Written reports.* Written reports shall be made within 48 hours after the oral report is made by telephone. Written reports shall be made on forms available from a county children and youth social service agency.]

A mandated reporter shall immediately make a report of suspected child abuse to the Department of Human Services by either:

(1) Making an oral report of suspected child abuse by telephone to ChildLine at (800) 932-0313, followed by a written report within 48 hours to the Department of Human Services or the county agency assigned to the case in a manner and format prescribed by the Department of Human Services. The written report submitted under this subparagraph may be submitted electronically.

(2) Making an electronic report of suspected child abuse in accordance with 23 Pa.C.S. § 6305 (relating to electronic reporting) through the Department of Human Service's Child Welfare Information Solution self-service portal at www.compass.state.pa.us/cwis. A confirmation by the Department of Human Services of the receipt of a report of suspected child abuse submitted electronically relieves the mandated reporter of the duty to make an additional oral or written report.

(d) *Written or electronic reports.* [**Written reports shall be made in the manner and on forms prescribed by the Department of Public Welfare. The following information shall be included in the written reports, if available:] A written or electronic report of suspected child abuse, shall include the following information, if known:**

(1) The names and addresses of the child [**and**], the **child's** parents [**or**] **and any** other person responsible for the [**care of the child, if known**] **child's welfare.**

(2) Where the suspected **child** abuse occurred.

(3) The age and sex of [**the subjects**] **each subject** of the report.

(4) The nature and extent of the suspected child abuse including any evidence of prior abuse to the child or [**siblings**] **any sibling** of the child.

(5) The name and relationship of [**the persons**] **each individual** responsible for causing the suspected abuse[, **if known,**] and any evidence of prior abuse by [**those persons**] **each individual.**

(6) Family composition.

(7) The source of the report.

(8) The **name, telephone number and e-mail address of the** person making the report [**and where that person can be reached**].

(9) The actions taken by the [**reporting source, including the taking of photographs and X-rays, removal or keeping of the child or notifying the medical examiner or coroner**] **person making the report, including actions taken under 23 Pa.C.S. §§ 6314—6317.**

(10) Other information which the Department of [**Public Welfare**] **Human Services** may require by regulation.

(11) Other information required by Federal law or regulation.

§ 23.112. Photographs, medical tests and X-rays of child subject to report.

An optometrist **required to report suspected child abuse** may take or cause to be taken photographs of the child who is subject to a report and, if clinically indicated, cause to be performed a radiological examination and other medical tests on the child. Medical summaries or reports of the photographs, X-rays and relevant medical tests taken shall be sent to the county children and youth social service agency at the time the written report is sent, **or within 48 hours after an electronic report is made under § 23.111(c)(2) (relating to suspected child abuse—mandated reporting requirements),** or as soon thereafter as possible. The county children and youth social service agency shall have access to actual photographs or duplicates and X-rays and may obtain them or duplicates of them upon request. **Medical summaries or reports of the photographs, X-rays and relevant medical tests shall be made available to law enforcement officials in the course of investigating cases under 23 Pa.C.S. § 6340(a)(9) or (10) (relating to release of information in confidential reports).**

§ 23.113. Suspected death as a result of child abuse—mandated reporting requirement.

An optometrist who has reasonable cause to suspect that a child died as a result of child abuse shall report that suspicion to the coroner **or medical examiner** of the county where death occurred or, in the case where the child is transported to another county for medical treatment, to the coroner **or medical examiner** of the county where the injuries were sustained.

§ 23.114. Immunity from liability.

(a) Under 23 Pa.C.S. § 6318 (relating to immunity from liability), an optometrist who participates in good faith in the making of a report **of suspected child abuse, making a referral for general protective services, cooperating or consulting with an investigation including providing information to a child fatality or near fatality review team**, testifying in a proceeding arising out of an instance of suspected child abuse **or general protective services or [the taking of photographs] engaging in any action authorized under 23 Pa.C.S. §§ 6314—6317** shall have immunity from civil and criminal liability that might otherwise result by reason of the optometrist's actions. For the purpose of any civil or criminal proceeding, the good faith of the optometrist shall be presumed.

(b) The Board will uphold the same good faith presumption in any disciplinary proceeding that might result by reason of an optometrist's actions **[in participating in good faith in the making of a report, cooperating with an investigation, testifying in a proceeding arising out of an instance of suspected child abuse or the taking of photographs] under §§ 23.111—23.113 (relating to suspected child abuse—mandated reporting requirements; photographs, medical tests and X-rays of child subject to report; and suspected death as a result of child abuse—mandated reporting requirement).**

§ 23.115. Confidentiality—waived.

To protect children from abuse, the reporting requirements of this chapter take precedence over provisions of the act as defined in § 23.1 (relation to definitions) and other ethical principles or professional standards that might otherwise apply to optometrists. **In accordance with 23 Pa.C.S. § 6311.1 (relating to privileged communications), privileged communications between a mandated reporter and a patient do not apply to a situation involving child abuse and do not relieve the mandated reporter of the duty to make a report of suspected child abuse.**

§ 23.116. Noncompliance.

(a) *Disciplinary action.* An optometrist who willfully fails to comply with the reporting requirements in §§ 23.111—23.113 (relating to suspected child abuse—mandated reporting requirements; photographs, medical tests and X-rays of child subject to report; and suspected death as a result of child abuse—mandated reporting requirement) will be subject to disciplinary action under section 7(8), (10) and (11) of the act (63 P.S. § 244.7(8), (10) and (11)).

(b) *Criminal penalties.* **[Under 23 Pa.C.S. § 6319 (relating to penalties for failure to report), an optometrist who is required to report a case of suspected child abuse who willfully fails to do so commits a summary offense for the first violation and a misdemeanor of the third degree for a second or subsequent violation.] Under 23 Pa.C.S. § 6319 (relating to penalties), a mandated reporter who is required to report a case of suspected child abuse or to make a referral to the appropriate authorities and who willfully fails to do so commits a criminal offense, as follows:**

(1) An offense not otherwise specified in paragraphs (2), (3) or (4) is a misdemeanor of the second degree.

(2) An offense is a felony of the third degree if all of the following apply:

(i) The mandated reporter willfully fails to report.

(ii) The child abuse constitutes a felony of the first degree or higher.

(iii) The mandated reporter has direct knowledge of the nature of the abuse.

(3) If the willful failure to report continues while the mandated reporter knows or has reasonable cause to suspect a child is being subjected to child abuse by the same individual, or while the mandated reporter knows or has reasonable cause to suspect that the same individual continues to have direct contact with children through the individual's employment, program activity or service, the mandated reporter commits a felony of the third degree, except that if the child abuse constitutes a felony of the first degree or higher, the mandated reporter commits a felony of the second degree.

(4) A mandated reporter who, at the time of sentencing for an offense under 23 Pa.C.S. § 6319, has been convicted of a prior offense under 23 Pa.C.S. § 6319, commits a felony of the third degree, except that if the child abuse constitutes a felony of the first degree or higher, the penalty for the second or subsequent offense is a felony of the second degree.

(Editor's Note: Sections 23.117 and 23.118 are proposed to be added and are printed in regular type to enhance readability.)

§ 23.117. Child abuse recognition and reporting—mandatory training requirement.

(a) Except as provided in subsection (c), individuals applying to the Board for an initial license shall have completed at least 3 hours of training in child abuse recognition and reporting requirements which has been approved by the Department of Human Services and the Bureau, as set forth in § 23.118 (relating to child abuse recognition and reporting course approval process). The applicant shall certify on the application that the applicant has either completed the required training or has been granted an exemption under subsection (c). The Board will not issue a license unless the Bureau has received an electronic report from an approved course provider documenting the attendance or participation by the applicant or the applicant has obtained an exemption under subsection (c).

(b) Except as provided in subsection (c), licensees seeking renewal of a license issued by the Board shall complete, as a condition of biennial renewal of the license, at least 2 hours of approved continuing education in child abuse recognition and reporting, as a portion of the total continuing education required for biennial license renewal or reactivation set forth in § 23.82 (relating to continuing education hour requirements; continuing education reporting; audit and enforcement). For credit to be granted, the continuing education course or program must be approved by the Bureau, in consultation with the Department of Human Services, as set forth in § 23.118. The Board will not renew a license unless the Bureau has received an electronic report from an approved course provider documenting the attendance or participation by the licensee in an approved course within the applicable biennial renewal period or the licensee has obtained an exemption under subsection (c). If a licensee also holds a license issued by another licensing board within the

Bureau that requires mandatory training in child abuse recognition and reporting, credit for completion of an approved course will be applied to both licenses.

(c) An applicant or licensee may apply in writing for an exemption from the training/continuing education requirements set forth in subsections (a) and (b) provided the applicant or licensee meets one of the following:

(1) The applicant or licensee submits documentation demonstrating that:

(i) The applicant or licensee has already completed child abuse recognition training as required by section 1205.6 of the Public School Code of 1949 (24 P.S. § 12-1205.6).

(ii) The training was approved by the Department of Education in consultation with the Department of Human Services.

(iii) The amount of training received equals or exceeds the amount of training or continuing education required under subsection (a) or (b), as applicable.

(iv) For purposes of licensure renewal, the training must have been completed during the relevant biennial renewal period.

(2) The applicant or licensee submits documentation demonstrating that:

(i) The applicant or licensee has already completed child abuse recognition training required by 23 Pa.C.S. § 6383(c) (relating to education and training).

(ii) The training was approved by the Department of Human Services.

(iii) The amount of training received equals or exceeds the amount of training or continuing education required under subsection (a) or (b), as applicable.

(iv) For purposes of licensure renewal, the training must have been completed during the relevant biennial renewal period.

(3) The applicant or licensee submits documentation acceptable to the Board demonstrating why the applicant or licensee should not be subject to the training or continuing education requirement. The Board will not grant an exemption based solely upon proof that children are not a part of the applicant's or licensee's practice. Each request for an exemption under this paragraph will be considered on a case-by-case basis. The Board may grant an exemption if it finds that completion of the training or continuing education requirement is duplicative or unnecessary under the circumstances.

(d) Exemptions granted under subsection (c) are applicable only for the biennial renewal period for which the exemption is requested. If an exemption is granted, the Board will issue or renew the license, as applicable. If an exemption is denied, the Board will e-mail the applicant or licensee a discrepancy notice notifying them of the need to either complete an approved course or, if warranted, to submit additional documentation in support of their request for exemption.

§ 23.118. Child abuse recognition and reporting course approval process.

(a) An individual, entity or organization may apply for approval to provide mandated reporter training as required under 23 Pa.C.S. § 6383(b) (relating to education

and training) by submitting the course materials set forth in subsection (b) simultaneously to the Department of Human Services, Office of Children, Youth and Families and to the Bureau at the following addresses:

(1) Department of Human Services, Office of Children, Youth and Families, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120; or electronically at RA-PWOCYFCPSL@pa.gov.

(2) Bureau of Professional and Occupational Affairs, 2601 North Third Street, P.O. Box 2649, Harrisburg, PA 17105-2649; or electronically at RA-stcpsl_course_app@pa.gov.

(b) Submissions shall include the following:

(1) Contact information, including mailing address, e-mail address and telephone number, for the agency/course administrator.

(2) General description of the training and course delivery method.

(3) Title of the course.

(4) Timed agenda and estimated hours of training.

(5) Learning objectives.

(6) Intended audience.

(7) Course-related materials, including as applicable:

(i) Handouts.

(ii) Narrated script or talking points.

(iii) Interactive activities or exercises.

(iv) Videos and audio/visual content.

(v) Knowledge checks, quizzes or other means of assessing participant's understanding of the material.

(vi) For online courses, a transcript or recording of audio training.

(8) Citation of sources, including written permission to use copyrighted material, if applicable.

(9) Anticipated credentials or experience of the presenter, or biography of presenter, if known.

(10) Printed materials used to market the training.

(11) Evaluation used to assess participants' satisfaction with the training.

(12) Sample certificate of attendance/participation, which shall include:

(i) Name of participant.

(ii) Title of training.

(iii) Date of training.

(iv) Length of training (2 or 3 hours).

(v) Name and signature of the authorized representative of the provider. The signature may be an electronic signature.

(vi) Statement affirming the participant attended the entire course.

(13) Verification of ability to report participation/attendance electronically to the Bureau in a format prescribed by the Bureau.

(c) The Bureau will notify the individual, entity or organization in writing upon approval of the course and will post a list of approved courses on the Bureau's web site and the Board's web site.

[Pa.B. Doc. No. 23-570. Filed for public inspection April 28, 2023, 9:00 a.m.]

STATE BOARD OF EXAMINERS IN SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

[49 PA. CODE CH. 45]

Child Abuse Reporting Requirements

The State Board of Examiners in Speech-Language Pathology and Audiology (Board) proposes to amend §§ 45.12, 45.13, 45.401—45.407 and 45.501—45.503 and to add §§ 45.408 and 45.409 (relating to child abuse recognition and reporting—mandatory training requirement; and child abuse recognition and reporting course approval process) to read as set forth in Annex A.

Effective Date

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

Statutory Authority

Section 5(2) of the Speech-Language Pathologists and Audiologists Licensure Act (act) (63 P.S. § 1705(2)) sets forth the Board's general rulemaking authority. Under 23 Pa.C.S. Chapter 63 (relating to Child Protective Services Law) (CPSL), specifically section 6383(b)(2) of the CPSL (relating to education and training), the Board is required to promulgate regulations to implement the mandatory reporting requirements for licensees of the Board.

Background and Purpose

Since 2014, the General Assembly has made numerous amendments to the CPSL, including the requirement imposed by the act of April 15, 2014 (P.L. 411, No. 31) (Act 31) on all health-related boards requiring training in child abuse recognition and reporting for licensees who are considered "mandated reporters" under the CPSL. Section 2 of Act 31 provided that these training requirements would apply to all persons applying for a license, or applying for renewal of a license, on or after January 1, 2015, and were implemented as of that date. This proposed rulemaking is required to update the Board's existing regulations on the subject of child abuse reporting to comport to the numerous amendments made to the CPSL.

Description of the Proposed Amendments

The Board proposes to amend § 45.12 (relating to licensure and application procedures) to incorporate the requirement for all applicants to complete, as a condition of licensure, at least 3 hours of training in child abuse recognition and reporting as required by section 6383(b)(3)(i) of the CPSL. Similarly, the Board proposes to amend § 45.13 (relating to renewal of license; inactive status of license; required continuing education) to set forth the requirement that licensees applying for biennial renewal complete at least 2 hours of continuing education in approved courses in child abuse recognition and reporting as a condition of renewal as required by section 6383(b)(3)(ii) of the CPSL.

The Board is also proposing comprehensive amendments to the Board's existing child abuse reporting requirements to comport to the amendments to the CPSL. The Board proposes to amend § 45.401 (relating to definitions) to update the definitions of terms used in the CPSL. Specifically, the Board finds it necessary to define the terms "bodily injury," "child," "parent," "program, activity or service" and "serious physical neglect" and to amend the definitions of "child abuse," "perpetrator," "person responsible for the child's welfare," "recent acts or omissions" and "sexual abuse or exploitation" to comport with amendments made to the CPSL. The Board has also added a definition for the terms "Bureau," "licensee" and "mandated reporter" for ease of reference. The Board also proposes to delete the definitions for "individual residing in the same home of the child" and "serious physical injury" because these terms have been deleted from the CPSL. The Board also proposes to amend, where necessary throughout this proposed rulemaking, the name of the Department of Public Welfare, as the name of that agency has changed to the Department of Human Services.

The Board is proposing to amend § 45.402 (relating to suspected child abuse—mandated reporting requirements) to provide the general rule that all licensees of the Board are considered mandated reporters, and update the mandated reporting requirements and reporting procedures as set forth in section 6311 and 6313 of the CPSL, as amended. The Department of Human Services has implemented an electronic reporting process for mandated reporters, and the Board finds it necessary to propose amendments to § 45.403 (relating to photographs, medical tests and X-rays of child subject to report) to set forth the requirement for licensees to submit documentation relating to photographs, medical tests and X-rays to the county children and youth social service agency within 48 hours of making an electronic report in accordance with section 6314 of the CPSL, and to include the requirement that medical summaries or reports of the photographs, X-rays and relevant medical tests be made available to law enforcement officials in the course of investigating cases under 23 Pa.C.S. § 6340(a)(9) or (10) (relating to release of information in confidential reports).

The Board is proposing to amend § 45.404 (relating to suspected death as a result of child abuse—mandated reporting requirement) to incorporate an amendment made to section 6317 of the CPSL to permit such a report to be made to the medical examiner of the county where the death occurred or of the county where the injuries were sustained. Further the Board is proposing to amend and restructure § 45.405 (relating to immunity from liability) to incorporate amendments made to section 6318 of the CPSL in subsection (a) and to clarify in subsection (b) that the Board will uphold the same good faith presumption in any disciplinary proceedings that may be brought for violations of the duties imposed upon licensees that are set forth in §§ 45.402—45.404. The Board also proposes to amend § 45.406 (relating to confidentiality—waived) to incorporate the provisions of section 6311.1 of the CPSL. Likewise, the Board proposes to amend § 45.407 (relating to noncompliance) to update the criminal penalties for failure to make a report or referral required by the CPSL, which have been increased in recent years from a summary offense for a first violation and a misdemeanor for a second or subsequent violation to a misdemeanor of the second degree for most offenses, except under certain enumerated circumstances where the offense is graded as a felony.

The Board proposes to add two new sections to incorporate the mandatory training requirements set forth in section 6383(b)(3)(i) and (ii) of the CPSL. Section 45.408 (relating to child abuse recognition and reporting—mandatory training requirement) would set forth the requirements that all individuals applying for an initial license are required to complete at least 3 hours of approved training in child abuse recognition and reporting in subsection (a), and that all licensees seeking renewal are required to complete at least 2 hours of approved continuing education courses in child abuse recognition and reporting as a requirement of biennial renewal in subsection (b). The Board would also provide notice that these 2 hours of training would be accepted as a portion of the total continuing education required for biennial renewal, and not an additional requirement, as provided in section 6382(b)(3)(ii) of the CPSL. The Board is also clarifying that a license will not be issued or renewed unless the Bureau has received an electronic report from an approved course provider documenting attendance or participation by the licensee in an approved course or the licensee has been granted an exemption under subsection (c). The proposal would also clarify that for purposes of renewal, the course must be completed within the applicable biennial renewal period, and that if a licensee holds more than one license issued by the Board or also holds a license from another licensing board within the Bureau that required mandatory training in child abuse recognition and reporting, credit for completion of an approved course will be applied to both licenses.

Subsection (c) would include the process for applying for an exemption from the mandatory training requirements as set forth in section 6383(b)(4) and (6) of the CPSL for individuals who have already completed similar training or who otherwise should be exempt from the training requirements. Specifically, paragraph (1) provides an exemption for individuals who have already completed comparable training under section 1205.6 of the Public School Code of 1949 (24 P.S. § 12-1205.6). Paragraph (2) provides an exemption for individuals who have completed comparable training under section 6383(c) of the CPSL. The Board notes that section 6383(b)(4)(ii)(B) of the CPSL provides an exemption for individuals who have already completed child abuse recognition training required under the Human Services Code (formerly known as the Public Welfare Code), and the training was approved by the Department of Human Services. However, the Department of Human Services has confirmed that there is not a provision in the Human Services Code that requires such training. Instead, section 6383(c) of the CPSL sets forth the requirement that certain individuals and entities regulated by the Department of Human Services complete mandated reporter training. Therefore, the Board believes it is appropriate to include an exemption for an applicant or licensee who has already completed comparable training in child abuse recognition and reporting required by the Department of Human Services under section 6383(c) of the CPSL. For example, if an audiologist happened to be a foster parent and was, therefore, required to complete the training under section 6383(c), there would be no need to repeat the training as a condition of licensure or license renewal under section 6383(b). In addition, section 6383(b)(6) of the CPSL permits the Board to exempt a licensee from the training requirement “if the licensee submits documentation acceptable to the licensing board that the licensee should not be subject to the training or continuing education requirement.” The Board believes that this section also provides the authority of the Board to determine that

those licensees who are required to complete comparable training under section 6383(c) should be exempt from the training requirement under section 6383(b), provided they submit acceptable documentation to the Board evidencing completion of comparable training. Finally, paragraph (3) would further implement section 6383(b)(6) of the CPSL by providing an exemption for an individual who submits acceptable documentation demonstrating why they should not be subject to the training or continuing education requirement. The Board also proposes to clarify the standards for granting an exemption under paragraph (3) by explaining that the Board will not grant an exemption based solely upon proof that children are not a part of the applicant’s or licensee’s practice and that each request for an exemption will be considered on a case-by-case basis. The Board may grant the exemption if it finds that completion of the training or continuing education requirement is duplicative or unnecessary under the circumstances.

The Board is also proposing subsection (d), which will clarify that exemptions which are granted are applicable only to the biennial renewal period in which the exemption is requested. Subsection (d) will also set forth the process for notifying an applicant or licensee of the Board’s decision to grant or deny the exemption.

Additionally, the Board proposes to add § 45.409 (relating to child abuse recognition and reporting course approval process) to set forth the administrative process developed by the Bureau, in conjunction with the Department of Human Services, for individuals, entities and organizations to apply for approval to deliver the mandatory training in child abuse recognition and reporting. Subsection (a) requires an individual, entity or organization to apply simultaneously to the Bureau and the Department of Human Services. Subsection (b) sets forth the required course materials to be submitted. In addition to the materials that are required to be submitted relating to the content of the training itself for review by the Department of Human Services, the Bureau has established a requirement that to be approved to provide the mandatory training in child abuse recognition and reporting, an individual, entity or organization must be able to report participation or attendance electronically to the Bureau. In this manner, the completion of the training is automatically imported into the applicant’s or licensee’s record with the Board at the time the course is completed. Then, at the time of application or renewal, the system verifies that the training was completed as required prior to issuing or renewing the license. Thus, the Board will not renew a license unless an electronic report has been received from an approved course provider or the licensee has received an exemption from the mandatory training requirement. Finally, subsection (c) clarifies that the Bureau will notify the individual, entity or organization in writing upon approval of the course and will post a list of approved courses on the Bureau’s and the Board’s web site.

The Board further proposes amendments to Subchapter G (relating to continuing education). Section 45.501 (relating to credit hour requirements) is proposed to be amended to incorporate the 2 hours of child abuse recognition and reporting training as part of the existing requirement for licensees to complete 20 clock hours of continuing education, and not as an additional requirement. Section 45.502 (relating to exemption and waiver) is proposed to be amended to clarify that these 2 hours of mandatory training are an exception to the rule that licensees are not required to complete continuing education during the first biennial period in which first li-

censed. Finally, § 45.503 (relating to continuing education requirement for reactivation of inactive and lapsed licenses) is likewise proposed to be amended to incorporate the mandatory training in child abuse recognition and reporting as a condition of reactivation of an inactive or lapsed license.

Fiscal Impact and Paperwork Requirements

The Board does not anticipate any significant fiscal impact or paperwork requirements relating to these amendments. Because licensees are already required to complete mandatory continuing education requirements, and these 2 hours in child abuse recognition and reporting are incorporated into the existing requirement, there would not be an increased burden. Only applicants for licensure will incur an additional requirement and, as there are many low-cost and free options available to complete the training, the Board anticipates this impact to also be minimal. Because approved training providers of the mandatory training in child abuse recognition and reporting are required to report participation or attendance electronically, there are no additional paperwork requirements imposed on licensees. In addition, the implementation of an electronic reporting system for mandated reporters of child abuse under the CPSL by the Department of Human Services has decreased the paperwork requirements related to the mandatory reporting requirements.

Sunset Date

The Board continuously monitors the effectiveness of its regulations on a fiscal year and biennial basis. Therefore, no sunset date has been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on April 14, 2023, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the Senate Consumer Protection and Professional Licensure Committee and the House Professional Licensure Committee. A copy of this material is available to the public upon request.

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

Public Comment

Interested persons are invited to submit written comments, recommendations or objections regarding this proposed rulemaking to Regulatory Counsel, State Board of Examiners in Speech-Language Pathology and Audiology, P.O. Box 69523, Harrisburg, PA 17106-5923 or RA-STRegulatoryCounsel@pa.gov within 30 days following publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Reference No. 16A-6805 (child abuse reporting requirements) when submitting comments.

PATRICK MURPHY, AuD,
Chairperson

Fiscal Note: 16A-6805. No fiscal impact; recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 45. STATE BOARD OF EXAMINERS IN SPEECH-LANGUAGE PATHOLOGY AND AUDIOLOGY

Subchapter B. LICENSURE AND CERTIFICATION

§ 45.12. Licensure and application procedures.

(a) The applicant for licensure shall submit to the Board, along with required fees as provided by § 45.1 (relating to fees), a completed, signed and dated application and applicable documentation.

(b) Excluding applicants who fall within the exclusions in section 6(b) of the act (63 P.S. § 1706(b)), the applicant for licensure shall file, or cause to be filed, with the Board evidence that the applicant has:

(1) *Speech-language pathologists.*

(i) Met the educational requirements of § 45.17(a) (relating to education requirements).

(ii) Completed 9 months of supervised professional experience requirements of § 45.20 (relating to supervised professional experience required for licensure as a speech-language pathologist).

(iii) Passed an examination approved by the Board.

(iv) Demonstrated that the applicant is of good moral character.

(v) Completed at least 3 hours of approved training in child abuse recognition and reporting in accordance with § 45.408(a) (relating to child abuse recognition and reporting—mandatory training requirement).

(2) *Audiologists.*

(i) Met the educational requirements of § 45.17(b).

(ii) Passed an examination approved by the Board.

(iii) Demonstrated that the applicant is of good moral character.

(iv) Completed at least 3 hours of approved training in child abuse recognition and reporting in accordance with § 45.408(a).

(c) An applicant who wishes to apply for more than one Board-issued license or provisional license specified in § 45.11 (relating to licenses and certifications) shall submit a separate application for each license or provisional license.

§ 45.13. Renewal of license; inactive status of license; required continuing education.

* * * * *

(f) A licensee who fails to renew a license or who requests to be placed on inactive status will not be sent Board notifications until the license is renewed or reactivated.

(g) An application for renewal of a license will not be granted unless the licensee has certified that the licensee has completed the required continuing education hours under § 45.501 (relating to credit hour requirements), **including at least 2 hours of approved continuing education in child abuse recognition and reporting**

in accordance with § 45.408(b) (relating to child abuse recognition and reporting—mandatory training requirement). If requested by the Board, an application for renewal shall also include the documentation required under § 45.504 (relating to reporting completion of continuing education).

(h) An application for reactivation of an inactive or lapsed license shall also include the documentation required under § 45.504 for the preceding biennial period.

Subchapter F. CHILD ABUSE REPORTING REQUIREMENTS

§ 45.401. Definitions.

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

Bodily injury—Impairment of physical condition or substantial pain.

Bureau—The Bureau of Professional and Occupational Affairs within the Department of State of the Commonwealth.

Child—An individual under 18 years of age.

Child abuse—[A term meaning any of the following:

(i) A recent act or failure to act by a perpetrator which causes nonaccidental serious physical injury to a child under 18 years of age.

(ii) An act or failure to act by a perpetrator which causes nonaccidental serious mental injury to or sexual abuse or sexual exploitation of a child under 18 years of age.

(iii) A recent act, failure to act or series of acts or failures to act by a perpetrator which creates an imminent risk of serious physical injury to or sexual abuse or sexual exploitation of a child under 18 years of age.

(iv) Serious physical neglect by a perpetrator constituting prolonged or repeated lack of supervision or the failure to provide the essentials of life, including adequate medical care, which endangers a child's life or development or impairs the child's functioning.] Intentionally, knowingly or recklessly doing any of the following:

(i) Causing bodily injury to a child through any recent act or failure to act.

(ii) Fabricating, feigning or intentionally exaggerating or inducing a medical symptom or disease which results in a potentially harmful medical evaluation or treatment to the child through any recent act.

(iii) Causing or substantially contributing to serious mental injury to a child through any act or failure to act or a series of these acts or failures to act.

(iv) Causing sexual abuse or exploitation of a child through any act or failure to act.

(v) Creating a reasonable likelihood of bodily injury to a child through any recent act or failure to act.

(vi) Creating a likelihood of sexual abuse or exploitation of a child through any recent act or failure to act.

(vii) Causing serious physical neglect of a child.

(viii) Engaging in any of the following recent acts:

(A) Kicking, biting, throwing, burning, stabbing or cutting a child in a manner that endangers the child.

(B) Unreasonably restraining or confining a child, based on consideration of the method, location or duration of the restraint or confinement.

(C) Forcefully shaking a child under 1 year of age.

(D) Forcefully slapping or otherwise striking a child under 1 year of age.

(E) Interfering with the breathing of a child.

(F) Causing a child to be present at a location while a violation of 18 Pa.C.S. § 7508.2 (relating to operation of methamphetamine laboratory) is occurring, provided that the violation is being investigated by law enforcement.

(G) Leaving a child unsupervised with an individual, other than the child's parent, who the actor knows or reasonably should have known:

(I) Is required to register as a Tier II or Tier III sexual offender under 42 Pa.C.S. Chapter 97, Subchapter H (relating to registration of sexual offenders), when the victim of the sexual offense was under 18 years of age when the crime was committed.

(II) Has been determined to be a sexually violent predator under 42 Pa.C.S. § 9799.24 (relating to assessments) or any of its predecessors.

(III) Has been determined to be a sexually violent delinquent child as defined in 42 Pa.C.S. § 9799.12 (relating to definitions).

(IV) Has been determined to be a sexually violent predator under 42 Pa.C.S. § 9799.58 (relating to assessments) or has to register for life under 42 Pa.C.S. § 9799.55(b) (relating to registration).

(ix) Causing the death of the child through any act or failure to act.

(x) Engaging a child in a severe form of trafficking in persons or sex trafficking, as those terms are defined under section 103 of the Trafficking Victims Protection Act of 2000 (Division A of Pub.L. No. 106-386).

ChildLine—An organizational unit of the Department of Human Services, which operates a 24-hour a day Statewide toll-free telephone system for receiving reports of suspected child abuse, referring reports for investigation and maintaining the reports in the appropriate file.

[Individual residing in the same home as the child—An individual who is 14 years of age or older and who resides in the same home as the child.]

Licensee—An audiologist or speech-language pathologist licensed by the Board.

Mandated reporter—A person who is required under 23 Pa.C.S. § 6311 (relating to persons required to report suspected child abuse) to make a report of suspected child abuse. For purposes of this subchapter, the term includes all audiologists and speech-language pathologists licensed by the Board.

Parent—A biological parent, adoptive parent or legal guardian.

Perpetrator—[A person who has committed child abuse and is a parent of the child, a person responsible for the welfare of a child, an individual residing in the same home as a child or a paramour of a child's parent.] A person who has committed child abuse as defined in this section. The following apply:

(i) **This term includes only the following:**

(A) **A parent of the child.**

(B) **A spouse or former spouse of the child's parent.**

(C) **A paramour or former paramour of the child's parent.**

(D) **An individual 14 years of age or older who is a person responsible for the child's welfare or who has direct contact with children as an employee of child-care services, a school or through a program, activity or service.**

(E) **An individual 14 years of age or older who resides in the same home as the child.**

(F) **An individual 18 years of age or older does not reside in the same home as the child but is related, within the third degree of consanguinity or affinity by birth or adoption, to the child.**

(G) **An individual 18 years of age or older who engages a child in severe forms of trafficking in persons or sex trafficking, as those terms are defined under section 103 of the Trafficking Victims Protection Act of 2000.**

(ii) **Only the following may be considered a perpetrator for failing to act, as provided in this section:**

(A) **A parent of the child.**

(B) **A spouse or former spouse of the child's parent.**

(C) **A paramour or former paramour of the child's parent.**

(D) **A person responsible for the child's welfare who is 18 years of age or older.**

(E) **An individual 18 years of age or older who resides in the same home as the child.**

Person responsible for the child's welfare—A person who provides permanent or temporary care, supervision, mental health diagnosis or treatment, training or control of a child in lieu of parental care, supervision and control. [The term does not include a person who is employed by or provides services or programs in a public or private school, intermediate unit or area vocational-technical school.]

Program, activity or service—Any of the following in which children participate and which is sponsored by a school or a public or private organization:

(i) **A youth camp or program.**

(ii) **A recreational camp or program.**

(iii) **A sports or athletic program.**

(iv) **A community or social outreach program.**

(v) **An enrichment or educational program.**

(vi) **A troop, club or similar organization.**

Recent [acts or omissions—Acts or omissions] act or failure to act—An act or failure to act committed within 2 years of the date of the report to the Department of Human Services or county agency.

Serious mental injury—A psychological condition, as diagnosed by a physician or licensed psychologist, including the refusal of appropriate treatment, that does one or more of the following:

(i) Renders a child chronically and severely anxious, agitated, depressed, socially withdrawn, psychotic or in reasonable fear that the child's life or safety is threatened.

(ii) Seriously interferes with a child's ability to accomplish age-appropriate developmental and social tasks.

[Serious physical injury—An injury that causes a child severe pain or significantly impairs a child's physical functioning, either temporarily or permanently.]

Serious physical neglect—Any of the following when committed by a perpetrator that endangers a child's life or health, threatens a child's well-being, causes bodily injury or impairs a child's health, development or functioning:

(i) **A repeated, prolonged or egregious failure to supervise a child in a manner that is appropriate considering the child's developmental age and abilities.**

(ii) **The failure to provide a child with adequate essentials of life, including food, shelter or medical care.**

Sexual abuse or exploitation—[The employment, use, persuasion, inducement, enticement or coercion of a child to engage in or assist another person to engage in sexually explicit conduct or a simulation of sexually explicit conduct for the purpose of producing a visual depiction, including photographing, videotaping, computer depicting or filming, of sexually explicit conduct or the rape, sexual assault, involuntary deviate sexual intercourse, aggravated indecent assault, molestation, incest, indecent exposure, prostitution, statutory sexual assault or other form of sexual exploitation of children.]
Any of the following:

(i) **The employment, use, persuasion, inducement, enticement or coercion of a child to engage in or assist another individual to engage in sexually explicit conduct, which includes the following:**

(A) **Looking at sexual or other intimate parts of a child or another individual for the purpose of arousing or gratifying sexual desire in any individual.**

(B) **Participating in sexually explicit conversation either in person, by telephone, by computer or by a computer-aided device for the purpose of sexual stimulation or gratification of any individual.**

(C) **Actual or simulated sexual activity or nudity for the purpose of sexual stimulation or gratification of any individual.**

(D) **Actual or simulated sexual activity for the purpose of producing visual depiction, including photographing, videotaping, computer depicting or filming.**

(ii) Any of the following offenses committed against a child:

(A) Rape as defined in 18 Pa.C.S. § 3121 (relating to rape).

(B) Statutory sexual assault as defined in 18 Pa.C.S. § 3122.1 (relating to statutory sexual assault).

(C) Involuntary deviate sexual intercourse as defined in 18 Pa.C.S. § 3123 (relating to involuntary deviate sexual intercourse).

(D) Sexual assault as defined in 18 Pa.C.S. § 3124.1 (relating to sexual assault).

(E) Institutional sexual assault as defined in 18 Pa.C.S. § 3124.2 (relating to institutional sexual assault).

(F) Aggravated indecent assault as defined in 18 Pa.C.S. § 3125 (relating to aggravated indecent assault).

(G) Indecent assault as defined in 18 Pa.C.S. § 3126 (relating to indecent assault).

(H) Indecent exposure as defined in 18 Pa.C.S. § 3127 (relating to indecent exposure).

(I) Incest as defined in 18 Pa.C.S. § 4302 (relating to incest).

(J) Prostitution as defined in 18 Pa.C.S. § 5902 (relating to prostitution and related offenses).

(K) Sexual abuse as defined in 18 Pa.C.S. § 6312 (relating to sexual abuse of children).

(L) Unlawful contact with a minor as defined in 18 Pa.C.S. § 6318 (relating to unlawful contact with minor).

(M) Sexual exploitation as defined in 18 Pa.C.S. § 6320 (relating to sexual exploitation of children).

(iii) For the purposes of subparagraph (i), the term does not include consensual activities between a child who is 14 years of age or older and another person who is 14 years of age or older and whose age is within 4 years of the child's age.

§ 45.402. Suspected child abuse—mandated reporting requirements.

(a) General rule.

(1) Under 23 Pa.C.S. § 6311 (relating to persons required to report suspected child abuse), licensees [who, in the course of their employment, occupation or practice of their profession, come into contact with children shall report or cause a report to be made to the Department of Public Welfare and to the appropriate county agency when they have reasonable cause to suspect on the basis of their professional or other training or experience, that a child coming before them in their professional or official capacity is a victim of child abuse.] of the Board are considered mandated reporters. A mandated reporter shall make a report of suspected child abuse in accordance with this section if the mandated reporter has reasonable cause to suspect that a child is a victim of child abuse under any of the following circumstances:

(i) The mandated reporter comes into contact with the child in the course of employment, occupation and practice of the profession or through a regularly scheduled program, activity or service.

(ii) The mandated reporter is directly responsible for the care, supervision, guidance or training of the child, or is affiliated with an agency, institution, organization, school, regularly established church or religious organization or other entity that is directly responsible for the care, supervision, guidance or training of the child.

(iii) A person makes a specific disclosure to the mandated reporter that an identifiable child is the victim of child abuse.

(iv) An individual 14 years of age or older makes a specific disclosure to the mandated reporter that the individual has committed child abuse.

(2) Nothing in this subsection shall require a child to come before the mandated reporter in order for the mandated reporter to make a report of suspected child abuse.

(3) Nothing in this subsection shall require the mandated reporter to take steps to identify the person responsible for the child abuse, if unknown, in order for the mandated reporter to make a report of suspected child abuse.

(b) Staff members of public or private agencies, institutions and facilities. [Licensees who are staff members of a medical or other public or private institution, school, facility or agency, and who, in the course of their employment, occupation or practice of their profession, come into contact with children shall immediately notify the person in charge of the institution, school, facility or agency or the designated agent of the person in charge when they have reasonable cause to suspect on the basis of their professional or other training or experience, that a child coming before them in their professional or official capacity is a victim of child abuse. Upon notification by the Board regulated practitioner, the person in charge or the designated agent shall assume the responsibility and have the legal obligation to report or cause a report to be made in accordance with subsections (a), (c) and (d).] Whenever a licensee is required to make a report under subsection (a) in the capacity as a member of the staff of a medical or other public or private institution, school, facility or agency, that licensee shall report immediately in accordance with subsection (c) and shall immediately thereafter notify the person in charge of the institution, school, facility or agency or the designated agent of the person in charge.

(c) Reporting procedure. [Reports of suspected child abuse shall be made by telephone and by written report.

(1) Oral reports. Oral reports of suspected child abuse shall be made immediately by telephone to ChildLine, (800) 932-0313.

(2) Written reports. Written reports shall be made within 48 hours after the oral report is made by telephone. Written reports shall be made on forms available from a county children and youth social service agency.]

A mandated reporter shall immediately make a report of suspected child abuse to the Department of Human Services by either:

(1) Making an oral report of suspected child abuse by telephone to ChildLine at (800) 932-0313, followed by a written report within 48 hours to the Department of Human Services or the county agency assigned to the case in a manner and format prescribed by the Department of Human Services. The written report submitted under this subparagraph may be submitted electronically.

(2) Making an electronic report of suspected child abuse in accordance with 23 Pa.C.S. § 6305 (related to electronic reporting) through the Department of Human Service's Child Welfare Information Solution self-service portal at www.compass.state.pa.us/cwis. A confirmation by the Department of Human Services of the receipt of a report of suspected child abuse submitted electronically relieves the mandated reporter of the duty to make an additional oral or written report.

(d) Written or electronic reports. [Written reports shall be made in the manner and on forms prescribed by the Department of Public Welfare. The following information shall be included in the written reports, if available:] A written or electronic report of suspected child abuse, shall include the following information, if known:

(1) The names and addresses of the child [and], the child's parents [or] and any other person responsible for the [care of the child, if known] child's welfare.

(2) Where the suspected child abuse occurred.

(3) The age and sex of [the subjects] each subject of the report.

(4) The nature and extent of the suspected child abuse, including any evidence of prior abuse to the child or [siblings] any sibling of the child.

(5) The name and relationship of [the persons] each individual responsible for causing the suspected abuse [, if known,] and any evidence of prior abuse by [those persons] each individual.

(6) Family composition.

(7) The source of the report.

(8) The name, telephone number and e-mail address of the person making the report [and where that person can be reached].

(9) The actions taken by the [reporting source, including the taking of photographs and X-rays, removal or keeping of the child or notifying the medical examiner or coroner] person making the report, including actions taken under 23 Pa.C.S. §§ 6314—6317.

(10) Other information which the Department of [Public Welfare] Human Services may require by regulation.

(11) Other information required by Federal law or regulation.

§ 45.403. Photographs, medical tests and X-rays of child subject to report.

A licensee **required to report suspected child abuse** may take or cause to be taken photographs of the child who is subject to a report and, if clinically indicated, cause to be performed a radiological examination and

other medical tests on the child. Medical summaries or reports of the photographs, X-rays and relevant medical tests taken shall be sent to the county children and youth social service agency at the time the written report is sent, **or within 48 hours after an electronic report is made under § 45.402(c)(2) (relating to suspected child abuse—mandated reporting requirements)**, or as soon thereafter as possible. The county children and youth social service agency shall have access to actual photographs or duplicates and X-rays and may obtain them or duplicates of them upon request. **Medical summaries or reports of the photographs, X-rays and relevant medical tests shall be made available to law enforcement officials in the course of investigating cases under 23 Pa.C.S. § 6340(a)(9) or (10) (relating to release of information in confidential reports).**

§ 45.404. Suspected death as a result of child abuse—mandated reporting requirement.

A licensee who has reasonable cause to suspect that a child died as a result of child abuse shall report that suspicion to the coroner **or medical examiner** of the county where death occurred or, in the case where the child is transported to another county for medical treatment, to the coroner **or medical examiner** of the county where the injuries were sustained.

§ 45.405. Immunity from liability.

(a) Under 23 Pa.C.S. § 6318 (relating to immunity from liability) a licensee who participates in good faith in the making of a report of suspected child abuse, making a referral for general protective services, cooperating or consulting with an investigation including providing information to a child fatality or near fatality review team, testifying in a proceeding arising out of an instance of suspected child abuse or general protective services or [the taking of photographs] engaging in any action authorized under 23 Pa.C.S. §§ 6314—6317, shall have immunity from civil and criminal liability that might otherwise result by reason of the licensee's actions. For the purpose of any civil or criminal proceeding, the good faith of the licensee shall be presumed.

(b) The Board will uphold the same good faith presumption in any disciplinary proceeding that might result by reason of a licensee's actions [in participating in good faith in the making of a report, cooperating with an investigation, testifying in a proceeding arising out of an instance of suspected child abuse or the taking of photographs.] under §§ 45.402—45.404 (relating to suspected child abuse—mandated reporting requirements; photographs, medical tests and X-rays of child subject to report; and suspected death as a result of child abuse—mandated reporting requirement).

§ 45.406. Confidentiality—waived.

To protect children from abuse, the reporting requirements of §§ 45.402—45.404 (relating to suspected child abuse—mandated reporting requirements; photographs, medical tests and X-rays of child subject to report; and suspected death as a result of child abuse—mandated reporting requirement) take precedence over the provisions § 45.103(ii) (relating to unprofessional conduct) and any client confidentiality, ethical principle or professional standard that might otherwise apply. **In accordance with 23 Pa.C.S. § 6311.1 (relating to privileged communications), privileged communications between**

a mandated reporter and a patient do not apply to a situation involving child abuse and do not relieve the mandated reporter of the duty to make a report of suspected child abuse.

§ 45.407. Noncompliance.

(a) *Disciplinary action.* A licensee who willfully fails to comply with the reporting requirements in §§ 45.402—45.404 (relating to suspected child abuse—mandated reporting requirements; photographs, medical tests and X-rays of child subject to report; and suspected death as a result of child abuse—mandated reporting requirement) will be subject to disciplinary action under section 10 of the act (63 P.S. § 1710).

(b) *Criminal penalties.* [**Under 23 Pa.C.S. § 6319 (relating to penalties for failure to report), a licensee who is required to report a case of suspected child abuse who willfully fails to do so commits a summary offense for the first violation and a misdemeanor of the third degree for a second or subsequent violation.**] **Under 23 Pa.C.S. § 6319 (relating to penalties), a mandated reporter who is required to report a case of suspected child abuse or to make a referral to the appropriate authorities and who willfully fails to do so commits a criminal offense, as follows:**

(1) An offense not otherwise specified in paragraphs (2), (3) or (4) is a misdemeanor of the second degree.

(2) An offense is a felony of the third degree if all of the following apply:

(i) The mandated reporter willfully fails to report.

(ii) The child abuse constitutes a felony of the first degree or higher.

(iii) The mandated reporter has direct knowledge of the nature of the abuse.

(3) If the willful failure to report an individual suspected of child abuse continues while the mandated reporter knows or has reasonable cause to suspect that a child is being subjected to child abuse by the same individual, or while the mandated reporter knows or has reasonable cause to suspect that the same individual continues to have direct contact with children through the individual's employment, program, activity or service, the mandated reporter commits a felony of the third degree, except that if the child abuse constitutes a felony of the first degree or higher, the mandated reporter commits a felony of the second degree.

(4) A mandated reporter who, at the time of sentencing for an offense under 23 Pa.C.S. § 6319, has been convicted of a prior offense under 23 Pa.C.S. § 6319, commits a felony of the third degree, except that if the child abuse constitutes a felony of the first degree or higher, the penalty for the second or subsequent offense is a felony of the second degree.

(*Editor's Note:* Sections 45.408 and 45.409 are proposed to be added and are printed in regular type to enhance readability.)

§ 45.408. Child abuse recognition and reporting—mandatory training requirement.

(a) Except as provided in subsection (c), individuals applying to the Board for an initial license shall complete

at least 3 hours of training in child abuse recognition and reporting requirements which has been approved by the Department of Human Services and the Bureau, as set forth in § 45.409 (relating to child abuse recognition and reporting course approval process). The applicant shall certify on the application that the applicant has either completed the required training or has been granted an exemption under subsection (c). The Board will not issue a license unless the Bureau has received an electronic report from an approved course provider documenting the attendance or participation by the applicant or the applicant has obtained an exemption under subsection (c).

(b) Except as provided in subsection (c), licensees seeking renewal of a license issued by the Board shall complete, as a condition of biennial renewal of the license, at least 2 hours of approved continuing education in child abuse recognition and reporting, as a portion of the total continuing education required for biennial renewal. For credit to be granted, the continuing education course or program must be approved by the Bureau, in consultation with the Department of Human Services, as set forth in § 45.409. The Board will not renew a license unless the Bureau has received an electronic report from an approved course provider documenting the attendance or participation by the licensee in an approved course within the applicable biennial renewal period or the licensee has obtained an exemption under subsection (c). If a licensee holds more than one license issued by the Board, or holds a license issued by another licensing board within the Bureau that requires mandatory training in child abuse recognition and reporting, credit for completion of an approved course will be applied to both licenses.

(c) An applicant or licensee may apply in writing for an exemption from the training/continuing education requirements set forth in subsections (a) and (b) provided the applicant or licensee meets one of the following:

(1) The applicant or licensee submits documentation demonstrating that:

(i) The applicant or licensee has already completed child abuse recognition training as required by section 1205.6 of the Public School Code of 1949 (24 P.S. § 12-1205.6).

(ii) The training was approved by the Department of Education in consultation with the Department of Human Services.

(iii) The amount of training received equals or exceeds the amount of training or continuing education required under subsection (a) or (b), as applicable.

(iv) For purposes of licensure renewal, the training must have been completed during the relevant biennial renewal period.

(2) The applicant or licensee submits documentation demonstrating that:

(i) The applicant or licensee has already completed child abuse recognition training required by 23 Pa.C.S. § 6383(c) (relating to education and training).

(ii) The training was approved by the Department of Human Services.

(iii) The amount of training received equals or exceeds the amount of training or continuing education required under subsection (a) or (b), as applicable.

(iv) For purposes of licensure renewal, the training must have been completed during the relevant biennial renewal period.

(3) The applicant or licensee submits documentation acceptable to the Board demonstrating why the applicant

or licensee should not be subject to the training or continuing education requirement. The Board will not grant an exemption based solely upon proof that children are not a part of the applicant's or licensee's practice. Each request for an exemption under this paragraph will be considered on a case-by-case basis. The Board may grant the exemption if it finds that completion of the training or continuing education requirement is duplicative or unnecessary under the circumstances.

(d) Exemptions granted under subsection (c) are applicable only for the biennial renewal period for which the exemption is requested. If an exemption is granted, the Board will issue or renew the license, as applicable. If an exemption is denied, the Board will e-mail the applicant or licensee a notice notifying them of the need to either complete an approved course or, if warranted, to submit additional documentation in support of their request for an exemption.

§ 45.409. Child abuse recognition and reporting course approval process.

(a) An individual, entity or organization may apply for approval to provide mandated reporter training as required under 23 Pa.C.S. § 6383(b) (relating to education and training) by submitting the course materials set forth in subsection (b) simultaneously to the Department of Human Services, Office of Children, Youth and Families, and to the Bureau at the following addresses:

(1) Department of Human Services, Office of Children, Youth and Families, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120; or electronically at RA-PWOCYFCPSL@pa.gov.

(2) Bureau of Professional and Occupational Affairs, 2601 North Third Street, P.O. Box 2649, Harrisburg, PA 17105-2649; or electronically at RA-stcpsl_course_app@pa.gov.

(b) Submissions shall include all of the following:

(1) Contact information, including mailing address, e-mail address and telephone number, for the agency/course administrator.

(2) General description of the training and course delivery method.

(3) Title of the course.

(4) Timed agenda and estimated hours of training.

(5) Learning objectives.

(6) Intended audience.

(7) Course-related materials, including as applicable:

(i) Handouts.

(ii) Narrated script or talking points.

(iii) Interactive activities or exercises.

(iv) Videos and audio/visual content.

(v) Knowledge checks, quizzes or other means of assessing participant's understanding of the material.

(vi) For online courses, a transcript or recording of audio training.

(8) Citation of sources, including written permission to use copyrighted material, if applicable.

(9) Anticipated credentials or experience of the presenter, or biography of presenter, if known.

(10) Printed materials used to market the training.

(11) Evaluation used to assess participants' satisfaction with the training.

(12) Sample certificate of attendance/participation, which shall include all of the following:

(i) Name of participant.

(ii) Title of training.

(iii) Date of training.

(iv) Length of training (2 or 3 hours).

(v) Name and signature of an authorized representative of the approved provider. An electronic signature is acceptable.

(vi) Statement affirming the participant attended the entire course.

(13) Verification of ability to report participation or attendance electronically to the Bureau in a format prescribed by the Bureau.

(c) The Bureau will notify the individual, entity or organization in writing upon approval of the course and will post a list of approved courses on the Bureau's web site and the Board's web site.

Subchapter G. CONTINUING EDUCATION

§ 45.501. Credit hour requirements.

(a) Each speech-language pathologist or audiologist shall have completed 20 clock hours of continuing education per license during each preceding biennial renewal period, **including at least 2 hours of approved courses in child abuse recognition and reporting in accordance with § 45.408(b) (relating to child abuse recognition and reporting—mandatory training requirement)**. Excess clock hours may not be carried over to the next biennium.

* * * * *

§ 45.502. Exemption and waiver.

(a) **[A] With the exception of the 2 hours of mandatory training in child abuse recognition and reporting required under § 45.408(b) (relating to child abuse recognition and reporting—mandatory training requirement), a licensee is not required to complete continuing education during the biennial period in which the licensee was first licensed to renew for the next biennium.**

* * * * *

§ 45.503. Continuing education requirement for reactivation of inactive and lapsed licenses.

A licensee seeking to reactivate an inactive or lapsed license shall show proof of compliance with the continuing education requirement for the preceding biennial period, **including at least 2 hours of approved courses in child abuse recognition and reporting in accordance with § 45.408(b) (relating to child abuse recognition and reporting—mandatory training requirement)**. Only continuing education obtained during the 24-month period immediately preceding application for reactivation may be used to justify reactivation. This continuing education is in addition to continuing education required to subsequently renew the license under § 45.501(c) (relating to credit hour requirements).

[Pa.B. Doc. No. 23-571. Filed for public inspection April 28, 2023, 9:00 a.m.]

NOTICES

DELAWARE RIVER BASIN COMMISSION

Public Hearing and Business Meeting

The Delaware River Basin Commission (Commission) will hold a public hearing on Wednesday, May 10, 2023. A business meeting will be held the following month on Wednesday, June 7, 2023. Both the hearing and the business meeting are open to the public. The public hearing will be conducted remotely. The business meeting will be held in-person at Rutgers University—Camden, Campus Center, 326 Penn Street, Camden, NJ 08102. Details about the remote platform for the public hearing will be posted on the Commission's web site at www.drbc.gov, at least 10 days prior to the hearing date. Both the hearing and the business meeting will be streamed live on the Commission's YouTube channel.

Public hearing. The Commission will conduct the public hearing virtually on May 10, 2023, beginning at 1:30 p.m. Hearing items will include draft dockets for withdrawals, discharges and other projects that could have a substantial effect on the basin's water resources, as well as resolutions to: (a) adopt the 2024—2026 Water Resources Program; (b) adopt the Commission's annual current expense and capital budgets for the fiscal year ending June 30, 2024; (c) apportion among the signatory parties the amounts required for the support of the current expense and Capital budgets for the fiscal year ending June 30, 2024; and (d) reauthorize the Toxics Advisory Committee. A list of the projects scheduled for hearing, including project descriptions, along with links to draft dockets, will be posted on the Commission's web site at www.drbc.gov, in a long form of this notice at least 10 days before the hearing date.

Written comments on matters scheduled for hearing on May 10, 2023, will be accepted through 5 p.m. on Monday, May 15, 2023.

The public is advised to check the Commission's web site periodically during the 10 days prior to the hearing date, as items scheduled for hearing may be postponed if additional time is needed to complete the Commission's review. Items also may be added up to 10 days prior to the hearing date. In reviewing docket descriptions, the public is asked to be aware that the details of projects may change during the Commission's review, which is ongoing.

Public meeting. The public business meeting on June 7, 2023, will begin at 1 p.m. and will include: adoption of the minutes of the Commission's March 8, 2023, business meeting; announcements of upcoming meetings and events; a report on hydrologic conditions; reports by the Executive Director and the Commission's General Counsel and consideration of any items for which a hearing has been completed or is not required. The agenda is expected to include consideration of the resolutions and draft dockets for withdrawals, discharges and other projects that are subjects of the public hearing on May 10, 2023.

After all scheduled business has been completed and as time allows, the business meeting will be followed by up to 1 hour of open public comment, an opportunity to address the Commission off the record on any topic

concerning management of the Delaware River Basin's water resources outside the context of a duly noticed, on-the-record public hearing.

There will be no opportunity for additional public comment for the record at the June 7, 2023, business meeting on items for which a hearing was completed on May 10, 2023, or a previous date. Commission consideration on June 7, 2023, of items for which the public hearing is closed may result in approval of the item (by docket or resolution) as proposed, approval with changes, denial or deferral. When the Commissioners defer an action, they may announce an additional period for written comment on the item, with or without an additional hearing date, or they may take additional time to consider the input they have already received without requesting further public input. Deferred items will be considered for action at a public meeting of the Commission on a future date.

Advance registration and sign-up for oral comment. Registration links for those who wish to attend and speak during the virtual public hearing and for those who wish to speak during the in-person open public comment session immediately following the business meeting will be posted at www.drbc.gov at least 10 days before each meeting date. The Commission's hearing, business meeting and open public comment session will also be livestreamed on YouTube at https://www.youtube.com/@DRBC_1961. For assistance contact Patricia Hausler at patricia.hausler@drbc.gov.

Addresses for written comment. Written comment on items scheduled for hearing may be made through the Commission's web-based comment system, a link to which is provided at www.drbc.gov. Use of the web-based system ensures that all submissions are captured in a single location and their receipt is acknowledged. Exceptions to the use of this system are available based on need, by writing to the attention of the Commission Secretary, Delaware River Basin Commission, P.O. Box 7360, 25 Cosey Road, West Trenton, NJ 08628-0360. For assistance, contact Patricia Hausler at patricia.hausler@drbc.gov.

Accommodation for special needs. Individuals in need of an accommodation as provided for in the Americans with Disabilities Act who wish to attend the meeting or hearing should contact the Commission Secretary directly at (609) 883-9500, Ext. 203 or through the Telecommunications Relay Services at 711, to discuss how the Commission can accommodate their needs.

Those with limited Internet access may listen and speak at virtual public meetings of the Commission using any of several toll-free phone numbers that will be provided to all virtual meeting registrants.

Additional information and contacts. Additional public records relating to hearing items may be examined at the Commission's offices by appointment by contacting Denise McHugh at (609) 883-9500, Ext. 240. For other questions concerning hearing items, contact David Kovach, Project Review Section Manager, at (609) 883-9500, Ext. 264.

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 23-572. Filed for public inspection April 28, 2023, 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 April 18, 2023.

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

Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
04-14-2023	Castle Creek Capital Partners VII, LP Castle Creek Capital Partners VIII, LP Castle Creek Capital Partners VIII Co-Investment Fund B, LP San Diego San Diego County, CA	Filed
	Application for approval to purchase or otherwise acquire more than 10% of the shares of a class of newly created nonvoting preferred stock of Republic First Bancorp, Inc., Philadelphia, PA, a company that controls Republic First Bank, Philadelphia, PA.	

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
04-18-2023	First Bank Hamilton Mercer County, NJ	Filed
	Application for approval to acquire 100% of Malvern Bank, National Association, Paoli, Chester County, PA. Subsequent to the proposed acquisition, Malvern Bank, National Association, will be merged with and into First Bank.	

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
04-18-2023	1st Summit Bank Johnstown Cambria County	5812 6th Avenue Altoona Blair County	Filed

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
04-12-2023	Orrstown Bank Shippensburg Cumberland County	<i>To:</i> 4450 Long Gate Parkway Ellicott City Howard County, MD <i>From:</i> 9050 Baltimore National Pike Ellicott City Howard County, MD	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
04-18-2023	Jersey Shore State Bank Jersey Shore Lycoming County	100 Cobblestone Road Bellefonte Centre County	Closed

CREDIT UNIONS

No activity.

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

SARAH HAMMER,
Acting Secretary

[Pa.B. Doc. No. 23-573. Filed for public inspection April 28, 2023, 9:00 a.m.]

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 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 Chapter 92a 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, excluding PAG-01 and PAG-02, 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 indicating DEP's tentative determination relating to sewage, industrial waste, industrial stormwater, MS4s, pesticides and CAFOs. A 30-day public comment period applies to these applications and draft permits, 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 DEP 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 identifies individual NPDES permit applications received and draft permits indicating DEP's tentative determination relating to stormwater discharges associated with construction activities. A 30-day public comment period applies to these applications and draft permits. The period for comment may be extended at the discretion of the Department for one additional 15-day period. Additional information may be reviewed by generating the "Applications Received with Comment Periods Report" on DEP's website at www.dep.pa.gov/CWPublicNotice.

Applications, NOIs and draft permits, where applicable, may be reviewed at the DEP office that received the application or NOI. 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 and to submit comments for those applications, 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 for permits in Sections I & II; RA-EPWW-SERO@pa.gov for permits in Section III.

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 for permits in Sections I & II; RA-EPWW-NERO@pa.gov for permits in Section III.

DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717-705-4732. Email: RA-EPNPDES_SCRO@pa.gov for permits in Sections I & II; RA-EPWW-SCRO@pa.gov for permits in Section III.

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 for permits in Sections I & II; RA-EPWW-NCRO@pa.gov for permits in Section III.

DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412-442-4286. Email: RA-EPNPDES_SWRO@pa.gov for permits in Sections I & II; RA-EPWW-SWRO@pa.gov for permits in Section III.

DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6340. Email: RA-EPNPDES_NWRO@pa.gov for permits in Sections I & II; RA-EPWW-NWRO@pa.gov for permits in Section III.

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 Regional Permit Coordination Office (RPCO)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-772-5987. Email: RA-EPREGIONALPERMIT@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 DEP 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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>
0523801	Joint DEP/PFBC Pesticides Permit	New	Bedford Cty Sportsmens Club Inc. 210 Fresno Road Bedford, PA 15522-5159	Colerain Township Bedford County	SCRO
1423801	Joint DEP/PFBC Pesticides Permit	New	Allied Properties P.O. Box 7189 Wilmington, DE 19803-0189	Benner Township Centre County	NCRO
2123801	Joint DEP/PFBC Pesticides Permit	New	Dymski Jim 281 Hoy Road Carlisle, PA 17013-8523	North Middleton Township Cumberland County	SCRO
2123802	Joint DEP/PFBC Pesticides Permit	New	Campbell Michael 1112 E Lisburn Road Mechanicsburg, PA 17055-5931	Upper Allen Township Cumberland County	SCRO

NOTICES

2329

<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>
3623805	Joint DEP/PFBC Pesticides Permit	New	Kreider Violet 241 Root Road Manheim, PA 17545-8813	East Hempfield Township Lancaster County	SCRO
6420402	Major Sewage Treatment Facility Individual WQM Permit	Amendment	Roamingwood Joint Client P.O. Box 6 Lake Ariel, PA 18436-0006	Salem Township Wayne County	NERO
2123201	Manure Storage and Wastewater Impoundments Individual WQM Permit	New	Central Valley Farms 75 Goodyear Road Carlisle, PA 17015-9495	West Pennsboro Township Cumberland County	SCRO
3006201	Minor and Non-NPDES Industrial Waste Treatment Facility Individual WQM Permit	Transfer	Lawrenceville Acquisition Company LLC 2105 W 1800 N Ogden, UT 84404-9851	Monongahela Township Greene County	SWRO
3083201	Minor and Non-NPDES Industrial Waste Treatment Facility Individual WQM Permit	Transfer	Lawrenceville Acquisition Company LLC 2105 W 1800 N Ogden, UT 84404-9851	Monongahela Township Greene County	SWRO
3294401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Amendment	Central Indiana County Joint Sewer Authority 603 S Main Street P.O. Box 7 Homer City, PA 15748-1615	Center Township Indiana County	NWRO
5075401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Transfer	Finicle Venture LLC 32 Ferry Lane Liverpool, PA 17045-9254	Buffalo Township Perry County	SCRO
NOEXNW090	No Exposure Certification	Renewal	Plastek Ind Inc. 2425 W 23rd Street Erie, PA 16506-2920	Erie City Erie County	NWRO
NOEXSC152	No Exposure Certification	Renewal	Alkegen 320 Running Pump Road Lancaster, PA 17603-2249	East Hempfield Township Lancaster County	SCRO
NOEXSC398	No Exposure Certification	New	The Ames Companies Inc. 465 Railroad Avenue Camp Hill, PA 17011-5611	South Middleton Township Cumberland County	SCRO
NOEXSC399	No Exposure Certification	New	Cargill Cocoa & Chocolate Inc. 200 Chocolate Avenue Mount Joy, PA 17552-2000	Mount Joy Borough Lancaster County	SCRO
NOEXSE310	No Exposure Certification	Renewal	CP Flexible Packaging 181 Rittenhouse Circle Bristol, PA 19007-1617	Bristol Township Bucks County	SERO
PAG030065	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Custom Processing Services 461 State Street East Greenville, PA 18041	East Greenville Borough Montgomery County	SERO
PAG030098	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Arctic Glacier USA Inc. 410 Bethel Avenue Twin Oak, PA 19104	Upper Chichester Township Delaware County	SERO
PAG030111	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Amazon Com Service LLC P.O. Box 80842 Attn: NA Env Dept Seattle, WA 98108-0842	Philadelphia City Philadelphia County	SERO

<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>
PAG030203	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	BWC Terminal Philadelphia 1111 Bagby Street Suite 1800 Houston, TX 77002-2548	Philadelphia City Philadelphia County	SERO
PAG030239	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	UPS Inc. 55 Glenlake Parkway Atlanta, GA 30328-3474	Horsham Township Montgomery County	SERO
PAG030241	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Airgas USA LLC P.O. Box 185 Thorndale, PA 19372-0185	South Coatesville Borough Chester County	SERO
PAG030245	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Trans Fleet Concrete Inc. 168 E First Avenue P.O. Box 26483 Collegeville, PA 19426	Collegeville Borough Montgomery County	SERO
PAG030247	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Baker Petrolite LLC 12645 West Airport Boulevard Sugarland, TX 77478	Eddystone Borough Delaware County	SERO
PAG030252	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	PA Mach Works LLC 201 Bethel Avenue Aston, PA 19014-3433	Upper Chichester Township Delaware County	SERO
PAG030254	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	International Scrap Iron & Metal Co. Inc. 3415 W 2nd Street Trainer, PA 19061-5103	Trainer Borough Delaware County	SERO
PAG030257	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	UPS Inc. 55 Glenlake Parkway Atlanta, GA 30328	West Goshen Township Chester County	SERO
PAG030258	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	FedEx Freight Inc. 2200 Forward Drive Dc:2219 Harrison, AR 72601	Bristol Township Bucks County	SERO
PAG030261	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Greenwood Motor Lines dba R&L Carriers 600 Gilliam Road Wilmington, OH 45177-9089	Hatfield Township Montgomery County	SERO
PAG032229	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Mondelez International Inc. 120 Commerce Lane Tatamy, PA 18045	Tatamy Borough Northampton County	NERO
PAG032264	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	ACE Robbins Inc. 4022 SR 6 Tunkhannock, PA 18657-7840	Tunkhannock Township Wyoming County	NERO
PAG032339	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Mitsubishi Chemicals Adv Mat Inc. 900 N South Road Scranton, PA 18504-1412	Scranton City Lackawanna County	NERO
PAG032341	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Greenstar Allentown LLC 799 Smith Lane Northampton, PA 18067-1500	Northampton Borough Northampton County	NERO
PAG032343	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Mitsubishi Chemicals Adv Mat Inc. 900 N South Road Scranton, PA 18504-1412	Scranton City Lackawanna County	NERO

NOTICES

2331

<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>
PAG032344	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Northampton Generating Co. LP 1 Horwith Drive Northampton, PA 18067-9728	Northampton Borough Northampton County	NERO
PAG032345	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Alliance Landfill 398 S Keyser Avenue Taylor, PA 18517-1009	Taylor Borough Lackawanna County	NERO
PAG032346	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Service Manufacturing Inc. 750 Oak Hill Road Mountaintop, PA 18707	Wright Township Luzerne County	NERO
PAG032347	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	United Parcel Service Inc. 55 Glendale Parkway Atlanta, GA 30328-3474	Pittston Township Luzerne County	NERO
PAG032350	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	A Allan Ind P.O. Box 999 Wilkes-Barre, PA 18703-0999	Hanover Township Luzerne County	NERO
PAG033507	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Procter & Gamble District LLC 9300 Olde Scotland Road Shippensburg, PA 17257-8887	Southampton Township Franklin County	SCRO
PAG033555	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Reading Equipment & Distribution 825 E Wyomissing Boulevard Reading, PA 19611-1759	Brecknock Township Lancaster County	SCRO
PAG033579	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Wabash National LP 411 Jonestown Road Jonestown, PA 17038-9513	Union Township Lebanon County	SCRO
PAG033583	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Carma Ind Coatings Inc. 45 Enterprise Drive New Oxford, PA 17350-9253	Berwick Township Adams County	SCRO
PAG033601	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Bollman Hat Co. 110 East Main Street Adamstown, PA 19501-5009	Adamstown Borough Lancaster County	SCRO
PAG033611	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	48forty Solutions LLC 3177 Biglerville Road Biglerville, PA 17307-9499	Butler Township Adams County	SCRO
PAG033617	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Amazon Com Service LLC Attn: Amazon Com Na Environmental Dept P.O. Box 80842 Seattle, WA 98108-0842	West Donegal Township Lancaster County	SCRO
PAG033621	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	LCL Bulk Transportation 1491 Zeager Road Elizabethtown, PA 17022-8756	West Donegal Township Lancaster County	SCRO
PAG033627	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	LSC Communications 216 Greenfield Road Lancaster, PA 17601-5817	Lancaster City Lancaster County	SCRO
PAG033632	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Amazon Com Service LLC P.O. Box 80842 Seattle, WA 98108-0842	Upper Bern Township Berks 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>
PAG033633	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Johnson Ctrl Inc. 100 JCI Way York, PA 17406-8513	East Manchester Township York County	SCRO
PAG033637	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Amazon Com Service LLC P.O. Box 80842 Seattle, WA 98108-0842	Reading City Berks County	SCRO
PAG033639	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Loves Travel Stops & Country Stores Inc. P.O. Box 26210 Oklahoma City, OK 73126-0210	Union Township Lebanon County	SCRO
PAG033652	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Cargill Inc. 15407 McGinty Road W Wayzata, MN 55391-2365	Taylor Township Blair County	SCRO
PAG033655	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Oldcastle BldgEnvelope Inc. 1551 Mount Rose Avenue York, PA 17403-2909	Spring Garden Township York County	SCRO
PAG033657	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	A Duie Pyle Inc. P.O. Box 564 650 Westtown Road West Chester, PA 19381-0564	Antrim Township Franklin County	SCRO
PAG033658	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Martins Famous Pastry Shoppe Inc. 1000 Potato Roll Lane Chambersburg, PA 17202-8897	Guilford Township Franklin County	SCRO
PAG033663	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Fenner Prec Polymers 311 W Stiegel Street Manheim, PA 17545-1747	Lancaster City Lancaster County	SCRO
PAG033664	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Fenner Prec Polymers 311 W Stiegel Street Manheim, PA 17545-1747	Lancaster City Lancaster County	SCRO
PAG033724	PAG-03 NPDES General Permit for Industrial Stormwater	Amendment	Consolidated Scrap Resources Inc. 120 Hokes Mill Road P.O. Box 7520 York, PA 17404-5505	West Manchester Township York County	SCRO
PAG033781	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Hershey Co. 400 Running Pump Road Lancaster, PA 17603-2269	East Hempfield Township Lancaster County	SCRO
PAG033791	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Sindall Truck Service LLC 465 Diller Avenue New Holland, PA 17557-9320	New Holland Borough Lancaster County	SCRO
PAG033792	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Snyders Lance Inc. dba Campbell Snacks 1350 York Street Hanover, PA 17331-7949	Penn Township York County	SCRO
PAG033793	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	A Duie Pyle Inc. P.O. Box 564 650 Westtown Road West Chester, PA 19381-0564	Manchester Township York County	SCRO
PAG033794	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Lancaster County SWMA 1299 Harrisburg Avenue Lancaster, PA 17603-2515	Manheim Township Lancaster County	SCRO

NOTICES

2333

<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>
PAG033795	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Precision Custom Components LLC 500 Lincoln Street P.O. Box 15101 York, PA 17401-3367	York City York County	SCRO
PAG033796	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	WR Grace & Co. Conn dba 2858 Back Vail Road Tyrone, PA 16686-8100	Tyrone Borough Blair County	SCRO
PAG033801	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Kloeckner Metals Corp 500 Manchester Court York, PA 17408-7614	West Manchester Township York County	SCRO
PAG033810	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	First Capital Fibers Inc. 500 N State Street York, PA 17403-1030	Spring Garden Township York County	SCRO
PAG033844	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	SKF USA Inc. 20 Industrial Drive Hanover, PA 17331-9531	Penn Township York County	SCRO
PAG033845	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Sealed Air Corp US 450 Riverfront Drive Reading, PA 19602-2600	Reading City Berks County	SCRO
PAG033846	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Hershey Co. 925 Reese Avenue Hershey, PA 17033-2271	Derry Township Dauphin County	SCRO
PAG033847	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Carlisle Construction Materials LLC 1285 Ritner Highway Carlisle, PA 17013-9381	Carlisle Borough Cumberland County	SCRO
PAG033850	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Cenveo Worldwide Ltd 785 Juniata River Road Williamsburg, PA 16693	Williamsburg Borough Blair County	SCRO
PAG033852	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Kelloggs 2050 State Road Lancaster, PA 17601-1821	East Hempfield Township Lancaster County	SCRO
PAG033853	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Grove US LLC 1565 Buchanan Trail East Shady Grove, PA 17256	Antrim Township Franklin County	SCRO
PAG033854	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	IWM International LLC 500 E Middle Street Hanover, PA 17331-2027	Hanover Borough York County	SCRO
PAG033855	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Littlestown Foundry Inc. P.O. Box 69 Littlestown, PA 17340-0069	Littlestown Borough Adams County	SCRO
PAG033856	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Arconic US LLC 1480 Manheim Pike Lancaster, PA 17601-3152	Manheim Township Lancaster County	SCRO
PAG033857	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Safety Kleen System Inc. 10 Eleanor Drive New Kingstown, PA 17072	Silver Spring Township Cumberland 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>
PAG033859	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Dal Tile LLC 211 N 4th Street Gettysburg, PA 17325-1604	Straban Township Adams County	SCRO
PAG033860	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	A Duie Pyle Inc. P.O. Box 564 650 Westtown Road West Chester, PA 19381-0564	Allegheny Township Blair County	SCRO
PAG033861	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Omnimax International LLC 450 Richardson Drive Lancaster, PA 17603-4036	East Hempfield Township Lancaster County	SCRO
PAG033862	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Mifflin County Ind Development Corp 6395 State Route 103 N Building 50 Lewistown, PA 17044-7899	Granville Township Mifflin County	SCRO
PAG033868	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Georgia Pacific Corrugated II LLC 25 Walnut Street Mt Wolf, PA 17347-1906	Mount Wolf Borough York County	SCRO
PAG033870	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Pennex Alum Co. 2205 Pennsylvania Avenue York, PA 17404-1795	York City York County	SCRO
PAG033873	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Consolidated Scrap Resources Inc. P.O. Box 7520 York, PA 17404-0520	York City York County	SCRO
PAG033881	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Consolidated Scrap Resources Inc. P.O. Box 7520 120 Hokes Mill Road York, PA 17404-0520	Lebanon City Lebanon County	SCRO
PAG033882	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Murrays Inc. 1501 Willow Street Lebanon, PA 17046-4578	Lebanon City Lebanon County	SCRO
PAG033883	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	ABF Freight System Inc. P.O. Box 10048 3801 Old Greenwood Road Fort Smith, AR 72917-0048	Middlesex Township Cumberland County	SCRO
PAG033884	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	JKLM Corp 4340 E Prospect Road York, PA 17406-7711	Windsor Township York County	SCRO
PAG033885	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	JKLM Corp 3640 York Road New Oxford, PA 17350-9124	Straban Township Adams County	SCRO
PAG033886	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Lancaster County SWMA 1299 Harrisburg Avenue Lancaster, PA 17603-2515	Harrisburg City Dauphin County	SCRO
PAG033887	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Stella Jones Corp P.O. Box 251 McAlisterville, PA 17049-0251	Fayette Township Juniata County	SCRO

NOTICES

2335

<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>
PAG033888	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Sylvin Tech Inc. P.O. Box 308 84 Denver Road Denver, PA 17517-0308	East Cocalico Township Lancaster County	SCRO
PAG033889	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Bluescope Bldg North American Inc. 400 N Weaber Street Annville, PA 17003-1103	Annville Township Lebanon County	SCRO
PAG033894	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	TForce Freight Inc. 1601 Toronita Street York, PA 17402-1922	Manchester Township York County	SCRO
PAG033895	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Norfolk Southern Railway Co. 650 W Peachtree Street NW Box 13 Atlanta, GA 30308-1925	Reading City Berks County	SCRO
PAG033896	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Norfolk Southern Railway Co. 650 W Peachtree Street NW Box 13 Atlanta, GA 30308-1925	Lancaster City Lancaster County	SCRO
PAG033907	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Morgan Truck Body LLC dba Morgan Corp P.O. Box 588 Morgantown, PA 19543-0588	New Morgan Borough Berks County	SCRO
PAG033908	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Morgan Truck Body LLC dba Morgan Corp P.O. Box 588 Morgantown, PA 19543-0588	Caernarvon Township Berks County	SCRO
PAG033924	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Consolidated Scrap Resources Inc. P.O. Box 7520 120 Hokes Mill Road York, PA 17404-0520	Harrisburg City Dauphin County	SCRO
PAG033925	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Consolidated Scrap Resources Inc. P.O. Box 7520 York, PA 17404-0520	York City York County	SCRO
PAG033926	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Morgan Truck Body LLC dba Morgan Corp P.O. Box 588 Morgantown, PA 19543-0588	Brecknock Township Lancaster County	SCRO
PAG033950	PAG-03 NPDES General Permit for Industrial Stormwater	New	Durham School Service LP 2601 Navistar Drive Lisle, IL 60532-3679	Robeson Township Berks County	SCRO
PAG033951	PAG-03 NPDES General Permit for Industrial Stormwater	New	Cargill Meat Solutions LLC 2700 Yetter Court Camp Hill, PA 17011-4909	Lower Allen Township Cumberland County	SCRO
PAG033952	PAG-03 NPDES General Permit for Industrial Stormwater	New	Norfolk Southern Railway Co. 650 W Peachtree Street NW Box 13 Atlanta, GA 30308-1925	Antrim Township Franklin County	SCRO
PAG033959	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Volvo Constr Equip North American LLC 312 Volvo Way Shippensburg, PA 17257-9209	Shippensburg Borough Franklin County	SCRO
PAG033960	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Lancaster County SWMA 1299 Harrisburg Avenue Lancaster, PA 17603-2515	Manor Township Lancaster 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>
PAG033962	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Consolidated Scrap Resources Inc. 120 Hokes Mill Road P.O. Box 7520 York, PA 17404-5505	Gettysburg Borough Adams County	SCRO
PAG033963	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Dal Tile LLC 211 N 4th Street Gettysburg, PA 17325-1604	Gettysburg Borough Adams County	SCRO
PAG033973	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Republic Service Inc. 3730 Sandhurst Drive York, PA 17406	Manchester Township York County	SCRO
PAG033979	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Hanover Prest Paving Co. 5000 Hanover Road Hanover, PA 17331-9077	Mount Pleasant Township Adams County	SCRO
PAG033991	PAG-03 NPDES General Permit for Industrial Stormwater	New	Perdue Agribusiness LLC 517 Vinegar Ferry Road Marietta, PA 17547	East Donegal Township Lancaster County	SCRO
PAG033994	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Donsco Inc. P.O. Box 2001 Wrightsville, PA 17368-0040	Wrightsville Borough York County	SCRO
PAG034000	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Kabar Products LLC 98 E Main Street Leola, PA 17540-1940	Upper Leacock Township Lancaster County	SCRO
PAG034882	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Digger Specialties Inc. 3639 Destiny Drive Bremen, IN 46506-9076	Montgomery Borough Lycoming County	NCRO
PAG035005	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Croda Inc. 8 Croda Way Mill Hall, PA 17751-8727	Bald Eagle Township Clinton County	NCRO
PAG035026	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Centre Concrete Co. 629 E Rolling Ridge Drive Bellefonte, PA 16823-8135	Patton Township Centre County	NCRO
PAG036121	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Hunting Energy Services Inc. 257 Cherry Hill Drive Latrobe, PA 15650	Unity Township Westmoreland County	SWRO
PAG036193	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Tomsons Scrap Metal 2100 Karns Road Natrona, PA 15065	Harrison Township Allegheny County	SWRO
PAG036277	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Advanced Coil Ind P.O. Box 241 175 Plumpton Avenue Washington, PA 15301-0241	Washington City Washington County	SWRO
PAG036442	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Perryman Co. 2045 W Pike Street Houston, PA 15342-1000	Chartiers Township Washington County	SWRO
PAG036443	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Hoys Const Co. Inc. P.O. Box 957 Waynesburg, PA 15370-0957	Franklin Township Greene County	SWRO

NOTICES

2337

<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>
PAG036464	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Daniels & Miller Inc. P.O. Box 848 242 N Hamilton Avenue Greensburg, PA 15601-0848	Greensburg City Westmoreland County	SWRO
PAG036465	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Pace Ind Inc. 1004 Ind Boulevard Loyalhanna, PA 15661	Derry Township Westmoreland County	SWRO
PAG036466	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Pace Ind Inc. P.O. Box 335 Youngstown, PA 15696-0335	Derry Township Westmoreland County	SWRO
PAG036467	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	FS Elliott Co. LLC P.O. Box 335 Youngstown, PA 15696-0335	Penn Township Westmoreland County	SWRO
PAG036471	PAG-03 NPDES General Permit for Industrial Stormwater	New	EQT Products Co. 400 Woodcliff Drive Canonsburg, PA 15317-5851	Franklin Township Greene County	SWRO
PAG036473	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Golden Eagle Const Co. P.O. Box 945 Uniontown, PA 15401-0945	North Union Township Fayette County	SWRO
PAG036475	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Andritz Herr Voss Stamco Inc. 1500 1st Avenue Conway, PA 15027-1499	Conway Borough Beaver County	SWRO
PAG036476	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Metalico Neville Inc. P.O. Box 76 Brownsville, PA 15417	Jefferson Township Fayette County	SWRO
PAG041007	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Moore John W 681 Bullcreek Road Butler, PA 16002-0923	Jefferson Township Butler County	NWRO
PAG043850	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Bedford Area Ambulance Service 130 W Vondersmith Avenue Bedford, PA 15522-1730	Napier Township Bedford County	SCRO
PAG046465	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	M&K Truck Center of Pittsburgh 2141 Mount Pleasant Road West Newton, PA 15089-1836	South Huntingdon Township Westmoreland County	SWRO
2574401	Pump Stations Individual WQM Permit	Amendment	Lawrence Park Township Erie County 68 Port Access Road Erie, PA 16507-2204	Erie City Erie County	NWRO
0223400	Sewer Extensions Individual WQM Permit	New	Pittsburgh Water Sewer Authority 1200 Penn Avenue 2nd Floor Pittsburgh, PA 15222-4207	Pittsburgh City Allegheny County	SWRO
0523401	Single Residence Sewage Treatment Plant Individual WQM Permit	New	William Baer 1367 Oppenheimer Road Bedford, PA 15522	Bedford Township Bedford Co	SCRO
1023408	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Petruska James 106 Lilac Lane Valencia, PA 16059-2212	Middlesex Township Butler County	NWRO

<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>
2523410	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Jacob Guertin & Sara Thompson 1215 Middle Street Pittsburgh, PA 15212-4838	Harborcreek Township Erie County	NWRO
2523411	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Bone Derek 4244 Normandy Rue Erie, PA 16506-3632	McKean Township Erie County	NWRO
2523412	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Pearson John B 9775 Oliver Road McKean, PA 16426-1849	McKean Township Erie County	NWRO
4323407	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Yoder Amos J 195 Bend Road New Wilmington, PA 16142	Wilmington Township Mercer County	NWRO
4323408	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Norcross Aaron 188 Ohle Road Clarks Mills, PA 16114-1922	Perry Township Mercer County	NWRO
6223401	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Mague Haylee 2015 Miller Hill Road Warren, PA 16365-8854	Farmington Township Warren County	NWRO
0585403	Small Flow Treatment Facility Individual WQM Permit	Transfer	Bedford Area Ambulance Service 130 W Vondersmith Avenue Bedford, PA 15522-1730	Napier Township Bedford County	SCRO
WQG018774	WQG-01 WQM General Permit	Transfer	Moore John W 681 Bullcreek Road Butler, PA 16002-0923	Jefferson Township Butler County	NWRO
WQG02462303	WQG-02 WQM General Permit	New	2901 Renaissance LLC 2201 Renaissance Boulevard King of Prussia, PA 19406-2709	Upper Merion Township Montgomery County	SERO

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.

Southcentral Regional Office

Application No. PA0266736, Concentrated Animal Feeding Operation (CAFO), **LGH Farms LLC** (LGH Farms LLC Layers), 1461 Numidia Drive, Catawissa, PA 17820-8675.

LGH Farms LLC has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as LGH Farms LLC Layers, located in Locust Township, **Columbia County**.

The CAFO is situated near Mugser Run (HQ-CWF, MF) in Watershed 5-E, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 421.74 animal equivalent units (AEUs) consisting of 120,000 Layer Breeder Hen and 11,400 Layer Breeder Rooster. Solid Layer manure is stored in solid manure stacking facilities onsite. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

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

Southcentral Regional Office

Application No. PA0276049, Concentrated Animal Feeding Operation (CAFO), **Pappy's Orchard LLC** (Pappy's Orchard), 2474 Uffers Road, Coopersburg, PA 18036-3807.

Pappy's Orchard LLC has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as Pappy's Orchard, located in Lower Milford Township, **Lehigh County**.

The CAFO is situated near Unnamed Tributary to Licking Creek (HQ-TSF, MF) in Watershed 3-E, which is classified for High Quality Waters, Trout Stocking, and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 552.61 animal equivalent units (AEUs) consisting of 37,500 Turkey Hen Heavy and 37,500 Turkey Hen Brooder. Solid turkey manure is stacked onsite on a concrete stacking pad. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

Northwest Regional Office

PA0102555, Sewage, SIC Code 8800, **Rocco A Defranco**, 1593 Silver Creek Road, Johnsonburg, PA 15845-2531. Facility Name: Rocco A Defranco SRSTP. This existing facility is located in Jones Township, **Elk 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), Silver Creek (HQ-CWF), is located in State Water Plan watershed 17-A and is classified for High Quality Waters—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
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report Avg Mo	XXX	XXX
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 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0265551, Sewage, SIC Code 8800, **Patricia Bogovich**, 1702 N Woodland Boulevard, Deland, FL 32720-1837. Facility Name: Patricia Bogovich SRSTP. This existing facility is located at 1121 Slalom Run Road, Clarion, PA 16214 in Clarion Township, **Clarion County**.

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

The receiving stream(s), Unnamed Tributary to Clarion River (CWF), is located in State Water Plan watershed 17-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0004 GPD.—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	20.0

<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>	
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 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0265578, Sewage, SIC Code 4952, 8800, **Kevin Black**, 470 Smutz Road, Warren, PA 16365-3835. Facility Name: Kevin Black SRSTP. This existing facility is located in Conewango Township, **Warren County**.

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

The receiving stream(s), Unnamed Tributary of Irvine Run (CWF), is located in State Water Plan watershed 16-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Northwest Regional Office

PA0265624, Sewage, SIC Code 8800, **Vernon Jacquell**, 5141 Kevin Drive, McKean, PA 16426-1421. Facility Name: Vernon Jacquell SRSTP. This existing facility is located at 677 Hunt Road, Pittsfield, PA 16340 located in Eldred Township, **Warren County**.

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

The receiving stream(s), Unnamed Tributary to West Branch Caldwell Creek (EV), is located in State Water Plan watershed 16-E and is classified for Exceptional Value Waters, 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 (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.

Northwest Regional Office

PA0265705, Sewage, SIC Code 8800, **James Braun**, 1450 Fisherman's Cove Road, Polk, PA 16342. Facility Name: James Braun SRSTP. This existing facility is located in Victory Township, **Venango 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), Allegheny River (WWF), is located in State Water Plan watershed 16-G 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	20.0
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 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0265748, Sewage, SIC Code 8800, **Keith Hodinko**, 10115 Oliver Road, McKean, PA 16426-1904. Facility Name: Keith Hodinko SRSTP. This existing facility is located in McKean Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary of Lamson Run (CWF, MF), is located in State Water Plan watershed 15-A 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 .0005 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.

Northwest Regional Office

PA0271497, Sewage, SIC Code 4952, 8800, **Randall E Reynolds**, 420 Kemmer Road, Summerville, PA 15864. Facility Name: Randall Reynolds SRSTP. This existing facility is located at 15 C L School Road, Summerville, PA 15864 located in Limestone Township, **Clarion 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), Piney Creek (CWF), is located in State Water Plan watershed 17-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<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>	
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 814-332-6078.

The EPA Waiver is in effect.

Northwest Regional Office

PA0271586, Sewage, SIC Code 8800, **William Waugaman**, 133 Buckwalter Road, New Wilmington, PA 16142-2113. Facility Name: William Waugaman SRSTP. This existing facility is located in Shenango Township, **Mercer County**.

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

The receiving stream(s), Unnamed Tributary to Shenango River (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.

<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 (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
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

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.

Southcentral Regional Office

PA0022535, Sewage, SIC Code 4952, **Millersburg Area Authority, Dauphin County**, 101 West Street, Millersburg, PA 17061-1363. Facility Name: Millersburg STP. This existing facility is located in Millersburg Borough, **Dauphin County**.

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

The receiving stream(s), Susquehanna River (WWF), is located in State Water Plan watershed 6-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 1 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report 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 Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	209	334	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅)	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	250	375	XXX	30.0	45.0	60

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs)	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					

The proposed monitoring requirements and effluent limits for implementation of Pennsylvania's Chesapeake Bay Watershed Implementation Plan are as follows for Outfall 001.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs) Effluent Net	XXX	18,265 Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) Effluent Net	XXX	2,435 Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

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

- Stormwater prohibition, Approval contingencies, Proper waste/solids management, Restriction on receipt of hauled in waste under certain conditions and Chlorine minimization requirement, Storm water management requirement and WET testing requirements

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

The EPA Waiver is not in effect.

Southcentral Regional Office

PA0028983, Sewage, SIC Code 4952, **McVeytown Borough Authority, Mifflin County**, P.O. Box 321, McVeytown, PA 17051-0321. Facility Name: McVeytown STP. This existing facility is located in McVeytown Borough, **Mifflin 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), Juniata River (WWF), is located in State Water Plan watershed 12-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 .085 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Avg Mo 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	17	28	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅)	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	21	31	XXX	30.0	45.0	60
Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen	Report	XXX	XXX	Geo Mean Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .085 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Daily Max Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Daily Max Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Daily Max Report	XXX	XXX

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

- Stormwater prohibition, Approval contingencies, Solids management and restriction on receipt of hauled in waste under certain conditions and Chlorine minimization requirement.

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

The EPA Waiver is in effect.

Southcentral Regional Office

PA0084221, Sewage, SIC Code 7033, **Mark & Lisa Duvall**, 815 Beans Cove Road, Clearville, PA 15535-8049. Facility Name: Hidden Springs Campground. This existing facility is located in Southampton Township, **Bedford County**.

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

The receiving stream(s), Rocky Gap Run (HQ-CWF), is located in State Water Plan watershed 13-A and is classified for High Quality Waters—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 .013 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Annl Avg	XXX	XXX	Annl Avg	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
	Annl Avg			Annl Avg		

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Total Phosphorus	Report Annl Avg	XXX	XXX	Report Annl Avg	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .013 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	20	XXX	40
Total Suspended Solids	XXX	XXX	XXX	20	XXX	40
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen	Report	XXX	XXX	Geo Mean	10.0	20

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

The EPA Waiver is in effect.

Southcentral Regional Office

PA0086266, Sewage, SIC Code 4952, **Northern Lancaster County Authority**, 983 Beam Road, Denver, PA 17517-8946. Facility Name: Northern Lancaster County Authority—Kramer Mill Road WWTP. This existing facility is located in Brecknock Township, **Lancaster 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, Little Muddy Creek (WWF), is located in State Water Plan watershed 7-J 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 .007 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 001 are based on a design flow of .007 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	1.5	2.3	Inst Min	25	40	50
Biochemical Oxygen Demand (BOD ₅)	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	1.8	2.6	XXX	30	45	60
Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000

The proposed effluent limits for Outfall 001 are based on a design flow of .007 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Nitrate-Nitrite as N	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report Daily Max	XXX	XXX

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

The EPA Waiver is in effect.

Southcentral Regional Office

PA0247839, Sewage, SIC Code 6515, **King's River Haven, LLC**, 2379 River Road Lot 38, Bainbridge, PA 17502. Facility Name: King's River Haven Mobile Home Park and Campsite. This existing facility is located in Conoy Township, **Lancaster 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, Snitz Creek (WWF, MF), is located in State Water Plan watershed 7-G 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 .01 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Maximum	
Flow (MGD)	Report	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
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	Report	Report	XXX	25	XXX	50
Total Suspended Solids	Report	Report	XXX	30	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Nov 1 - Apr 30	Report	XXX	XXX	21	XXX	42
May 1 - Oct 31	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

Parameters	Mass Units (lbs)		Minimum	Concentrations (mg/L)	
	Monthly	Annual		Average Monthly	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrite-Nitrate as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	XXX	Report	XXX	XXX	XXX
Net Total Phosphorus	XXX	Report	XXX	XXX	XXX

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

The EPA Waiver is in effect.

Southwest Regional Office

PA0022365, Sewage, SIC Code 4952, **Perryopolis Area Joint Authority**, 312 Independence St, Perryopolis, PA 15473-0298. Facility Name: Perryopolis STP. This existing facility is located in Perryopolis Borough, **Fayette 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), Youghiogheny River (WWF), is located in State Water Plan watershed 19-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 0.75 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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	155.0	235.0	XXX	25.0	38.0	50
Biochemical Oxygen Demand (BOD ₅)	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent Total Suspended Solids	185.0	280.0	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Report	Report	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.75 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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.75 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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

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.

Southwest Regional Office

PA0254266, Sewage, SIC Code 9999, **Family Guidance Inc.**, 227 Lance Road, Clinton, PA 15026-1567. Facility Name: Promise Camp STP. This existing facility is located in Hanover Township, **Beaver 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), Tributary 33690 of Little Traverse Creek (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 .0075 MGD.—Interim Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.2	XXX	0.4
Ammonia-Nitrogen	XXX	XXX	XXX	8.5	XXX	17.0
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	2.6	XXX	Report

The proposed effluent limits for Outfall 001 are based on a design flow of .0075 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.015	XXX	0.048
Ammonia-Nitrogen	XXX	XXX	XXX	3.3	XXX	6.5
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	2.3	XXX	4.5

The proposed effluent limits for Outfall 001 are based on a design flow of .0075 MGD.—Limits.

Parameters	Mass Units (lbs/day)		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	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Daily Max	Report
					Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .0075 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	0.0075	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	Inst Min	4.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	25.0	XXX	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	30.0	XXX	10,000
Oct 1 - Apr 30				2,000	XXX	
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean	XXX	1,000
				200	XXX	
				Geo Mean		

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.

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

Southwest Region:

Applicant: **Casper, Colosimo & Sons**

Applicant Address: 5170 Campbells Run Road

Application Number: **PAD630066**

Project Site Name: RDW Properties Fill Site

Project Site Address: 40.150653 N, 80.207914 W

Municipality/County: South Strabane Township, **Washington County**

Total Earth Disturbance Area: 16.3 acres

Surface Waters Receiving Stormwater Discharges: UNT to Little Chartiers Creek (HQ-WWF)

Project Description: Casper, Colosimo, and Sons Incorporated (CCSI) is planning to utilize land owned by RDW Property as a site for excess clean fill material. The land is located to the west of I-79 southbound and north of SR 0040 the Laboratory Exit 33 in South Strabane Township.

DEP has made a tentative decision to deny the application for the Individual NPDES Permit. A 30-day public comment period applies to this application and tentative decision. Interested persons may submit written comments to DEP at the previously listed address for DEP's consideration in taking a final action on the permit application. You may also review the permit application file by contacting DEP's File Review Coordinator at 412-442-4000.

New Stanton District Office

Applicant: **Western Pennsylvania Conservancy**

Applicant Address: 1067 Philadelphia Street, Indiana, PA 15701

Application Number: **PAD710001**

Application Type: New

Municipality/County: Stewart Township, **Fayette County**.

Total Earth Disturbance Area (acres): 4.4 acres

Surface Waters Receiving Stormwater Discharges: Unnamed tributary to Jonathan Run (EV)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of mine drainage treatment system at former Purco-Watkiss mine.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 724-925-5500.

New Stanton District Office

Applicant: **Western Pennsylvania Conservancy**

Applicant Address: 1067 Philadelphia Street, Suite 101, Indiana, PA 15701

Application Number: **PAD710002**

Application Type: New

Municipality/County: Stewart Township, **Fayette County**

Total Earth Disturbance Area (acres): 4.65 acres

Surface Waters Receiving Stormwater Discharges: Glade Run, classified for the following use: HQ-CWF

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of mine drainage treatment system at former Spruell mine.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 724-925-5500.

Northeast Regional Office

Applicant: **Mount Airy # 1, LLC**

Applicant Address: 312 Woodland Road, Mount Pocono, PA 18344-9703

Application Number: **PAD450036**

Application Type: Renewal

Municipality/County: Paradise Township, **Monroe County**

Total Earth Disturbance Area (acres): 128.71 acres

Surface Waters Receiving Stormwater Discharges: Forest Hills Run, HQ, CWF-MF

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The proposed project includes the renewal of the current NPDES Permit with a reduction in the overall permit boundary and a major permit amendment that includes the dredging of sediment accumulation out of Mount Airy Lake and the construction of an associated waste stockpile on the property for the dredged material.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Southwest Regional Office

Applicant: **Peoples Natural Gas Company LLC**

Applicant Address: 375 North Shore Drive, Suite 600, Pittsburgh, PA 15212

Application Number: **PA630004D**

Application Type: New

Municipality/County: Amwell Township, Washington Township and West Bethlehem Township, **Washington County and Greene County**

Total Earth Disturbance Area (acres): 37

Surface Waters Receiving Stormwater Discharges: TSF: Brush Run, Hainers Run, Horn Run, Hufford Run, Little Tenmile Creek, Pine Run, Smith Run, and Tenmile Creek.

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The Project consists of the installation of 12 miles of new 2-inch and 4-inch plastic pipeline in Washington Township, Greene County; Amwell and West Bethlehem Townships, Washington County, PA. PNG intends to complete a portion of the project using Horizontal Directional Drilling (HDD) to reduce earth disturbance and limit environmental impacts. The remainder of the Project will be installed via trenching methods. Use of the existing pipeline will be abandoned. The pipeline will remain in place except for sections of

exposed pipeline within streams and wetlands, which will be removed. Additionally, the abandoned pipeline will either be removed or capped at all stream and wetland crossings in accordance with PADEP requirements. In lieu of grouting the abandoned line at resource crossings, PNG shall maintain liability of the abandoned line. If there are any environmental concerns or any issues identified due to the abandoned pipe, PNG will be responsible to correct the issue. The Project will be restored to pre-construction conditions and no new permanent impervious areas are proposed. The Project qualifies to be submitted as site restoration per 25 Pa. Code § 102.8(n). No net change in stormwater rates or volumes are anticipated for projects that qualify for site restoration. No stormwater analysis is required, thus no PCSM BMPs are proposed for this project.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 412-442-4286.

Northeast Regional Office

Applicant: **Lewis D. Ronca**

Applicant Address: 693 Clearfield Rd., Nazareth, PA 18064

Application Number: **PAD480055**

Application Type: Renewal

Municipality/County: Bethlehem Township, Lower Nazareth Township, **Northampton County**

Total Earth Disturbance Area (acres): 26.4 acres

Surface Waters Receiving Stormwater Discharges: Bushkill Creek, HQ-CWF, MF

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: 400,000 sf Light Industrial Building

Special Conditions: NA

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

**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.

Individuals 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.

Individuals in need of accommodations should contact the SCC through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

**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>
Shale-Rock Acres, LLC— Troy Miller 230 Mountain Drive Fredericksburg, PA 17026	Lebanon County	117.3	289.51	Broilers	NA	Renewal
Mark Bender 1735 Church Road Mifflinburg, PA 17844	Union County	65.1	321.13	Poultry— Broilers	NA	New

<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>
Country View Family Farms, LLC—VanBlarcomSow Farm 2271 Fairbanks Road Columbia Crossroads, PA 16914	Bradford County	18	3,001.95	Swine	NA	Renewal
Deer Stone Ag. Inc Willow Brook Farm— Drew Derstein 10049 Ferguson Valley Rd. Lewistown, PA 17044	Mifflin County	24.2	278.09	Swine Beef Cow	HQ	Renewal
D&K Poultry 11203 Rte. 35 Mt. Pleasant Mills, PA 17853	Snyder County	0	285.04	Broilers	NA	New

PUBLIC WATER SUPPLY PERMITS

Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17), the following parties have applied for Public Water Supply (PWS) permits to construct or substantially modify public water systems.

Individuals 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 Environmental Protection (DEP) 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, DEP 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

SAFE DRINKING WATER

Application(s) Received Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17).

Northeast Region: Safe Drinking Water Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Michele Lauer, Clerical Assistant, 570-830-3077.

Application No. 4523501, Construction, Public Water Supply.

Applicant	Pennsylvania American Water Company
Address	852 Wesley Drive Mechanicsburg, PA 17055
Municipality	Stroudsburg Borough
County	Monroe County
Responsible Official	Bruce Aiton Pennsylvania American Water Company (PAWC) 852 Wesley Drive Mechanicsburg, PA 17055
Consulting Engineer	Peter J. Keenan, PE Pennsylvania American Water Company Pennsylvania American Water Engineering 1 Water Street Camden, NJ 08102
Application Received	February 24, 2023
Description	The Project proposes the construction of the Cherry Valley Finished Water Booster Pumping Station in Stroudsburg Borough, Monroe County.

Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Wade Cope, P.E., Environmental Engineer, 717-705-4708.

Application No. 4423502, Construction, Public Water Supply.

Applicant	McVeytown Borough Authority
Address	P.O. Box 321 10 North Queen Street McVeytown, PA 17501
Municipality	McVeytown Borough
County	Mifflin County
Responsible Official	Matt Stringer P.O. Box 321 10 North Queen Street McVeytown, PA 17501

Consulting Engineer Gwin, Dobson, and Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602

Application Received March 22, 2023

Description Construction of proposed new Well No. 9.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (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.

Southwest Region: Waste Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Alex Hess, Environmental Engineer Specialist, 412-442-4120.

300720. Cheswick Lefever, LLC, Lefever Road, Cheswick, PA 15024, Indiana Township, **Allegheny County**. Permit Reissuance Application received: July 1, 2022. Deemed administratively complete: November 3, 2022.

Comments or questions concerning the application should be directed to Alex Hess, Environmental Engineer Specialist, (412-442-4120), Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

HAZARDOUS WASTE TRANSPORTER LICENSE

Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); and Hazardous Waste Regulations to Transport Hazardous Waste.

Renewal Applications Received

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Horwith Trucks, Inc., P.O. Box 7, Northampton, PA 18067. **License No. PA-AH 0176**. Accepted: April 11, 2023.

Abington Reldan Metals, LLC, 550 Old Bordentown Road, Fairless Hills, PA 19030. **License No. PA-AH 0824**. Accepted: April 12, 2023.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department of Environmental Protection (DEP) 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 DEP, 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 DEP received applications for Plan Approvals or Operating Permits from the following facilities. Copies of the application, DEP'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 DEP Regional Office. Appointments for scheduling a review must be made by calling the appropriate DEP Regional Office. The address and telephone number of the Regional Office is listed before the application notices.

Individuals 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 DEP'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.

Any individual wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if DEP, 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 DEP determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate DEP 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

PLAN APPROVALS

Notice of Intent to Issue Plan Approval(s) and Notice of Intent to Issue or Amend Operating Permit(s) 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.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.

05-05006E: Columbia Gas Transmission LLC, 455 Racetrack Road, Washington, PA 15301-8910, Mann Township, **Bedford County**. Application received: December 9, 2022.

For the replacement of two compression engines with two 2,000 bhp natural gas reciprocating compression engines as well as the replacement of an emergency generator engine with a natural gas fired, 830 kW emergency engine and generator at the natural gas transmission station.

The Potential to Emit of sources installed are calculated to be 1.69 tpy PM/PM₁₀/PM_{2.5}, 0.10 tpy SO₂, 16.24 tpy NO_x, 10.84 tpy VOC, and 10.04 tpy CO. However, due to the replacement of existing units, the sitewide emissions are expected to be reduced. The plan approval will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other requirements in the permit, 40 CFR 60 Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, 40 CFR Part 60 Subpart OOOOa—Standards of Performance for Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015.

DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an operating permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

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 the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the previously listed address. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number previously listed and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests, or for requests for a public hearing.

Thomas Bianca, P.E., Environmental Engineering Manager, may be contacted at 717-705-4702, or at PA DEP Air

Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests, or for requests for a public hearing.

Plan approvals issues to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

67-05118B: Harley-Davidson Motor Company Operations, Inc., 1425 Eden Rd., York, PA 17402-1599, Springettsbury Township, **York County**. Application received: January 27, 2023. For the installation of a Precision Paint Cell at the facility. The cell will be located in the existing Paint System area and will utilize the same paints as the existing system. The new paint cell will be included in the facility's site-wide equivalency calculation required by the facility's State-Only Operating Permit. Potential emissions from the proposed paint cell are estimated at: 2.92 tpy VOC; and less than 1 tpy of CO, NO_x, PM₁₀, SO_x, and HAPs. 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 equivalency provisions of 25 Pa. Code: §§ 129.51(a), 129.52d—Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings; and the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. 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.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: James Beach, New Source Review Chief, 484-250-5920.

46-0299C: Innovation 411 Fee Owner LLC, 411 Swedeland Rd., King of Prussia, PA 19406-278, Upper Merion Township, **Montgomery County**. Application received: January 17, 2023. This action is for a new 60 MMBtu/hr dual fuel-fired (i.e., natural gas and No. 2 fuel oil) combustion unit to replace an existing 49 MMBtu/hr, natural gas/No. 6 fuel oil-fired boiler at their multi-tenant commercial property used for R&D, office and finance located in Upper Merion Twp., Montgomery County. The proposed boiler will be equipped with a low-NO_x burner, capable of firing natural gas and No. 2 fuel oil and a flue gas recirculation (FGR) system to reduce NO_x emissions. As a result of potential emissions of nitrogen oxides (NO_x), the facility is a Title V facility. In addition, the Plan Approval and Operating Permit will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements. 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 permit can be sub-

itted through the Air Quality resource account at RA-EPSEROAQPUBCOM@pa.gov.

OPERATING PERMITS

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

Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

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

49-00025, PA Dept of Corrections SCI Coal Township, 1 Kelly Drive, Coal Township, PA 17866, Coal Township, **Northumberland County**. Application received: July 6, 2022. The Department of Environmental Protection (DEP) has received an application and, in accordance with 25 Pa. Code §§ 127.424 and 127.425, it intends to issue a renewal of an Air Quality Operating Permit for the facility. The facility is currently operating under State Only (Natural Minor) Operating Permit NMOP 49-00025. The sources at the facility include five (5) dual-fired boilers, two (2) diesel-fired emergency generator engines, five (5) diesel fuel storage tanks and several natural gas-fired combustion units. The subject facility has the following potential annual emissions: 34.02 tons of carbon monoxide; 44.74 tons of nitrogen oxide; 0.28 ton of sulfur oxide; 3.00 tons of particulate matter less than 10 micron; 2.31 tons of volatile organic compounds and 54,517 tons of greenhouse gases (carbon dioxide equivalent). The operating permit will include emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements to ensure the facility complies with all applicable Federal and State air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Northcentral Regional Office at 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointment for scheduling a review must be made by calling 570-327-3636.

19-00030, Sokol Quarries, Inc., P.O. Box 366, Bloomsburg, PA 17815, Fishing Creek Township, **Columbia County**. Application received: June 2, 2022. The Department intends to issue a renewal of the State Only (Natural Minor) operating permit for the Benton Processing Plant. The facility is currently operating under State Only Operating Permit 19-00030. The facility's main source is a wet sand and gravel processing operation. The facility has potential emissions of 7.75 TPY of PM/PM₁₀. The emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

41-00091, Halliburton Energy Services, P.O. Box 60087, Houston, TX 77205, Clinton Township, **Lycoming County**. Application received: November 10, 2021. The Department intends to issue a State Only Operating

Permit for their Montgomery Field Camp facility. The facility is a natural gas drilling materials distribution operation. The facility has the potential to emit 1.09 tons of volatile organic compounds (VOCs) per year, 1.06 tons of particulate matter (PM, including PM₁₀) per year and 0.39 ton of hazardous air pollutants. The emission limits, throughput limitations and work practice standards along with monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Article III, Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

60-00007, U.S. Dept. of Justice, 2500 Robert F. Miller Dr., Lewisburg, PA 17837, Kelly Township, **Union County**. Application received: December 13, 2022 to issue a renewal State Only Operating Permit for the Lewisburg Penitentiary. The facility is currently operating under State Only Operating Permit 60-00007. The facility's main sources include four natural gas/No. 2 fuel oil-fired boilers, three diesel-fired emergency generator engines, various miscellaneous, natural gas-fired combustion sources. The facility has potential emissions of 44.24 TPY of CO; 53.81 TPY of NO_x; 0.36 TPY of SO_x; 4.02 TPY of PM/PM₁₀; 4.45 TPY of VOCs; 1.98 TPY HAPs; 70,973 TPY GHGs. All four natural gas/No. 2 fuel oil-fired boilers are subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units. All three diesel-fired generator engines are subject to 40 CFR Part 63, Subpart ZZZZ—NESHAPS for Stationary Reciprocating Internal Combustion Engines. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Parts 60 and 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.

06-03152, Atlas Minerals & Chemicals, Inc., 1227 Valley Road, P.O. Box 38, Mertztown, PA 19539-0038, Longswamp Township, **Berks County**. Application received: December 1, 2022. To issue a State-Only Operating Permit for the operation of their synthetic resins and specialty asphalts manufacturing operations. Potential emissions from the facility are estimated to be 19.1 tpy CO, 26.3 tpy NO_x, 3.6 tpy PM₁₀, 32.5 tpy SO_x, & 1.1 tpy VOC. The Operating Permit will include emission limits and work practice standards along with monitoring and recordkeeping requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions for adhe-

sives and sealants derived from 40 CFR, Part 63, Subpart AAAAAA—National Emission Standards for Hazardous Air Pollutants for Area Sources: Asphalt Processing and Asphalt Roofing Manufacturing, 40 CFR 63, Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources and 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

36-05109, OmniMax International, Inc., 450 Richardson Drive, Lancaster, PA 17603, East Hempfield Township, **Lancaster County**. Application received: November 10, 2022. To issue a State Only Operating Permit for the exterior home products manufacturing facility. Using AP-42 emission factors, in 2022 actual emissions from the facility were estimated at 2.25 tons of NO_x, 1.87 tons of CO, and less than 1 ton of other pollutants. 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 63 Subpart ZZZZ and 40 CFR 60 Subpart JJJJ.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief, 484-250-5920.

46-00139, Spray Products Corp, 1323 Conshohocken Road, Conshohocken, PA 19462, Plymouth Township, **Montgomery County**. Application received: September 8, 2021. This action is for the renewal of an Operating Permit for Spray Products. Spray Products is a privately-owned, contract aerosol packaging facility that assists companies with all phases of product development including research and development, regulatory support, packaging, and distribution. The equipment on-site includes two aerosol can filler lines, "Line A" and "Line B", two gasification houses, a boiler room with two boilers, storage tanks, and product blending tanks. The site also has a small research and development lab and a small warehouse storage space. The renewal permit proposes a facility wide VOC emission limit of less than 25 tons per year. Monitoring, recordkeeping and reporting requirements are in the permit to address applicable limitations. 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 permit can be submitted through the Air Quality resource account at RA-EPSEROAQPUBCOM@pa.gov.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Thomas Joseph, P.E., Facilities Permitting Chief, 412-442-4336.

65-00789, Quikrete Companies, Inc., 519 Red Barn Lane, Latrobe, PA 15650, Unity Township, **Westmoreland County**. Application received: January 13, 2023. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue a renewed natural minor State-Only Operating Permit to Quikrete Companies, Inc. for the concrete products manufacturing facility located in Unity Township, Westmoreland County. Sources of emissions consist of the concrete products manufacturing plant and a 10.0 MMBtu/hr aggregate dryer, each controlled by an

11,000 scfm and 15,000 scfm baghouse, respectively. Potential emissions from this facility are estimated to be 10.6 TPY PM₁₀, 10.6 TPY PM_{2.5}, 4.3 TPY NO_x, 3.7 TPY CO, 0.03 TPY SO_x, 0.3 TPY VOC, 0.1 TPY total HAP, 0.1 TPY single HAP, 5,119 TPY CO_{2e}. Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the natural minor State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (65-00789) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit. A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Tom Joseph, Facilities Permit Chief, at the previously listed address. All comments must be received prior to the close of business 30 days after the date of this publication. The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx>.

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 are also subject to 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 (DEP). A copy of the application is available for inspection at the District Mining Office indicated above each application. Requests for 401 Water Quality Certifications are included in individual application only if 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 DEP 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). Such comments or objections should contain the name, address and phone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform DEP on the basis of comment or objection and relevant facts upon which it is based.

In addition, 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 also contain 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 is associated with an application for an NPDES permit. A separate notice will be provided for the draft NPDES permit.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Coal Applications

Effluent Limits—The following range of effluent limits (Table 1) will apply to NPDES permits issued in conjunction with the associated coal mining activity permit. Additional effluent limits will be listed as part of the publication of the draft NPDES permit.

Table 1

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
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 must always be greater than 6.0; less than 9.0.
Alkalinity must always be greater than acidity.

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

Contact: Bonnie Herbert, Clerical Assistant.

Mining Permit No. 63091301. NPDES No. 0236004. Tunnel Ridge, LLC, 184 Schoolhouse Lane, Valley Grove, WV 26060, Donegal, West Finley and East Finley Townships, **Washington County**. To revise the permit and related NPDES permit for installation of a bleeder shaft and six (6) boreholes, affecting 8.5 proposed surface acres. Application received: February 3, 2023. Accepted: April 5, 2023.

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

Contact: Cayleigh Boniger, Clerical Supervisor, 814-797-0824.

Mining Permit No. 16120104. NPDES No. PA0259349. Ancient Sun, Inc., P.O. Box 129, Shippenville, PA 16254, Elk Township, **Clarion County**. Renewal of an existing bituminous surface mine. Application received: April 13, 2023.

Mining Permit No. 10970105. NPDES No. PA0227625. State Industries, Inc., P.O. Box 1022, Kittanning, PA 16201, Concord Township, Fairview Township, **Butler County**. Renewal of an existing bituminous surface mine and associated NPDES permit. Application received: April 10, 2023.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

Contact: Cassie Stanton, Clerical Assistant.

Mining Permit No. 17-23-03. GP-104 No. PAM223003. Excelsior Contracting, LLC, 2339 Red Fox Lane, Tyrone, PA 16686, Woodward Township, **Clearfield County**. Proposal to enter into a Government Financed Construction Contract on a 20.7-acre site. The proposal includes total reclamation of 15.3 acres of abandoned mine lands as well as 3.5 acres of coal removal incidental and necessary to the reclamation activities. Receiving streams: Unnamed Tributary to Gose Run to Gose Run (Moshannon Creek TMDL), classified for the following uses: CWF. Application received: April 6, 2023. Accepted: April 11, 2023.

Noncoal Applications

Effluent Limits—The following Table 2 effluent limits apply to NPDES permits issued in conjunction with a noncoal mining permit. Additional effluent limits will be listed as part of the publication of the draft NPDES 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 must always exceed acidity.
pH must always be greater than 6.0; less than 9.0.

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

Contact: Cayleigh Boniger, Clerical Supervisor, 814-797-0824.

Mining Permit No. 10110303. NPDES No. PA0259080. Allegheny Mineral Corporation, P.O. Box 1022, Kittanning, PA 16201, Washington Township, **Armstrong County**. Renewal of an NPDES permit. Application received: April 10, 2023.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

Contact: Cassie Stanton, Clerical Assistant, 814-342-8101.

Mining Permit No. 14062801. A & A Construction Co., Inc., 1262 Ridge Road, Clarence, PA 16829, Burnside Township, **Centre County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 2.0 acres was completed. Application received: February 23, 2023. Approved: April 13, 2023.

Mining Permit No. 08172801. Robert Johnson Flagstone, Inc., 3658 Old Stage Coach Road, Wyalusing, PA 18853, Tuscarora Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 5.0 acres was completed. Application received: February 15, 2022. Approved: July 1, 2022.

Mining Permit No. 57050801. Edward V. Minnier III, 1842 Masten Road, Canton, PA 17724, Fox Township, **Sullivan County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 5.0 acres was completed. Application received: March 14, 2022. Approved: July 1, 2022.

Mining Permit No. 59040801. Richard Smith Excavating, Inc., 36 Church Street, Millerton, PA 16936, Jackson Township, **Tioga County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: May 11, 2022. Approved: July 1, 2022.

Mining Permit No. 60980801. Estate of Michael Krushinski, 112 Bonnie Drive, North Abington, PA 18414, Buffalo Township, **Union County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 2.0 acres was completed. Application received: May 25, 2022. Approved: August 5, 2022.

Mining Permit No. 59990801. Wesley J. Cole, 343 Jess Drive Ln., Middlebury Center, PA 16935, Middlebury Township, **Tioga County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: May 26, 2022. Approved: August 5, 2022.

Mining Permit No. 08990803. Lester West, 719 Mercur Hill West, Wysox, PA 18854, Standing Stone Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: May 16, 2022. Approved: July 1, 2022.

Mining Permit No. 14030802. Michael C. Fedor, 26 Sandrock Court, Port Matilda, PA 16870, Huston Township, **Centre County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 3.0 acres was completed. Application received: July 12, 2022. Approved: August 4, 2022.

Mining Permit No. 12000801. George F. Brown Excavating, RR 2 Box 238C, Emporium, PA 15834, Shippen Township, **Cameron County**. Final bond release for a Small Noncoal surface mining operation. Restoration

of 1.0 acre was completed. Application received: July 14, 2022. Approved: October 26, 2022.

Mining Permit No. 08050803. Anthony P. Bennett, 3657 Old Stage Coach Road, Wyalusing, PA 18853, Herrick Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 2.0 acres was completed. Application received: July 25, 2022. Approved: August 18, 2022.

Mining Permit No. 08080802. Scott D. Warner, 14 School House Drive, Troy, PA 16947, West Burlington Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: August 3, 2022. Approved: August 22, 2022.

Mining Permit No. 08070802. David A. Walter, 2664 Wyalusing New Albany Road, New Albany, PA 18833, Wilmot Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 3.0 acres was completed. Application received: August 15, 2022. Approved: September 19, 2022.

Mining Permit No. 53130801. Gary L. Drabert, 137 Card Creek Road, Roulette, PA 16746, Roulette Township, **Potter County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: August 22, 2022. Approved: December 9, 2022.

Mining Permit No. 08000810. Joe Vrabel, 843 Casterline Road, Warren Center, PA 18851, Warren Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: September 9, 2022. Approved: November 10, 2022.

Mining Permit No. 08050811. Joe Vrabel, 843 Casterline Road, Warren Center, PA 18851, Warren Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: September 9, 2022. Approved: November 10, 2022.

Mining Permit No. 08080812. Alec Harned, 1886 Herrickville Road, Wyalusing, PA 18853, Herrick Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: September 12, 2022. Approved: November 14, 2022.

Mining Permit No. 08050814. D. Terry and Barbara Keeney, 121 Turner Road, Sugar Run, PA 18846, Wilmot Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 2.0 acres was completed. Application received: September 28, 2022. Approved: November 14, 2022.

Mining Permit No. 08990804. Charles H. God II, 46 River Woods Lane, Sugar Run, PA 18846, Asylum Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: October 14, 2022. Approved: November 14, 2022.

Mining Permit No. 41010801. Keith T. Kmetz, 1005 Old Montgomery Road, Williamsport, PA 17701, Armstrong Township, **Lycoming County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 4.0 acres was completed. Application received: October 25, 2022. Approved: February 16, 2023.

Mining Permit No. 17170802. Monty Bloom, 1573 Wallaceon Road, Morrisdale, PA 16858, Morris Township, **Clearfield County**. Final bond release for a Small

Noncoal surface mining operation. Restoration of 4.0 acres was completed. Application received: October 20, 2022. Approved: January 5, 2023.

Mining Permit No. 08062803. Gigliello Topsoil, 22 Hale Street, Yatesville, PA 18640, Pike Township, **Bradford County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 2.0 acres was completed. Application received: September 6, 2022. Approved: December 9, 2022.

Mining Permit No. 14992801. John S. Craig, 167 Myers Lane, Julian, PA 16844, Huston Township, **Centre County**. Final bond release for a Small Noncoal surface mining operation. Restoration of 1.0 acre was completed. Application received: July 14, 2022. Approved: August 5, 2022.

Contact: Cassie Stanton, Clerical Assistant, 814-342-8200.

Mining Permit No. 41232801. GP-104 No. PAM223004. Kremser Associates LLC, 1300 Jordan Ave, Montoursville, PA 17754, Muncy Creek Township, **Lycoming County**. New permit application for a small noncoal (industrial minerals) operation, affecting 5 acres. Receiving stream(s): Muncy Creek classified for the following use(s): TSF, MF. Application received: April 17, 2023.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 36080301. NPDES Permit No. PA0224651. Pierson Rheems, LLC, 426 Swedesboro Road, Pilesgrove, NJ 08098, Mt. Joy & West Donegal Townships, **Lancaster County**. Renew NPDES Permit affecting 102.64 acres. Receiving stream: UNT to Donegal Creek, classified for the following use: TSF. Application received: April 11, 2023.

Mining Permit No. 58232803. NPDES No. PA0226386. PA Quarried Bluestone Co., P.O. Box 4, South Gibson, PA 18842, New Milford Township, **Susquehanna County**. New NPDES Permit on a small noncoal quarry operation affecting 6.1 acres. Receiving stream: Meylort Creek, classified for the following uses: CWF, MF. Application received: February 24, 2023.

Mining Permit No. 40870302. NPDES Permit No. PA0225827. East Point Aggregate, LLC, 925 Harvard Avenue, Bethlehem, PA 18015, Foster Township, **Luzerne County**. Transfer of a quarry operation and NPDES permit from Pocono Transcrete, Inc. affecting 105.54 acres. Receiving stream: UNT to Lehigh River. Application received: April 5, 2023.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed National Pollutant Discharge Elimination System (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 (DEP) 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 must always be greater than 6.0; less than 9.0.
Alkalinity must always be greater than acidity.

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 § 77.522 are pH 6 to 9 and other parameters DEP 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.

Coal NPDES Draft Permits

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

Contact: Cassie Stanton, Clerical Assistant, 814-342-8200.

NPDES No. PA0270024. Mining Permit No. GFCC 17-23-01. RES Coal LLC, 51 Airport Road, Clearfield, PA 16830, Chest Township, **Clearfield County**. Application received: February 17, 2023.

A new NPDES permit for discharge of water resulting from reclamation contract affecting 52.0 acres. Receiving stream(s): North Camp Run, classified for the following use(s): CWF. This receiving stream is included in the North Camp Run TMDL.

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 to North Camp Run:

<i>Outfall No.</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	New	Sedimentation Pond A	Precipitation Induced
002	New	Sedimentation Pond B	Precipitation Induced
003	New	Treatment Basin 1	Intermittent (Pumped)

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

<i>Outfalls: 001, 002 (All Discharges)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	1.5	3.0	3.7
Manganese (mg/L)	1.0	2.0	2.5
Aluminum (mg/L)	3.7	7.4	9.2
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)	Report		
Flow (gpm)	Report		
Temperature (°C)	Report		
Specific Conductivity (µmhos/cm)	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: 003 (All Discharges)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	1.5	3.0	3.7
Manganese (mg/L)	1.0	2.0	2.5
Aluminum (mg/L)	3.7	7.4	9.2
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)	Report		
Flow (gpm)	Report		
Temperature (°C)	Report		
Specific Conductivity (µmhos/cm)	Report		
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. PA0270032. Mining Permit No. GFCC 17-23-02. Swisher Contracting, Inc., P.O. Box 1223, Clearfield, PA 16830, Lawrence Township, **Clearfield County**. Application received: February 17, 2023.

New NPDES permit for discharge of water resulting from an abandoned coal mine reclamation project, affecting 27.7 acres. Receiving stream(s): Lick Run, classified for the following use(s): HQ-CWF. This receiving stream is included in the Lick Run Watershed TMDL.

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 outfall discharges to Lick Run:

<i>Outfall No.</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	New	Sedimentation Pond A	Precipitation Induced

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

<i>Outfalls: 001 (All Discharges)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	1.5	3.0	3.7
Manganese (mg/L)	1.0	2.0	2.5
Aluminum (mg/L)	0.75	0.75	0.75
Total Suspended Solids (mg/L)	35.0	70.0	90.0

<i>Outfalls: 001 (All Discharges)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Sulfate (mg/L)	Report		
Flow (gpm)	Report		
Temperature (°C)	Report		
Specific Conductivity (µmhos/cm)	Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

New Stanton District Mining Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

Contact: Tracy Norbert, RA-EPNEWSTANTON@pa.gov.

CORRECTION—previously published on April 1, 2023.

NPDES No. PA0069736. Mining Permit No. 26743202. Bute Coal Recovery, LLC, 195 Enterprise Dr, Connellsville, PA 15425, Dunbar and North Union Townships, Fayette County.

Permit renewal for continued mining to an existing bituminous mine site and associated NPDES permit, affecting 150.1 acres. A variance is included to affect within 100 feet of Rankin Run. Receiving stream(s): UNT to Rankin Run and Rankin Run, classified for the following use(s): WWF. The receiving streams are subject to the Redstone Creek Total Maximum Daily Load. The first downstream potable water supply intake from the point of discharge is the Newell Municipal Authority (PWS ID 5260014) located on the Monongahela River. Application received: March 10, 2021.

The outfalls, type of outfall, and receiving streams are listed as follows:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>	<i>Outfall Type</i>	<i>Receiving Stream</i>
001	N	Treatment Facility Outfall	UNT to Rankin Run
002	N	Treatment Facility Outfall	Rankin Run
003	N	Treatment Facility Outfall	Rankin Run

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

<i>(All Weather Conditions)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Total Iron (mg/l)	1.5	3.0	3.7
Total Manganese (mg/l)	1.0	2.0	2.5
Total Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Total Cadmium (ug/l)		Monitor and Report	
Total Silver (ug/l)		Monitor and Report	
Specific Conductance (umhos/cm)		Monitor and Report	
Sulfate (mg/l)		Monitor and Report	

pH (S.U.): Must be between 6.0 and 9.0 at all times.

Alkalinity must exceed acidity at all times.

Noncoal NPDES Draft Permits

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

Contact: Cayleigh Boniger, Clerical Supervisor, 814-797-0824.

NPDES No. PA0280500. Mining Permit No. 3075SM14. West Ridge Gravel Company, 3251 Fairplain Road, Girard, PA 16417, Girard Township, Erie County. Renewal of an NPDES permit. Application received: February 21, 2023.

NPDES No. PA0258491. Mining Permit No. 37070303. Allegheny Mineral Corporation, P.O. Box 1022, Kittanning, PA 16201, Slippery Rock Township, Lawrence County. Renewal of an NPDES permit. Application received: February 24, 2023.

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

The following treated wastewater outfalls discharge to unnamed tributaries Slippery Rock Creek.

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate: MGD</i>
001	Existing	SWO	0.25
002	Existing	SWO	0.23
003	Existing	TFO	0.14
004	Existing	TFO	0.14

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Maximum</i>	<i>Daily Average</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35.0	70.0	90.0
Alkalinity greater than acidity ¹				

¹The parameter is applicable at all times.

NPDES No. PA0258318. Mining Permit No. 24070301. Greentree Landfill, LLC, 635 Toby Road, Kersey, PA 15846, Fox Township, **Elk County**. Renewal of an NPDES permit. TMDL: Little Toby Creek. Application received: February 27, 2023.

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

The following treated wastewater outfalls discharge to unnamed tributaries to Bear Run:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate: MGD</i>
SP1	Existing	SWO	0.04
SP2	Existing	SWO	0.04
SP3	Existing	SWO	0.04
TP1	Existing	TFO	0.09
TP3	Existing	TFO	0.09
TP6	Existing	TFO	0.09

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35.0	70.0	90.0
Alkalinity greater than acidity ¹				

¹The parameter is applicable at all times.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

Contact: Cassie Stanton, Clerical Assistant.

NPDES No. PA0269808. Mining Permit No. 41060801. McClintock Quarries, LLC, 15222 US Highway 220, Muncy Valley, PA 17758, Penn Township, **Lycoming County**. Renewal/transfer of an NPDES permit for management of water on a small industrial minerals surface mine affecting 5.0 acres. Receiving stream(s): Muncy Creek, classified for the following use(s): TSF (designated use) and EV (existing use). There are no permitted NPDES outfalls, all water must be contained on site. Application received: February 6, 2023.

New Stanton District Mining Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

Contact: Tracy Norbert, RA-EPNEWSTANTON@pa.gov.

NPDES No. PA0252034. Mining Permit No. 63100401. Neiswonger Construction, Inc., 17592 Route 322, Strattanville, PA 16258, Deemston Borough, **Washington County**. Renewal of an existing NPDES permit for a large noncoal surface mining permit, affecting 80.1 acres. Receiving streams: Ten Mile Creek, classified for the following use: TSF. Application received: April 11, 2022.

The following treated stormwater outfalls discharge to Ten Mile Creek:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	Existing	SWO	Precipitation Dependent

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH (S.U.)	6.0			9.0
Iron, Total (mg/L)		3.0	6.0	7.0
Manganese, Total (mg/L)		2.0	4.0	5.0
Aluminum, Total (mg/L)		0.75	0.75	0.75
Total Suspended Solids (mg/L)		35	70	90
Net Alkalinity (as CaCO ₃ , mg/L)	0.0			
Alkalinity, Total (as CaCO ₃ , mg/L)				Report
Acidity, Total (as CaCO ₃ , mg/L)				Report
Total Selenium (mg/L)				Report

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
Flow (gpm)				Report
Temperature (°C)				Report
Specific Conductance (µmhos/cm)				Report
Sulfate, Total (mg/L)				Report

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

Contact: RA-EPPottsvilleDMO@pa.gov.

NPDES Permit No. PA0224146. Mining Permit No. 06010301. New Enterprise Stone & Lime Co., Inc., 3912 Brumbaugh Road, New Enterprise, PA 16664, Maxatawny Township, **Berks County**. Renew NPDES permit affecting 38.4 acres. Receiving stream: Sacony Creek/Maiden Creek Watershed, classified for following uses: CWF, MF. Application received: September 29, 2021.

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

The following treated wastewater outfalls discharge to Sacony Creek:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate (MGD):</i>
001	Existing	TFO	0.0
002	Existing	TFO	0.0

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
Flow (MGD)		0	1.548	
pH (S.U.)	6.0			9.0
Total Suspended Solids (mg/L)		35.0	70.0	90.0
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			

NPDES Permit No. PA0225452. Mining Permit No. 5077SM1. H & K Group, Inc., P.O. Box 196, Skippack, PA 19474, Lehman Township, **Pike County**. Renew NPDES Permit affecting 142.99 acres. Receiving streams: Pikes Creek and UNT to Hunlock Creek, classified for the following uses: HQ-CWF, MF. Application received: February 11, 2022.

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

The following treated wastewater outfalls discharge to Pikes Creek:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate: MGD (Average Monthly)</i>
001	existing	SWO	1.305
002	existing	SWO	0.207
003	existing	SWO	0.011

The following limits apply to dry weather discharges from the following stormwater Outfalls: 001—003

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
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	
Total Aluminum (mg/L)			Monitor And Report	

The following alternate discharge limitations apply to discharges from the following stormwater outfalls resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event:

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
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 Settleable Solids (ml/L)				0.5
Oil and Grease (mg/L)			Monitor And Report	
Total Aluminum (mg/L)			Monitor And Report	

¹This Parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (DEP). 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. Individuals 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 DEP may schedule a fact-finding hearing or an informal conference in response to comments if deemed necessary. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8:00 a.m. and 4:00 p.m. on each working day at the office noted above the application.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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)).

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNOPRG@pa.gov.

E4129223-004. EQT ARO LLC, 33 West Third Street, Suite 300, Williamsport, PA 17701, McHenry Township, **Lycoming County**. U.S. Army Corps of Engineers Baltimore District. Application received: April 12, 2023.

To construct, operate and maintain four (4) pipelines (12" steel gas line, 8" steel gas line and two (2) 8" HDPE temporary above-ground waterline (TAGWL)) within permanent and temporary right-of-ways in McHenry Township, Lycoming County.

No permanent impacts are proposed. The project will result in a total of 74 LF (77 SF) of temporary stream impacts, 13 SF (0.0003 acre) of temporary floodway impacts and 2,094 SF (0.0481 acre) of temporary wetland impacts all for the purpose of constructing an natural gas pipeline for Marcellus Shale well development.

Stream Impact Table:

Resource Name	Municipality Quadrangle	Activity	Chap. 93	Listed Trout	Impact Length Temp. (LF)	Impact Area Temp. (SF)	Impact Length Perm. (LF)	Impact Area Perm. (SF)	Lat. Long.
Channel 4 Brown Run	McHenry Jersey Mills	Waterline	HQ-CWF	Wild	7	10			41.346747° 77.471673°
Channel 7 UNT McClure Run	McHenry Jersey Mills	Timber Mats Workspace	HQ-CWF	Wild	67	67			41.358443° 77.461126°
TOTAL IMPACTS					74	77			

Wetland Impact Table:

Resource Name	Municipality Quadrangle	Activity	Cov. Class	Listed Trout	Impact Length Temp. (LF)	Impact Area Temp. (SF)	Impact Length Perm. (LF)	Impact Area Perm. (SF)	Lat. Long.
Wetland 5	McHenry Jersey Mills	Timber Mats	PEM	Wild	36	360			41.358437° 77.461115°
Wetland 6	McHenry Jersey Mills	Timber Mats	PEM	Wild	33	526			41.358522° 77.461251°
Wetland 7	McHenry Jersey Mills	Workspace	PEM	Wild	33	843			41.355448° 77.502122°
Wetland 8	McHenry Jersey Mills	Workspace	PEM	Wild	5	21			41.364131° 77.519917°
Wetland 9	McHenry Jersey Mills	Workspace	PEM	Wild	19	344			41.364349° 77.520242°
Wetland 5	McHenry Jersey Mills	Timber Mats	PEM	Wild	36	360			41.358437° 77.461115°
TOTAL IMPACTS					126	2,094			

Floodway Impact Table:

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
Channel 4 Brown Run	McHenry Jersey Mills	Waterline	48	13			41.346747° 77.471673°
TOTAL IMPACTS			48	13			

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

Contact: 717-705-4802.

E5003223-001. Trout Brothers Dairy, 508 Red Rock Road, Loysville, PA 17047, Jackson Township, **Perry County**. U.S. Army Corps of Engineers Baltimore District. Application received: January 9, 2023.

To 1) Install two (2) 10" manure transfer lines crossing under Sherman's Creek (EV Existing Use Designation, MF). The eastern crossing will temporarily impact 2,345 square feet of Sherman's Creek (EV Existing Use Designation, MF) floodway and watercourse and permanently impact 175 linear feet of Sherman's Creek (HQ-CWF, MF) floodway and watercourse. The western crossing will temporarily impact 1,000 square feet of Sherman's Creek (EV Existing Use Designation, MF) floodway and watercourse and permanently impact 350 linear feet of Sherman's Creek (HQ-CWF, MF) floodway and watercourse. All proposed work is for the purpose of providing easy access to manure for fertilizing agricultural property. The project is located at Trout Brothers Farm (Latitude: 40.3275, Longitude: -77.4747) in Jackson Township, Perry County. There are no wetland impacts proposed.

E3603223-003. Clay Township, 870 Durlach Road, Stevens, PA 17578, Clay Township, **Lancaster County**. U.S. Army Corps of Engineers Baltimore District. Application received: March 18, 2023.

To stabilize and maintain 1,831.0-linear feet of streambank along Middle Creek (WWF, MF), to stabilize and maintain 92.0-linear feet of streambank along an Unnamed Tributary (UNT) to Middle Creek (WWF, MF), to remove five (5) gravel bars located in Middle Creek

(WWF, MF) and to install and maintain two (2) timber bridges in order to access an island in Middle Creek (WWF, MF). Impacts associated with the streambank stabilization will be as follows: Middle Creek (WWF, MF)—Watercourse (7,715.0-square feet), Floodway (33,020.0-square feet); UNT to Middle Creek (WWF, MF)—Watercourse (184.0-square feet), Floodway (1,780.0-square feet). Impacts associated with gravel bar removal will be as follows: Watercourse—(1,842.0-square feet). Impacts associated with the installation of the timber bridges will be as follows: Watercourse—(324.0-square feet). The project is located at 1655 Clay Road, Ephrata, PA 17522 in Lancaster County (Latitude: 40.2147, Longitude: -76.2548). There will be no wetland impacts associated with the project.

ENVIRONMENTAL ASSESSMENTS

Central Office: Waterways & Wetlands Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-3411.

Contact: Joshua Fair, 717-772-5988.

D38-078EA. Robert Hepfner, Deputy, DMVA, Bldg. 11-64, Fort Indiantown Gap, Annville, PA 17003, East Hanover Township, **Lebanon County**. U.S. Army Corps of Engineers Baltimore District. Application received: August 6, 2022.

The DMVA proposes a rehabilitation project on the Marquette Lake Dam. The applicant proposes to conduct rehabilitation of the dam including spillway replacement, flattening of the downstream embankment, and installation of an internal drainage system. There will be a permanent PEM wetland impact of 0.008 acre. No mitigation is required. The dam is located across Indiantown Run (TSF, MF) in the Indiantown Gap, PA USGS Quadrangle Map Latitude: 40.4333°, Longitude: -76.5981°.

ACTIONS**THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT****FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS**

The Department of Environmental Protection (DEP) has taken the following actions on previously received applications for new, amended, and renewed National Pollutant Discharge Elimination System (NPDES) and Water Quality Management (WQM) permits, applications for permit waivers, and Notice of Intent (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 and Individual permits under 25 Pa. Code Chapter 102, including links to Individual Chapter 92a 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 for Chapter 91 & 92a permits; RA-EPWW-SERO@pa.gov for Chapter 102 permits.

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 for Chapter 91 & 92a permits; RA-EPWW-NERO@pa.gov for Chapter 102 permits.

DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717-705-4732. Email: RA-EPNPDES_SCRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SCRO@pa.gov for Chapter 102 permits.

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 for Chapter 91 & 92a permits; RA-EPWW-NCRO@pa.gov for Chapter 102 permits.

DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412-442-4286. Email: RA-EPNPDES_SWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SWRO@pa.gov for Chapter 102 permits.

DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6078. Email: RA-EPNPDES_NWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NWRO@pa.gov for Chapter 102 permits.

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 Regional Permit Coordination Office (RPCO)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-772-5987. Email: RA-EPREGIONALPERMIT@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. 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. 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. Individuals 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. 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. Important legal rights are at stake, however, so individuals should contact a lawyer at once.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

For actions taken on applications for pipelines that are regulated by the Federal Energy Regulatory Commission (FERC).

Any person aggrieved by this action may challenge it in an appropriate legal forum. The State and Federal courts are currently split on whether the proper forum to challenge a Department permit, authorization or approval for a facility or activity subject to the Federal Natural Gas Act, 15 U.S.C.A. § 717 et seq., is the United States Court of Appeals for the Third Circuit or the Pennsylvania Environmental Hearing Board. See *Delaware Riverkeeper Network v. Sec'y, Dep't of Env'tl. Prot.*, 833 F.3d 360 (3d Cir. 2016); *Delaware Riverkeeper Network v. Sec'y, Dep't of Env'tl. Prot.*, 903 F.3d 65 (3d Cir. 2018), cert. denied, 139 S. Ct. 1648, 203 L. Ed. 899 (2019) and *Cole v. Dep't. of Env'tl. Prot.*, 1577 C.D. 2019 WL 2420667 (Pa. Cmwlth Ct. June 15, 2021) (Pet. for Allowance of Appeal pending); *West Rockhill Twp. v. Dep't of Env'tl. Prot.*, No. 1595 C.D. 2019 WL 2426014 (Pa. Cmwlth. June 15, 2021) (Pet. for Allowance of Appeal pending).

I. Final Action(s) on NPDES and WQM Permit Application(s) and NOIs for Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides, CAFOs and Individual Construction Stormwater.

<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>
PAD130009	Chapter 102 Individual NPDES Permit	Issued	Stroup Brian N 425 Springhouse Lane Palmerton, PA 18071-5858	Lower Towamensing Township Carbon County	NERO
PAD210056	Chapter 102 Individual NPDES Permit	Issued	Lexington Land Development Corp 336 W King Street Lancaster, PA 17603	South Middleton Township Cumberland County	SCRO
PAD350033	Chapter 102 Individual NPDES Permit	Issued	PA American Water Co. 852 Wesley Drive Mechanicsburg, PA 17055-4436	South Abington Township Lackawanna County	NERO
PAD390239	Chapter 102 Individual NPDES Permit	Issued	Maplewood Acquisition LP and Maplewood Residential LP 1030 W Germantown Pike East Norriton, PA 19403-3929	Lower Milford Township Lehigh County	NERO

<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>
PAD510215	Chapter 102 Individual NPDES Permit	Issued	SEPTA 1234 Market Street Philadelphia, PA 19107-3727	Philadelphia City Philadelphia County	SERO
PAD650013	Chapter 102 Individual NPDES Permit	Issued	Laurel Highland Total Communications Inc. 101 Laurel Highlands Place Donegal, PA 15628-4042	Donegal Township Westmoreland County	SWRO
PAD670063	Chapter 102 Individual NPDES Permit	Issued	Inchs Properties LLC 2950 Lewisberry Road York, PA 17404-8376	Spring Garden Township York County	SCRO
PA0040835	Concentrated Aquatic Animal Production Facility Individual NPDES Permit	Issued	Pennsylvania Fish and Boat Commission 1735 Shiloh Road State College, PA 16801-8400	Benner Township Centre County	NCRO
PA0050202	Industrial Stormwater Individual NPDES Permit	Issued	National RR Passenger Corp 30th Street Station 2955 Market Street 5th Floor S Box 13 Philadelphia, PA 19104	Philadelphia City Philadelphia County	SERO
1513889	Joint DEP/PFBC Pesticides Permit	Issued	Whiteland Woods HOA 218 Fringetree Drive West Chester, PA 19380-7340	West Whiteland Township Chester County	SERO
2822806	Joint DEP/PFBC Pesticides Permit	Issued	Prologis 4900 Ritter Road Mechanicsburg, PA 17055-4807	Guilford Township Franklin County	SCRO
3622811	Joint DEP/PFBC Pesticides Permit	Issued	High Associates Ltd 1853 William Penn Way Lancaster, PA 17601-6713	East Lampeter Township Lancaster County	SCRO
3622812	Joint DEP/PFBC Pesticides Permit	Issued	High Associates Ltd 650 Bentley Ridge Boulevard Lancaster, PA 17602-5722	East Lampeter Township Lancaster County	SCRO
6723801	Joint DEP/PFBC Pesticides Permit	Issued	Delco Plaza c/o Allied Properties 1275 Carlisle Road York, PA 17404-4933	West Manchester Township York County	SCRO
PA0094510	Major Industrial Waste Facility < 250 MGD Individual NPDES Permit	Issued	US Steel Corp 400 State Street Clairton, PA 15025-1855	Braddock Borough Allegheny County	SWRO
PA0070351	Major Sewage Facility >= 1 MGD and < 5 MGD Individual NPDES Permit	Issued	Amity Township Berks County 2004 Weavertown Road Douglassville, PA 19518-8971	Amity Township Berks County	SCRO
PA0026549	Major Sewage Facility >= 5 MGD Individual NPDES Permit	Issued	Reading City Berks County 503 N 6th Street Reading, PA 19601-3085	Reading City Berks County	SCRO
2190401	Major Sewage Treatment Facility Individual WQM Permit	Issued	Upper Allen Township Cumberland County 100 Gettysburg Pike Mechanicsburg, PA 17055-5604	Upper Allen Township Cumberland County	SCRO
PA0094200	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Bear Creek Watershed Authority 259 Argyle Street Petrolia, PA 16050-9702	Fairview Township Butler County	NWRO

NOTICES

2367

<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>
PA0094404	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Antiochian Orthodox Christ Archdiocese of N American 140 Church Camp Trail Bolivar, PA 15923-2512	Fairfield Township Westmoreland County	SWRO
PA0096521	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	PA DCNR P.O. Box 105 Ohiopyle, PA 15470-0105	Stewart Township Fayette County	SWRO
PA0239615	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Reibold STP Inc. 21 Leonberg Road Cranberry Township, PA 16066-3601	Forward Township Butler County	NWRO
1005409	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Reibold STP Inc. 21 Leonberg Road Cranberry Township, PA 16066-3601	Forward Township Butler County	NWRO
4807405	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Hickory Hills Mobile Home Comm 121 Hickory Hills Drive Bath, PA 18014	Moore Township Northampton County	NERO
6722406	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Constellation Energy Generation LLC 1848 Lay Road Delta, PA 17314-9032	Peach Bottom Township York County	SCRO
NOEXNW032	No Exposure Certification	Issued	Joy Cone Co. 3435 Lamor Road Hermitage, PA 16148-3050	Hermitage City Mercer County	NWRO
NOEXNW110	No Exposure Certification	Issued	Craig Newell Welding Inc. 400 Bolard Avenue P.O. Box 202 Cambridge Springs, PA 16403-1066	Cambridge Springs Borough Crawford County	NWRO
PAG030091	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Simmons Animal Nutrition Inc. 601 North Hico Street Siloam Springs, AR 72761-2410	Quakertown Borough Bucks County	SERO
PAG030137	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	West Rock Cp 100 McDonald Boulevard Aston, PA 19014-3202	Chester Township Delaware County	SERO
PAG032330	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Liberty Recycling Inc. 526 N 3rd Street Allentown, PA 18102-2506	Allentown City Lehigh County	NERO
PAG048435	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Michael and Shelia Mezzacapo 1695 Quaker Hill Road Warren, PA 16365-4285	Glade Township Warren County	NWRO
PAG132298	PAG-13 NPDES General Permit for MS4s	Waived	Glendon Borough Northampton County 24 Franklin Street Easton, PA 18042	Glendon Borough Northampton County	NERO

<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>
4618404	Pump Stations Individual WQM Permit	Issued	Montgomery Township Municipal Sewer Authority Montgomery County 1001 Stump Road Montgomeryville, PA 18936-9605	Montgomery Township Montgomery County	SERO
PA0210358	Single Residence STP Individual NPDES Permit	Issued	Sacher Vikas 842 Quaker Hill Road Warren, PA 16365-4283	Glade Township Warren County	NWRO
PA0260908	Single Residence STP Individual NPDES Permit	Issued	Wrzesinski Kevin T and Wrzesinski Elizabeth S 9499 Brogueville Road Felton, PA 17322-7900	Chanceford Township York County	SCRO
PA0264369	Single Residence STP Individual NPDES Permit	Issued	Dehart Jacob 2060 Lime Plant Road Parker, PA 16049-5030	Perry Township Clarion County	NWRO
PA0264652	Single Residence STP Individual NPDES Permit	Issued	McGuigan John 454 Orchard Beach Park Road North East, PA 16428-3139	North East Township Erie County	NWRO
PA0266841	Single Residence STP Individual NPDES Permit	Issued	Sauder Ryan E 3497 New Holland Road Mohnton, PA 19540-8621	Cumru Township Berks County	SCRO
PA0290050	Single Residence STP Individual NPDES Permit	Issued	Palazzi Robert 3950 Palm Avenue Micco, FL 32976-8006	Eldred Township McKean County	NWRO
PA0291366	Single Residence STP Individual NPDES Permit	Issued	Dalessio Mary Ann 18020 Tryonville Street Centerville, PA 16404-1138	Centerville Borough Crawford County	NWRO
0618404	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Sauder Ryan E 3497 New Holland Road Mohnton, PA 19540-8621	Cumru Township Berks County	SCRO
2022414	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Dalessio Mary Ann 18020 Tryonville Street Centerville, PA 16404-1138	Centerville Borough Crawford County	NWRO
4221404	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Palazzi Robert 3950 Palm Avenue Micco, FL 32976-8006	Eldred Township McKean County	NWRO
6282405	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Michael and Shelia Mezzacapo 1695 Quaker Hill Road Warren, PA 16365-4285	Glade Township Warren County	NWRO
6292408	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Sacher Vikas 842 Quaker Hill Road Warren, PA 16365-4283	Glade Township Warren County	NWRO
PA0058599	Small Flow Treatment Facility Individual NPDES Permit	Issued	Piper Real Properties LLC 13195 Rettew Drive Manassas, VA 20112-7813	Bedminster Township Bucks County	SERO
PA0266671	Small Flow Treatment Facility Individual NPDES Permit	Issued	Tremellen Troy P 200 Old State Road Shermans Dale, PA 17090	Carroll Township Perry County	SCRO
0585403	Small Flow Treatment Facility Individual WQM Permit	Issued	Bedford Area Ambulance Service 130 W Vondersmith Avenue Bedford, PA 15522-1730	Napier Township Bedford 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>
WQG02102301	WQG-02 WQM General Permit	Issued	Western Butler County Authority 607 Market Street Zelienople, PA 16063-1830	Zelienople Borough Butler County	NWRO
WQG02402301	WQG-02 WQM General Permit	Issued	Greater Hazleton City Joint Sewer Authority Luzerne County P.O. Box 651 Hazleton, PA 18201-0651	Hazleton City Luzerne County	NERO

II. Final Action(s) on PAG-01 and PAG-02 General NPDES Permit NOIs.

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC480051 A-1	PAG-02 General Permit	Issued	Anthony Caciola Monogram Custom Homes 5171 W. Hopewell Rd. Center Valley, PA 18034	Lower Saucon Township Northampton County	Northampton County Conservation District 14 Gracedale Ave. Greystone Building Nazareth, PA 18064-9211 610-829-6276 RA-EPWW-NERO@pa.gov
PAC350141 A-1	PAG-02 General Permit	Issued	Mid Valley School District 52 Underwood Road Throop, PA 18512-1196	Throop Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Rd. South Abington Township, PA 18411 570-382-3086 RA-EPWW-NERO@pa.gov
PAC390190	PAG-02 General Permit	Issued	Colt Hershinger 7402 St. Peters Rd. Macungie, PA 18062	Upper Milford Township Lehigh County	Lehigh Conservation District Lehigh County AG Center Suite 102 4184 Dorney Park Rd. Allentown, PA 18104-5728 610-391-9583 RA-EPWW-NERO@pa.gov
PAC390196	PAG-02 General Permit	Issued	Ernest Greenford 81 Autumn Ashe Rd. Madison, AL 35756	South Whitehall Township Lehigh County	Lehigh Conservation District Lehigh County AG Center Suite 102 4184 Dorney Park Road Allentown, PA 18104-5728 610-391-9583 RA-EPWW-NERO@pa.gov
PAC460766	PAG-02 General Permit	Issued	Upper Moreland School District 117 Park Avenue Willow Grove, PA 19090-3209	Upper Merion Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC460788	PAG-02 General Permit	Issued	Anthony Branca 3007 Penn View Lane Norristown, PA 19403-1393	Lower Providence Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460738	PAG-02 General Permit	Issued	Linfield Corporate Center LP 1030 West Germantown Pike East Norriton, PA 19403-3929	Limerick Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460772	PAG-02 General Permit	Issued	Sunoco Pipeline LP 525 Fritztown Road Sinking Spring, PA 19608	Plymouth Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460419	PAG-02 General Permit	Issued	137 Stenton Avenue LP 1401 Morris Road Blue Bell, PA 19422	Whitpain Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460148	PAG-02 General Permit	Issued	Prestige Property Partners LLC 1126 Horsham Road Maple Glenn, PA 19002-1178	Upper Dublin Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460152	PAG-02 General Permit	Issued	Mikelen LLC 460 Norristown Road Suite 110 Blue Bell, PA 19422-2344	Douglass Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460714	PAG-02 General Permit	Issued	Lehigh Valley Health Network Realty Holding Company Inc. 2100 Mack Blvd 4th Floor Allentown, PA 18105-5622	Douglass Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov
PAC460753	PAG-02 General Permit	Issued	Lockheed Martin Corporation 230 Mall Blvd King of Prussia, PA 19406-2902	Upper Merion Township Montgomery County	Montgomery County Conservation District 143 Level Road Collegeville, PA 19426-3313 610-489-4506 x10 RA-EPNPDES_SERO@ pa.gov

NOTICES

2371

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC230256	PAG-02 General Permit	Issued	Delaware County Intermediate Unit 200 Yale Avenue Morton, PA 19070	Folcroft Borough Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@ pa.gov
PAC150315 A-1	PAG-02 General Permit	Issued	Green Lawn Fertilizing, Inc. 1004 Saunders Lane West Chester, PA 19380	West Goshen Township Chester County	Chester County Conservation District 674 Unionville Road Suite 105 Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@ pa.gov
PAC150336	PAG-02 General Permit	Issued	Thompson Homes, LLC 981 A South Bolmar Street West Chester, PA 19382	Pocopson Township Chester County	Chester County Conservation District 674 Unionville Road Suite 105 Kennett Square, PA 19348 610-455-1360 RA-EPNPDES_SERO@ pa.gov
PAC360825	PAG-02 General Permit	Issued	Raul and Hetal Patel 3738 Kennel Ave Columbia, PA 17512	West Hempfield Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5
PAC360845	PAG-02 General Permit	Issued	Leon Hoover 231 Snyder Drive New Holland, PA 17557	Earl Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5
PAC360735	PAG-02 General Permit	Issued	1376 Campus Road Associates 100 Front Street Suite 560 Conshohocken, PA 19428	Mount Joy Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5
PAC030014A1	PAG-02 General Permit	Issued	Bergad Specialty Foams and Composites 11858 State Route 85 Kittanning, PA 16201	Rayburn Township Armstrong County	Armstrong County Conservation District 120 S Grant Avenue Suite 2 Kittanning, PA 16201 724-548-3425
PAC360811	PAG-02 General Permit	Issued	Levi Zook 157 Christiana Pike Christiana, PA 17509	Sadsbury Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361 ext. 5
PAC250182	PAG-02 General Permit	Issued	Saiph XIII LLC 400 Penn Center Boulevard Building 4 Suite 1000 Pittsburgh, PA 15235	Washington Township Erie County	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC670154	PAG-02 General Permit	Issued	Golf Enterprises Inc. Joel McNaughton 4400 Deer Path Road Suite 1 Harrisburg, PA 17110	Newberry Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717-840-7430
PAC500042A-1	PAG-02 General Permit	Issued	WSL Incorporated 8396 Spring Road New Bloomfield, PA 17068	Carroll Township Perry County	Perry County Conservation District 31 West Main Street P.O. Box 36 New Bloomfield, PA 17068 717-582-8988
PAC240005	PAG-02 General Permit	Issued	Custom Industrial Processing 336 State Street Saint Marys, PA 15857	City of Saint Marys Elk County	Elk County Conservation District 850 Washington Street St Marys, PA 15857 814-776-5373
PAC350021	PAG-02 General Permit	Issued	Route 6 Land Development Corp. 7 Oakwood Drive Scranton, PA 18504	Blakely Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Rd. South Abington Township, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC630256A-1	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	California Borough Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 724-708-7098
PAC560077	PAG-02 General Permit	Issued	NES & L Co., Inc. P.O. Box 77 New Enterprise, PA 16664	Somerset Township Somerset County	Somerset County Conservation District 6024 Glades Pike Suite 103 Somerset, PA 15501 814-445-4652
PAC560078	PAG-02 General Permit	Issued	NES & L Co., Inc. 3912 Brumbaugh Road New Enterprise, PA 16664	Allegheny Township Somerset County	Somerset County Conservation District 6024 Glades Pike Suite 103 Somerset, PA 15501 814-445-4652
PAC040128	PAG-02 General Permit	Issued	U.S. Army Corps of Engineers 1000 Liberty Ave Pittsburgh, PA 15222	Potter Township Beaver County	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 150001 724-378-1701
PAC020837-A-1	PAG-02 General Permit	Issued	Robinson Peripheral Developers, LLC 127 Public Square 31st Floor Cleveland, OH 44114	Robinson Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 160 Pittsburgh, PA 15129 412-291-8005

NOTICES

2373

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC020811	PAG-02 General Permit	Issued	TOA Rose Ridge, LLC 1235 Westlakes Drive Suite 300 Berwyn, PA 19312	West Deer Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 160 Pittsburgh, PA 15222 412-291-8005
PAC020872	PAG-02 General Permit	Issued	Deer Creek Drainage 945 Little Deer Creek Road Cheswick, PA 15024	Harmar Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 160 Pittsburgh, PA 15219 412-291-8005
PAC020955	PAG-02 General Permit	Issued	Allegheny County Department of Facilities Management 107 County Office Building 542 Forbes Ave Pittsburgh, PA 15219	Hampton Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 160 Pittsburgh, PA 15219 412-291-8005
PAC020309	PAG-02 General Permit	Issued	Columbus Family Partners, LLC 3525 Lebanon Church Road West Mifflin, PA 15122	Jefferson Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 160 Pittsburgh, PA 15219 412-291-8005
PAC020634-A-1	PAG-02 General Permit	Issued	McClaren Road Properties 534 Washington Road Pittsburgh, PA 15106	Findlay Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 160 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020730-A-1	PAG-02 General Permit	Issued	Duquesne Light Company 2841 New Beaver Road Mail Drop N3-AM Pittsburgh, PA 15233	Robinson Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 160 Pittsburgh, PA 15219 412-291-8005
PAC020092-A-2	PAG-02 General Permit	Issued	Centerside Industrial, LP 100 Leetsdale Dr Leetsdale, PA 15059	Leetsdale Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 160 Pittsburgh, PA 15219 412-291-8005
PAC020958	PAG-02 General Permit	Issued	Laurel Pine Valley, LLC 2543 Washington Road Pittsburgh, PA 15241	Pine Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020905	PAG-02 General Permit	Issued	Plum Borough 2000 Old Mine Road Plum, PA 15239	Plum Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020919A-1	PAG-02 General Permit	Issued	Peoples Natural Gas Company, LLC 375 North Shore Drive Suite 600 Pittsburgh, PA 15212	Elizabeth Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC020954	PAG-02 General Permit	Issued	T of L, Inc. 5898 Wilkins Ave Pittsburgh, PA 15217	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020957	PAG-02 General Permit	Issued	Termon Gardens, LLC 271 Route 46 Suite D-201 Fairfield, NJ 07004	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020952	PAG-02 General Permit	Issued	Red Rocks Group 1417 Locust Street Suite 400 Philadelphia, PA 19102	Franklin Park Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC630268	PAG-02 General Permit	Issued	Peoples Natural Gas Company, LLC 375 North Shore Drive Suite 600 Pittsburgh, PA 15212	Fallowfield Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 412-291-8005
PAD210091	PAG-02 General Permit	Issued	Carlisle Hotel Partners, LP 610 Edgegrove Road Hanover, PA 17331	South Middleton Township Cumberland County	Southcentral Regional Office 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4700

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. 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.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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).

Northcentral Region: Safe Drinking Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Nadera Bair, Clerk II, 570-327-0551.

Construction Permit No. 1822503, Major Amendment, Public Water Supply.

Applicant	Eastern Gas Transmission & Storage, Inc.—Leidy Station
Address	91 Gas Plant Lane Renovo, PA 17764
Municipality	Leidy Township
County	Clinton County
Consulting Engineer	Timothy Trutch Larson Design Group 1000 Commerce Park Drive Suite 201 Williamsport, PA 17701
Application Received	August 16, 2022
Permit Issued	April 13, 2023

Description The addition of a chlorine pump prior to the existing raw water tank to achieve 4-log chlorination, and the addition of a chlorine/pH/temperature analyzer prior to entering the distribution system.

Contact: Nicole Mechtly, Clerical Supervisor, 570-327-3490.

Construction Permit No. 5723501, Major Amendment, Public Water Supply.

Applicant **Eagles Mere Historical Village, Inc.**

Address P.O. Box 362
Eagles Mere, PA 17731

Municipality Eagles Mere Borough

County **Sullivan County**

Consulting Engineer Irina Hott
466 S Main Street
Montrose, PA 18801

Application Received January 17, 2023

Permit Issued April 13, 2023

Description The project consists of an application for the permitting of the existing public water supply system at Eagles Mere Village Shops (PWSID # 2570402) for the addition of chlorination for disinfection and filtration for iron/manganese removal.

Northeast Region: Safe Drinking Water Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Michele Lauer, Clerical Assistant, 570-830-3077.

Operation Permit No. 2350363, Public Water Supply.

Applicant **Covington Owner, LLC,
Covington Owner Warehouse**

Address 303 Peachtree Avenue North
East
Suite 575
Atlanta, GA 30303

Municipality Covington Township

County **Lackawanna County**

Consulting Engineer Timothy K. Steed, PE
HUNT Engineers, Architects,
Land Surveyors & Landscape
Architects, DPC
1 Elizabeth Street
Suite 12
Towanda, PA 18848

Application Received April 7, 2023

Permit Issued April 7, 2023

Description Operations Permit for the installation of treatment facilities for elevated levels of TDS and chloride in Well No. 1 water supply and associated water system appurtenances.

Northcentral Region: Safe Drinking Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Nadera Bair, Clerk, 570-327-0551.

Operation Permit 4920506. PWSID No. **4490011**. **Aqua Pennsylvania, Inc.—East Cameron Water System**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, East Cameron Township, **Northumberland County**. Application received: March 23, 2023. Permit Issued: April 11, 2023. Replace existing Well # 1 (abandoned in 2019) w/Well # 3. Operation of new raw-water line from Well # 3 to the existing Well # 2 Well Station where Well # 3 will be treated, new chlorine contact piping, interior well station modifications, & new transmission line.

Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Wade Cope, P.E., Environmental Engineer, 717-705-4708.

Operation Permit 2221501. PWSID No. **7220044**. **Susquehanna Area Regional Airport Authority/Harrisburg International Airport**, One Terminal Drive, Suite 300, Middletown, PA 17057, Lower Swatara Township, **Dauphin County**. Application received: April 6, 2023. Permit Issued: April 18, 2023. Partial Operation Permit for operation of Hach CL17sc Online Chlorine Analyzer, Temporary GAC System Supply and Return Piping, and Softeners and Related Piping.

Southwest Region: Safe Drinking Water Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Renee Diehl, Program Manager, ra-epsdsw@pa.gov.

Operation Permit 5622506MA. PWSID No. **4560009**. **Somerset County General Authority**, 300 North Center Avenue, Suite 500, Somerset, PA 15501, Somerset Township, **Somerset County**. Application received: April 12, 2023. Permit Issued: April 17, 2023. Pleasant Hill Road Meter Vault and approximately 60 linear feet of 12-inch diameter ductile iron transmission line and appurtenances (Pleasant Hill Road meter Vault Project).

Construction Permit 6522513. PWSID No. **5020039**. **Pennsylvania American Water Company**, 852 Wesley Drive, Mechanicsburg, PA 17055, Peters Township, **Washington County**. Application received: January 23, 2023. Permit Issued: April 18, 2023. Replacement of the Snowberry Booster Pump Station.

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 of Environmental Protection (DEP) 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, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The Department has received the following plans and reports.

Northcentral Region: Environmental Cleanup & Brownfields Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Randy Farmerie, P.G., Environmental Program Manager, 570-327-3716.

Former Bellefonte Manufactured Gas Plant, Primary Facility ID # **623592**, 109 Rishel Hill Road, Bellefonte, PA 16823, Spring Township, **Centre County**. Silar Services, Inc., 1851 French Creek Road, Phoenixville, PA 19460, on behalf of UGI Utilities, Inc., 1 UGI Drive, Denver, PA 17517, submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with coal tar and constituents associated with operation of the former MGP. The Remedial Investigation Report is intended to document remediation of the site to meet the site-specific standards.

A&M BRA Pad, Primary Facility ID # **865798**, 3799 Sugar Hill Road, Sugar Run, PA 18846, Wilmot Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Final Report concerning remediation of soil contaminated with production water. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

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

Contact: Eric Supey, Environmental Program Manager.

W. Wright Pad 1, Primary Facility ID # **863826**, 44 Youngs Road, Montrose, PA 18801, Bridgewater Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Coterra Energy, Inc., 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a Final Report concerning remediation of soil contaminated with hydraulic frac-

turing fluid. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Environmental Cleanup & Brownfields Program Manager, 717-705-4705.

Former Reading Outlet Center, Bldg. # 1, Primary Facility ID # **830498**, 9th and Douglass Streets, NE Corner, Reading, PA 19601, City of Reading, **Berks County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601, on behalf of Reading School District, 800 Washington Street, Reading, PA 19601, submitted a Final Report concerning remediation of soil contaminated with No. 6 Fuel Oil. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Charline Bass, Administrative Assistant, 484-250-5787.

Medical Products Laboratories, Inc., 9990 Global Road, Philadelphia, PA 19115, Primary Facility ID # **823166**, 9990 Global Road, Philadelphia, PA 19115, City of Philadelphia, **Philadelphia County**. Lisa Whited, PG, LVL Engineering Group, 1456 Ferry Road, Building 500, Doylestown, PA 18901, on behalf of Elliot Stone, Medical Products Laboratory, Inc., 9990 Global Road, Philadelphia, PA 19115, submitted a Final Report concerning remediation of groundwater contaminated with fuel oil. The Final Report is intended to document remediation of the site to meet the Statewide health and site-specific standards.

Apartment Building, Primary Facility ID # **865159**, 306 North Wayne Avenue, Wayne, PA 19087, Radnor Township, **Delaware County**. Jeremy Bolyn, Environmental Maintenance Company, Inc., 1420 East Mermaid Lane, Glenside, PA 19038, on behalf of Howard Smith, Metropolitan Management (for the property owners), 230 Windsor Avenue, Narberth, PA 19072, Narberth, PA 19072, submitted a Final Report concerning remediation of soil and groundwater contaminated with No. 2 fuel oil. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

601 Spruce Street, Primary Facility ID # **844566**, 601 West Spruce Street, Perkasie, PA 18944, Perkasie Borough, **Bucks County**. Mark Fortna, Penn Environmental and Remediation, Inc., 400 Old Dublin Pike, Doylestown, PA 18901, on behalf of James Cassidy, 601 Spruce Street Investment Partners, LLC, 270 West Walnut Lane, Philadelphia, PA 19144, submitted a Risk Assessment/Cleanup Plan concerning remediation of soil and groundwater contaminated with VOCs and inorganics. The Risk Assessment/Cleanup Plan is intended to document remediation of the site to meet the site-specific standards.

16 Wolf Street LLC Site, Primary Facility ID # **843245**, 16 Wolf Street, Philadelphia, PA 19148, City of Philadelphia, **Philadelphia County**. David Schantz, Sr., PG, Aquaterra Technologies, Inc., 908 South Bolmar Street, Suite A, West Chester, PA 19382, on behalf of Loretta Mitsos, 16 Wolf Street, LLC, 2825 South Warnock Street, Philadelphia, PA 19148, submitted a combined Remedial Investigation Report/Cleanup Plan/Final Report concerning remediation of soil and groundwater contami-

nated with lead. The combined Remedial Investigation Report/Cleanup Plan/Final Report is intended to document remediation of the site to meet the site-specific standards.

Giant Supermarket, Primary Facility ID # **858841**, 1403 and 1451 South Christopher Columbus Boulevard, Philadelphia, PA 19147, City of Philadelphia, **Philadelphia County**. Marc Chartier, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103, on behalf of Tina Roberts, Giant Columbus, LLC, 1520 Locust Street, Suite 300, Philadelphia, PA 19102, submitted a combined Remedial Investigation Report/Cleanup Plan/Final Report concerning remediation of soil and groundwater contaminated with VOCs, naphthalene and metals. The combined Remedial Investigation Report/Cleanup Plan/Final Report is intended to document remediation of the site to meet the site-specific standards.

International Paper Company, Primary Facility ID # **863394**, 4581 Lower Valley Road, Atglen, PA 19310, West Sadsbury Township, **Chester County**. Kimberly Hunsberger, GHD, 410 Eagleview Boulevard, Suite 110, Exton, PA 19341, on behalf of Natalie Hahlen, Quad/Graphics Inc., N61 W23044 Harry's Way, Sussex, WI 53089, submitted a Final Report concerning remediation of soil and groundwater contaminated with SVOCs, VOCs and metals. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

Jean Reckner Residence, Primary Facility ID # **821861**, 578 Stoystown Road, Somerset, PA 15501, Somerset Township, **Somerset County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Jean Reckner, 578 Stoystown Road, Somerset, PA 15501, submitted a Final Report concerning remediation of soil contaminated with ethylbenzene, cumene, naphthalene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

The Department Has Taken Action on the Following Plans and Reports Under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection (DEP) 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 non-residential exposure factors, a description of the remediation

performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. 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 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 plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The DEP has received the following plans and reports.

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

Contact: Eric Supey, Environmental Program Manager.

337 Summit Drive, Primary Facility ID # **853427**, 337 Summit Drive, Buck Hill Falls, PA 18323, Barrett Township, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Polylimnio, LLC, 261 South 4th Street, Philadelphia, PA 19106, submitted a Final Report concerning remediation of soil contaminated with heating oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: April 14, 2023.

Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Bill Pelc, Geologic Specialist, 814-332-6671.

Amer Ref Group Bradford, Primary Facility ID # **651768**, 77 N Kendall Ave, Bradford, PA 16701, Bradford Township, **McKean County**. GHD Services Inc., 410 Eagleview Boulevard, Suite 110, Exton, PA 19341, on behalf of American Refining Group, Inc., 77 North Kendall Ave, Bradford, PA 16701, submitted a Risk Assessment concerning remediation of soil and groundwater contaminated with arsenic, iron, and manganese. The Report did not demonstrate attainment of the site-specific standards. Issued an administrative deficiency letter: April 12, 2023.

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: *Environmental Cleanup & Brownfields Program Manager, 717-705-4705.*

Wawa Reading Store 153, Primary Facility ID # **622986**, 1946 North 11th Street, Reading, PA 19604, City of Reading, **Berks County**. Aquaterra Technologies, Inc., 901 South Bolmar Street, Suite 1A, West Chester, PA 19382, on behalf of Wawa, Inc., 260 West Baltimore Pike, Wawa, PA 19063, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of soil contaminated with Lead. The Report demonstrated attainment of the site-specific standards. Approved: April 17, 2023.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: *Charline Bass, Administrative Assistant, 484-250-5787.*

10 West College Avenue Site, Primary Facility ID # **854263**, 10 West College Avenue, Yardley, PA 19067, Yardley Borough, **Bucks County**. Stephen Huxta, PG, Brickhouse Environmental, 515 Franklin Street, West Chester, PA 19382, on behalf of Charles Athey, Yardley Products, LLC, 1 Dixon Square, Chestertown, MD 21620, submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning remediation of soil and groundwater contaminated with VOCs and SVOCs. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: April 11, 2022.

319 West Gay Street, Primary Facility ID # **780952**, 319 West Gay Street, West Chester, PA 19383, West Chester Borough, **Chester County**. John Sunkler, EnviroSure, Inc., 1 North Bacton Hill Road, Suite 208, Malvern, PA 19335, on behalf of Chad Weldon, CRW Realty, LP, 319 West Gay Street, West Chester, PA 19382, submitted a combined Remedial Investigation Report/Cleanup Plan/Final Report concerning remediation of soil contaminated with leaded and unleaded gasoline. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: April 7, 2023.

157 East Seven Stars Road, Primary Facility ID # **863096**, 157 East Seven Stars Road, Phoenixville, PA 19460, East Pikeland Township, **Chester County**. Stephanie Grillo, Groundwater & Environmental Services, 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Harlan Gustafson, Estate of Joyce E. Steimer, Deceased, 114 Airport Road, Pottstown, PA 19464, submitted a Final Report concerning remediation of soil contaminated with naphthalene. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: April 6, 2023.

Thompson Property, Primary Facility ID # **865049**, 140 Thompson Road, Avondale, PA 19311, New Garden Township, **Chester County**. Jenifer Fields, ACRI-Environmental, 3846 East Brandon Way, Doylestown, PA 18902, on behalf of Chris Reitman, Montrose Environmental, 1140 Valley Forge Road, Valley Forge, PA 19482, submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning remediation of soil contaminated with lead and arsenic. The Report did not demonstrate attainment of the site-specific standards. Issued an administrative deficiency letter: April 4, 2023.

2610 West Fletcher Street, Primary Facility ID # **853041**, 2610 West Fletcher Street, Philadelphia, PA

19132, City of Philadelphia, **Philadelphia County**. Natalie Griffith, REPSG, Inc., 6901 Kingsessing Avenue, Philadelphia, PA 19142, on behalf of David Alexander, Susquehanna Net Zero Housing, LP, 1707 North Charles Street, Apt. 200A, Baltimore, MD 21201, submitted a Cleanup Plan/Final Report concerning remediation of soil contaminated with arsenic, thallium, vanadium, benzo(a)pyrene, naphthalene, 1,2-dibromoethane and 1,2,4-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health and site-specific standards. Approved: April 12, 2023.

Gilbertsville Golf Club, Primary Facility ID # **859858**, 2944 Lutheran Road, Gilbertsville, PA 19525, New Hanover Township, **Montgomery County**. Richard Lake, Geo-Technology Associates, Inc., 2405 John Fries Highway, Quakertown, PA 18951, on behalf of Joan Hodges, Artisan Construction Group, LLC, P.O. Box 689, Devon, PA 19333, submitted a Risk Assessment/Remedial Investigation/Final Report concerning remediation of soil contaminated with pesticides. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: April 12, 2023.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: *Kam Miseikyte, Clerical Assistant 2, 412-442-4091.*

Kin-Tech Manu Inc., Primary Facility ID # **863581**, 2766 Clay Pike, North Huntingdon, PA 15642, North Huntingdon Township, **Westmoreland County**. Moody and Associates, Inc., 11548 Cotton Road, Suite 101, Meadville, PA 16335, on behalf of Kin-Tech Manufacturing, Inc., 2766 Clay Pike, North Huntingdon, PA 15642, submitted a Final Report concerning remediation of soil contaminated with benzene, toluene, ethyl benzene, cumene, mtbe, naphthalene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health standards. Approved: April 12, 2023.

Nike Missile Site PI 71, Primary Facility ID # **857983**, 500 Nike Road, Coraopolis, PA 15108, Moon Township, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110, on behalf of Hollow Oak Land Trust, P.O. Box 741, Coraopolis, PA 15108, submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with acetone, benzene, 2-butanone, carbon disulfide, naphthalene, 1,2,4-trimethylbenzene, pcb-1260, arsenic, barium, cadmium, hexavalent chromium, lead, and selenium for soil; naphthalene, 1,2,4-trimethylbenzene, and barium for groundwater. The Report demonstrated attainment of the site-specific standards. Approved: April 18, 2023.

Nike Missile Site PI 71, Primary Facility ID # **857983**, 500 Nike Road, Coraopolis, PA 15108, Moon Township, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110, on behalf of Hollow Oak Land Trust, P.O. Box 741, Coraopolis, PA 15108, submitted a Final Report concerning remediation of soil and groundwater contaminated with acetone, benzene, 2-butanone, carbon disulfide, naphthalene, 1,2,4-trimethylbenzene, pcb-1260, arsenic, barium, cadmium, hexavalent chromium, lead, and selenium for soil; naphthalene, 1,2,4-trimethylbenzene, and barium for groundwater. The Final Report demonstrated attainment of the Statewide health and site-specific standards. Approved: April 18, 2023.

HAZARDOUS WASTE TRANSPORTER LICENSE

Action(s) Taken on Hazardous Waste Transporter License Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); and Hazardous Waste Regulations to Transport Hazardous Waste.

Transporter License Reissued

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Horwith Trucks, Inc., P.O. Box 7, Northampton, PA 18067. **License No. PA-AH 0176.** Application received: April 11, 2023. Effective April 12, 2023.

Abington Reldan Metals, LLC, 550 Old Bordentown Road, Fairless Hills, PA 19030. **License No. PA-AH 0824.** Application received: April 12, 2023. Effective April 12, 2023.

**REGISTRATION FOR MUNICIPAL WASTE
GENERAL PERMITS**

Actions(s) Taken on Registration(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.

Southcentral Region: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Carrie Fleming, Acting Program Manager.

WMGM042SC016. Dickinson College, P.O. Box 1773, Carlisle, PA 17013, South Middleton Township, **Cumberland County**. This WMGM042 general permit is for Dickinson College's operation at 553 Park Drive, Boiling Springs, PA. This general permit authorizes the anaerobic digestion of animal manure on a farm mixed with grease trap waste and/or pre-consumer and post-consumer food waste from commercial and institutional establishments, or industrial food manufacturing operations; and the use of a depackaging unit(s) to mechanically separate the pre- and post-consumer food waste from its packaging, prior to anaerobic digestion. It also authorizes the beneficial use of the methane gas produced by the anaerobic digestion as fuel, including the production of electricity; the use of the waste solids from the digester as animal bedding material at the farm; and the liquid/solids removed from the digester as a soil additive for agricultural purposes. Application received: February 11, 2023. Deemed administratively complete: March 21, 2023. Issued: April 12, 2023.

Persons interested in reviewing the permit may contact John L. Oren, P.E., Permits Chief, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

WMGM042SC009. S & A Kreider & Sons, Inc., 761 Spring Valley Road, Quarryville, PA 17566, East Drumore

Township, **Lancaster County**. The Department has issued a renewal of General Permit WMGM042SC009 to S&A Kreider & Sons, Inc., which authorizes the anaerobic digestion of animal manure on a farm mixed with grease trap waste and/or pre-consumer and post-consumer food waste from commercial and institutional establishments, or industrial food manufacturing operations; and the use of a depackaging unit(s) to mechanically separate the pre- and post-consumer food waste from its packaging, prior to anaerobic digestion. It also authorizes the beneficial use of the methane gas produced by the anaerobic digestion as fuel, including the production of electricity; the use of the waste solids from the digester as animal bedding material at the farm; and the liquid/solids removed from the digester as a soil additive for agricultural purposes. Application received: June 21, 2022. Deemed administratively complete: September 21, 2022. Renewal issued: April 14, 2023.

Persons interested in reviewing the permit may contact John L. Oren, P.E., Permits Chief, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

**OPERATE WASTE PROCESSING OR
DISPOSAL AREA OR SITE**

Actions(s) Taken on Permit(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (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.

Northeast Region: Waste Management Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Roger Bellas, Environmental Program Manager, 570-826-2201.

100020. Bethlehem Landfill Company, 2335 Applebutter Road, Bethlehem, PA 18015, Lower Saucon Township, **Northampton County**. An application for major permit modification for the Northern Realignment expansion. The Northern Realignment consists of new waste placement overtopping existing waste and placement of waste in landfill support areas which have not previously had waste placed thereon. Application received: December 23, 2020. Issued: April 17, 2023.

Persons interested in reviewing the permit may contact Roger Bellas, Environmental Program Manager, 570-826-2201, Northeast Region, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

100020. Bethlehem Landfill Company, 2335 Applebutter Road, Bethlehem, PA 18015, Lower Saucon Township, **Northampton County**. An application for permit renewal for the continued operation of the landfill. Application received: April 25, 2022. Issued: April 17, 2023.

Persons interested in reviewing the permit may contact Roger Bellas, Environmental Program Manager, 570-826-2201, Northeast Region, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

Southcentral Region: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Carrie Fleming, Acting Solid Waste Program Manager.

101443. Altoona Transfer Station, 1586 Old Sixth Avenue Road, Altoona, PA 16601, Logan Township, **Blair County**. The Solid Waste permit 101433 for the operation of the Altoona Transfer Station was renewed until May 5, 2033 in accordance with Article V of the Solid Waste Management Act, 35 P.S. §§ 6018.101, et seq. Application received: April 14, 2022. Renewed: April 14, 2023.

Persons interested in reviewing the permit may contact John Oren, Permits Chief, (717-705-4907), Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

AIR QUALITY

Actions(s) Taken on General Plan Approval(s) and Operating Permit(s) Usage Authorized Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to Construct, Modify, Reactivate or Operate Air Contamination Sources and Associated Air Cleaning Devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920.

GP14-23-0132: McCausland-Garrity Marchesani Funeral Home, Inc., 343 South Chester Pike, Glenolden, PA 19036-2108, Glenolden Borough, **Delaware County**. This action is for the renewal of a General Plan Approval and General Permit for a Natural Gas Fired Human Crematory (one unit). Application received: March 8, 2023. Issued: April 10, 2023.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Sheri Guerrieri, P.E., New Source Review Chief, 412-442-4174.

AG5A-63-00033A: CNX Gas Company, LLC, 1000 Horizon Vue Energy Drive, Canonsburg, PA 15317, East Finley Township, **Washington County**. For authorization to construct and/or operate an unconventional natural gas well site for seven (7) natural gas wells with associated equipment in East Finley Township, Washington County. Application received: October 28, 2022. Approved: April 17, 2023.

Actions(s) Taken on Plan Approval(s) 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.

Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

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

41-00089B: James C. Maneval Funeral Home, Ltd, 1002 Allegheny Street, Jersey Shore, PA 17740, Jersey

Shore Borough, **Lycoming County**. The Department issued a plan approval for the construction and operation of a new Matthews International model IE-43-PPI 150 pounds per hour human cremation unit at the company's crematory facility. The plan approval contains all applicable requirements including emission limits, monitoring, recordkeeping, and reporting conditions to ensure compliance with all State and Federal regulations. Application received: September 27, 2022. Issued: April 17, 2023. Expiration date: October 16, 2024.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.

21-05067B: Carlisle Construction Materials, LLC, 1295 Ritner Hwy., Carlisle, PA 17013, Carlisle Borough, **Cumberland County**. For the installation of an adhesive application line at the facility. The line will consist of a solvent-based adhesive booth, primer booth, hot-melt adhesive booth, 3-zone dryer, and regenerative thermal oxidizer (RTO) for control of VOC emissions. Application received: August 18, 2022. Issued: April 18, 2023.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: James Beach, New Source Review Chief, 484-250-5920.

46-0299B: Innovation 411 Fee Owner, 411 Swedeland Road, King of Prussia, PA 19406, Upper Merion Township, **Montgomery County**. This action is for the installation of a new 4,000-kW diesel fuel-fired electric generator at Innovation 411 Fee Owner's multi-tenant commercial property used for R&D, office and finance. The proposed electric generator will be situated outside of Building 32 and will be used for standby/emergency purposes only to serve the chilled water expansion project. Application received: November 10, 2022. Issued: April 12, 2023.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Sheri Guerrieri, P.E., New Source Review Chief, 412-442-4174.

PA-63-00895A: Ensinger, Inc., 365 Meadowlands Blvd, Washington, PA 15301, North Strabane Township, **Washington County**. The Department issued a Plan Approval extension for 180 days to Ensinger Inc. to perform stack testing on Integral Catalytic Oxidizer (C107) for NO_x, VOC, CO, HCHO, and acetaldehyde at its Ensinger Washington Facility located at 365 Meadowlands Boulevard in North Strabane, Washington County. Application received: April 12, 2023. Accepted: April 14, 2023.

63-01011: MarkWest Liberty Midstream & Resources, LLC, 123 Point Pleasant Road, Bulger, PA 15019, Smith Township, **Washington County**. Plan Approval issuance to install and operate the following air contamination sources: One (1) 260 mmscfd natural gas processing plant; One (1) 17.84 MMBtu/hr natural-gas fired regenerative heater; One (1) 500-gallon methanol storage tank; Three (3) 5,000 electric-driven compressors (rod-packing venting); Eight (8) Measurement Devices. This Plan Approval also modifies the following air contamination sources: Fugitives; Truck Loadout; Plant Flare. The Harmon Creek Gas Plant is located in Smith Township, Washington County. Application received: June 29, 2022. Issued: April 12, 2023.

Plan Approval Revision(s) Issued Including Extension(s), Minor Modification(s) and Transfer(s) of Ownership Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

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

60-00027A: Mifflinburg Area School District, 178 Maple St., Mifflinburg, PA 17844, Mifflinburg Borough, Buffalo Township, and West Buffalo Township, **Union County**. To extend the plan approval expiration date to October 29, 2023 to allow continued operation of an 8.5 MMBtu/hr biomass boiler at its campus in Mifflinburg Borough, West Buffalo and Buffalo Townships, Union County. Application received: April 10, 2023. Revised: April 14, 2023.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.

07-03068A: Altoona Water Authority—Westerly WWTF, 144 Treatment Plant Road, Duncansville, PA 16635, Allegheny Township, **Blair County**. For the construction of two (2) new digester gas fired boilers and one candlestick flare at the wastewater treatment facility. The digester gas boilers will be controlled by low NO_x burners and flue gas recirculation (FGR). The plan approval was extended. Application received: April 5, 2023. Issued: April 12, 2023.

31-05022B: Cabinetworks Group, Inc.—Mt. Union Plant, 11823 Lenape Drive, Mount Union, PA 17066, Shirley Township, **Huntingdon County**. For equipment at the wood cabinet manufacturing facility. The plan approval was extended. Application received: April 5, 2023. Issued: April 17, 2023.

01-03040C: Sealed Air Corp.—Hanover Plant, 260 North Blettner Avenue, Hanover, PA 17731, Conewago Township, **Adams County**. For the construction of a new central grinding system and new padded envelope production machine at the Hanover Facility. The new central grinding system will be controlled by two new IMS cyclones and a reverse jet fabric filter. The new padded envelope production machine will be controlled by two new cyclone/dust compactor units and a fabric filter. The project also involves modification of its existing padded envelope machines such that the existing baghouses are replaced by the new IMS cyclones and reverse jet fabric filter. The facility's existing hammer mills will be modified such that they are controlled by the two IMS cyclones and reverse jet fabric filter. The plan approval was extended. Application received: April 10, 2023. Issued: April 18, 2023.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: James Beach, New Source Review Chief, 484-250-5920.

09-00271: Fres-Co Systems USA Inc., 3005 State Road, Telford, PA 18969-1021, West Rockhill Township, **Bucks County**. This action is an extension for the installation and operation of a three (3) station laminator. Application received: April 7, 2023. Issued: April 11, 2023.

Operating Permit(s) 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.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Norm Frederick, 570-826-2409.

45-00012: Royal Chem Co Ltd/East Stroudsburg, 1336 Crowe Rd., East Stroudsburg, PA 18301-1105, East Stroudsburg Borough, **Monroe County**. The Department issued a renewal State-Only (Natural) Minor Permit for the manufacturing of soap and other detergents facility located in East Stroudsburg Borough, Monroe County. The sources at this facility consists of chemstrg, blend & hold tanks, and liquid packaging lines. The control devices consist of scrubbers. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and VOC's. The Operating Permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: January 3, 2023. Renewal issued: April 12, 2023.

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

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

OP20-000049: Riverside Materials, 2870 E. Allegheny Avenue, Philadelphia, PA 19134, City of Philadelphia, **Philadelphia County**. The City of Philadelphia, Air Management Services (AMS) issued a renewal of the Synthetic Minor Operating Permit (SMOP) for a renewal of the Synthetic Minor Operating Permit (SMOP) for the operation of an asphalt production and concrete/asphalt recycling facility in the City of Philadelphia, Philadelphia County. The facility's air emission sources include the following: • Hot mix asphalt drum plant rated 450 tons/hr burning natural gas or No. 2 oil, equipped with a baghouse to control PM emissions. • Two (2) crushing plants, of which one is electrically powered with capacity of 200 tons per hour and one is diesel powered with rated capacity of 350 tons per hour. • Three (3) diesel-fired engines, which are a crusher engine rated 350 HP, a shaker engine rated 130 HP, and a stacker engine rated 66 HP. • One (1) hot oil heater rated 2.0 MMBtu/hr burning natural gas or No. 2 oil. Application received: October 1, 2020. Issued: April 12, 2023.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

34-05003: Tedd Wood, LLC, P.O. Box 187, Thompsonstown, PA 17094-0187, Delaware Township, **Juniata County**. For the wood kitchen cabinet manufacturing facility. The State-Only permit was renewed. Application received: March 4, 2022. Issued: April 12, 2023.

Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.

06-05161: PA Department of Public Welfare, Wernersville State Hospital, 160 Main St., Wernersville, PA 19565, South Heidelberg Township, **Berks County**. For the boilers and generators at the State Hospital. Application received: September 26, 2022. Issued: April 11, 2023.

38-03009: PRL Industries, Inc., 64 Rexmont Rd., Lebanon, PA 17042, City of Lebanon, **Lebanon County**. For the steel foundry. The State-Only permit was renewed. Application received: October 26, 2022. Issued: April 17, 2023.

36-03038: Evans Eagle Burial Vaults, Inc., 15 Graybill Road, Leola, PA 17540-1910, Upper Leacock Township, **Lancaster County**. For the four human crematories at the facility. The State-Only permit was renewed. Application received: August 15, 2022. Issued: April 17, 2023.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Thomas Joseph, P.E., Facilities Permitting Chief, 412-442-4336.

63-00154: MCC International, Inc., 110 Centrifugal Court, McDonald, PA 15057, Cecil Township, **Washington County**. The Department issued a renewal natural minor State Only Operating Permit for a ferrous and nonferrous foundry. The Operating Permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements at the facility located in Cecil Township, Washington County. Application received: October 6, 2022. Issued: April 18, 2023.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.

67-03078: Snyders of Hanover, Hanover Plant, 1350 York Street, Hanover, PA 17331-7949, Penn Township, **York County**. Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for a de minimis emissions increase of 0.14 tpy VOC and 0.02 tpy PM₁₀ resulting from the addition of six potato chip kettle fryers at the facility. This is the first de minimis emissions increase at the facility during the term of the current Operating Permit.

Operating Permit(s) Denied, Terminated, Suspended or Revoked Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.431 and 127.461.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Norm Frederick 570-826-2409.

39-00026: Air Products and Chemicals, Inc./Trex-lertown Plant, 7201 Hamilton Blvd, Allentown, PA 18195-9642, Upper Macungie Township, **Lehigh County**. For the revocation of the Synthetic Minor Operating Permit due to the permanent shutdown/decommissioning of all permitted sources at the facility by April 12, 2023. Notification received April 13, 2023. Application received: April 13, 2023. Revoked: April 13, 2023.

ACTIONS ON COAL AND NONCOAL 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 National Pollutant Discharge Elimination System (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—6018.1103). Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Coal Permits

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

Contact: Cayleigh Boniger, Clerical Supervisor 2, 814-797-0824.

Mining Permit No. 33110103. NPDES No. PA0259110. Original Fuels, Inc., P.O. Box 343, Punxsutawney, PA 15767, Perry Township, **Jefferson County**. Renewal of an existing bituminous surface mine and associated NPDES. Receiving streams: Mahoning Creek, classified for the following uses: WWF. Application received: December 1, 2022. Issued: April 11, 2023.

Noncoal Permits

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.

Contact: Melanie Ford-Wigfield, 814-472-1900, rapercambria@pa.gov.

Mining Permit No. 28990301. NPDES No. PA0223981. T. Byers Contracting & Excavating, Inc., 850 Leitersburg Road, Greencastle, PA 17225, Antrim Township, **Franklin County**. Transfer of an existing large industrial mineral permit affecting 20.88 acres. Receiving stream: unnamed tributary to Muddy Run classified for the following uses: HQ—CWF. Application received: December 7, 2022. Issued: April 13, 2023.

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

Contact: Cayleigh Boniger, Clerical Supervisor 2, 814-797-0824.

Mining Permit No. 16970307. NPDES No. PA0227609. Terra Works, Inc., 49 South Sheridan Road, Clarion, PA 16214, Beaver Township, Licking Township, and Richland Township, **Clarion County**. Renewal of NPDES No. PA0227609. Receiving streams: Unnamed tributary to Turkey Run, classified for the following uses: HQ—CWF. Application received: November 9, 2022. Issued: April 11, 2023.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

Contact: Cassie Stanton, Clerical Assistant.

Mining Permit No. 08200301. NPDES No. PA0269913. Anthony P. Bennett, 3657 Old Stagecoach Road, Wyalusing, PA 18853, Pike Township, **Bradford County**. New permit issued for commencement, operation, and restoration of a large noncoal surface mine affecting 75.8 acres. Receiving stream(s): Williams Creek for the following use(s): CWF, MF. This permit authorizes a variance to conduct surface mining activities within the 100 foot barrier of UNT to Williams Creek. Only reclamation of existing disturbed area may occur within the stream variance area, no further mining activities aside from reclamation may occur within the variance area. Application received: October 30, 2020. Issued: April 13, 2023.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 22880302. NPDES Permit No. PA0594211. Pennsy Supply, Inc., 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, Lower Swatara Township, **Dauphin County**. Renew NPDES Permit on a quarry operation. Receiving stream: Swatara Creek. Application received: September 14, 2021. Renewal issued: April 14, 2023.

Mining Permit No. 64222501. Leo's 848 Products, LLC, P.O. Box 277, Lake Como, PA 18437, Scott Township, **Wayne County**. Commencement, operation and restoration of a GP105 quarry operation affecting 10.0 acres. Receiving stream: Balls Creek. Application received: June 8, 2022. Permit issued: April 14, 2023.

Mining Permit No. 64222501. NPDES Permit No. PA0225428. Leo's 848 Products, LLC, P.O. Box 277, Lake Como, PA 18437, Scott Township, **Wayne County**. Renew and transfer an NPDES Permit affecting 10.0 acres. Receiving stream: Balls Creek. Application received: June 8, 2022. Renewal issued: April 14, 2023. Transfer issued: April 14, 2023.

Mining Permit No. 58222517. NPDES Permit No. PA0226319. MM Quarries, Inc., 631 SR 1039, Montrose, PA 18801, Jackson Township, **Susquehanna County**. Commencement, operation and restoration of a GP105 quarry operation and NPDES Permit affecting 10.0 acres. Receiving stream: UNT to Salt Lick Creek. Application received: August 11, 2022. Permit issued: April 17, 2023.

Mining Permit No. 58220811. GP104 Permit No. PAM122052. Dean M. Mack, 7338 S. Weston Road, Kingsley, PA 18826, Middletown Township, **Susquehanna County**. Coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities (BMP-GP-104). Receiving stream: UNT to North Branch Wyalusing Creek. Application received: November 21, 2022. Coverage issued: April 17, 2023.

Mining Permit No. 22220301. National Stone Quarries, LLC, 725 Darby Paoli Road, Villanova, PA 19085, West Hanover Township, **Dauphin County**. Commencement, operation and restoration of a quarry operation affecting 68.2 acres. Receiving stream: UNT to Fishing Creek. Application received: June 8, 2022. Permit issued: April 17, 2023.

Mining Permit No. 22220301. GP104 Permit No. PAM122033. National Stone Quarries, LLC, 725

Darby Paoli Road, Villanova, PA 19085, West Hanover Township, **Dauphin County**. Coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities (BMP-GP-104). Receiving stream: UNT to Fishing Creek. Application received: June 8, 2022. Coverage issued: April 17, 2023.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Action(s) Taken on Application(s) 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

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

Contact: Cassie Stanton, Clerical Assistant 2, 814-342-8101.

Permit No. 08234101. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, Franklin Township, **Bradford County**. Blasting for construction of a pipeline. Application received: April 7, 2023. Issued: April 14, 2023. Expiration date: April 4, 2024.

Permit No. 14234101. Douglas Explosives Services, LLC, 2052 Philipsburg Bigler Hwy, Philipsburg, PA 16866, Potter Township, **Centre County**. Blasting for commercial development. Application received: April 13, 2023. Issued: April 14, 2023. Expiration date: December 30, 2023.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Permit No. 40234104. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, Hazle Township, **Luzerne County**. Construction blasting for Humboldt Industrial Park lot 57A. Application received: April 4, 2023. Permit issued: April 7, 2023. Expiration date: April 4, 2024.

Permit No. 48234103. Valley Rock Solutions, LLC, P.O. Box 246, Macungie, PA 18062, Bethlehem and Lower Nazareth Townships, **Northampton County**. Construction blasting for Lehigh Valley Trade Center 3. Application received: March 29, 2023. Permit issued: April 7, 2023. Expiration date: December 31, 2023.

Permit No. 35234104. Valley Rock Solutions, LLC, P.O. Box 246, Macungie, PA 18062, Scott Township, **Lackawanna County**. Construction blasting for Kolmar Factory Expansion. Application received: March 30, 2023. Permit issued: April 11, 2023. Expiration date: December 31, 2023.

Permit No. 48234104. Valley Rock Solutions, LLC, P.O. Box 246, Macungie, PA 18062, Forks Township, **Northampton County**. Construction blasting for Lafayette Hills. Application received: March 30, 2023. Permit issued: April 11, 2023. Expiration date: March 31, 2024.

Permit No. 52234102. Maurer & Scott Sales, Inc., 122 Thomas Street, Coopersburg, PA 18036, Blooming Grove Township, **Pike County**. Construction blasting for the I-84 Project. Application received: April 3, 2023. Permit issued: April 14, 2023. Expiration date: April 3, 2023.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection (DEP) 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, DEP 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.

Individuals 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. 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.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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

Action(s) Taken on Application(s) 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.

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNOPRG@pa.gov.

E5829222-013. Coterra Energy, LLC, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, Lathrop Township, **Susquehanna County**. U.S. Army Corps of Engineers Baltimore District.

Application received: October 27, 2022. Issued: April 13, 2023.

To construct, operate, and maintain:

1. Earth fill permanently impacting 8,636 square (0.20 acre) feet of a PEM wetland (Hop Bottom, PA Quadrangle; Lat.: 41.6517°, Long.: -75.8366°).

Coterra Energy currently has three developed wells at the Kielar D. Well Site with intent to expand the well site surface for additional well development of the Marcellus Shale resource in Lathrop Township, Susquehanna County, PA. Impacts are located within previously disturbed lands and will result in the impact of 8,636 square feet (0.20 acre) PEM wetland impacts for the safe development of Marcellus Shale production and conveyance to markets.

Northcentral Region: Waterways & Wetlands Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: James Cassidy, Senior Civil Engineer, 570-855-9764.

E6004223-001. Lewisburg Borough, 55 South Fifth Street, Lewisburg, PA 17837, Lewisburg Borough, **Union County**. U.S. Army Corps of Engineers Baltimore District.

DEP gives consent to construction of the Hufnagle Park Event Venue Project. The proposed project involves earthwork within the 100-year floodplain and effective floodway of Limestone (Bull) Run. The proposed project is located in the Limestone (Bull) Run watershed. The Chapter 93 stream designation for this water is Warm Water Fishes (CWF), Migratory Fishes (MF). There are no special protection designations for this stream. Existing Condition—The section of stream that borders this project is located between Market Street and St Louis Street. This portion of the stream is located directly adjacent to the current Hufnagle Park. The stream banks are currently protected with rip-rap bank stabilization and stone/concrete wall segments. The existing floodway/floodplain is utilized as community park and event location with an existing pavilion, seating, sidewalks, ramps, stairs, and parking. Proposed Conditions—The proposed use of the site will match the previous use. The majority of existing features located on the site will be demolished and replaced with new features. The proposed earthwork will involve approximately 400-CY of exported material. This will result in an overall increase in floodway and floodplain capacity. Although there is fill proposed to be placed within the regulatory floodway, it is proposed to be placed within the ineffective zone associated with the expansion of flow passing through the Market Street Bridge. Latitude: 40.96°, Longitude: -76.89°. Application received: February 28, 2023. Issued: April 17, 2023.

Northeast Region: Waterways & Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Michele Lauer, Clerical Assistant, 570-830-3077.

E3902221-007. Forge Development Company, 840 West Hamilton Street, Suite 620, Allentown, PA 18101-2455, South Whitehall Township, **Lehigh County**. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the 1215 Hausman Road Development Project, which will involve the construction of a 90,100 ft² industrial building, three (3) parking lots, and an access road adjoining Hausman Road: 1) A wetland fill within 0.159 acre of PFO Wetlands (Other). 2) A wetland fill within 0.011 acre of PFO Wetlands (Other). 3) A wetland fill within 0.009 acre of

PFO Wetlands (Other). 4) A wetland fill within 0.0025 acre of PFO Wetlands (Other). 5) A wetland fill within 0.109 acre of PFO Wetlands (Other). 6) A wetland fill within 0.02 acre of PFO Wetlands (Other). The project is located at 1215 Hausman Road in Allentown, approximately 0.15 mile northwest of the intersection of Hausman Road and Crackersport Road (Allentown West, PA Quadrangle Latitude: 40° 36' 8.94"; Longitude: -75° 33' 54.52") in South Whitehall Township, Lehigh County. Application received: November 15, 2021/April 11, 2023.

E4502221-008. Thomas & Christine Wilkins, 7164 Route 209, Stroudsburg, PA 19360-7180, Paradise Township, **Monroe County**. U.S. Army Corps of Engineers Philadelphia District.

To install a residential driveway crossing an EV wetland. The total disturbance of the crossing is 30,492 square feet. Of the total project disturbance, the EV wetlands includes 2,700 square feet. Latitude: 41° 07' 6" Longitude: -75° 15' 09". Application received: September 23, 2021.

E4802222-006. Windrift Real Estate Associates, LLC, 179 Mikron Road, Bethlehem, PA 18020-9476, Bethlehem Township, **Northampton County**. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain a stormwater outfall along the western streambank of Nancy Run (HQ—CWF, MF) consisting of a 24-inch diameter HDPE pipe, concrete manhole, concrete endwall, and R-5 riprap apron. The project is located 0.26 mile south of the intersection of Easton Avenue and Willow Park Road (Nazareth, PA Quadrangle Latitude: 41° 40' 46.25" Longitude: -75° 20' 43.15") in Bethlehem Township, Northampton County. Application received: February 2, 2022.

Southeast Region: Waterways & Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Elaine Henderson, Clerical Assistant 3, 484-250-5157.

E1501222-009. Waynesborough Country Club, 440 Darby-Paoli Road, Paoli, PA 19301, Easttown Township, **Chester County**. U.S. Army Corps of Engineers Philadelphia District.

To relocate and maintain about 400 feet new open channel and abandon the existing 24-inch pipe stream enclosure along the UNT of Crum Creek (HQ—CWF-MF) associated with the Daylighting the channel for the golfers and to provide an additional environmental feature within the Waynesborough Country Club at the Fairway Golf Course. The site is located at the intersection of Waynesborough and Darby Paoli Roads (Valley Forge, PA USGS Quadrangles) in Easttown Township, Chester County. Latitude: 40.027889°, Longitude: -75.468504°. Application received: December 12, 2022. Issued: April 11, 2023.

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Dana Drake, Program Manager, 412-442-4000.

E6505122-009. PennDOT District 12-0, 825 North Gallatin Avenue Ext, Uniontown, PA 15401, Ligonier Township, **Westmoreland County**. U.S. Army Corps of Engineers Pittsburgh District.

The applicant has been given consent to:

1. Remove the existing single span, concrete encased steel bridge with a 6'-3" normal clear span, 6'-6" maximum underclearance, and out-to-out length of 29'-8" over

an unnamed tributary to Tributary 43756 to Loyalhanna Creek (CWF, herein referred to as "Waters 1"),

2. Construct and maintain a stream enclosure that will run parallel to the roadway (SR 711) for approximately 230 LF, then turn 90° to the east and replace the aforementioned existing bridge, consisting of a 72" diameter pipe with three (3) modified drainage inlet boxes and a 72" Type DW endwall, that will result in a temporary impact of 280 LF and permanent impact of 274 LF to Waters 1,

3. Construct and maintain a stormwater outfall to Tributary 43756 of Loyalhanna Creek (CWF, herein referred to as "Waters 2") consisting of an 18" pipe discharging onto a R-5 rock lined "v" channel,

4. Construct and maintain two (2) stormwater outfalls to Waters 1 consisting of 18" drainage pipes discharging directly into the aforementioned stream enclosure (item No. 2 previously listed),

5. Construct and maintain a 155 LF rock roadway embankment on the east side of SR 711 consisting of 206 rock on 1.5:1 slope, impacting 0.04 acre of Waters 1 floodway and 0.06 acre of Waters 2 floodway,

6. Construct and maintain 68 LF of relocated channel of Waters 2 due to aforementioned roadway embankment construction, consisting of R-5 or R-7 rock choked with natural streambed material, for the purpose of replacing the dilapidated structure carrying SR 711 over a UNT to Tributary 43756 of Loyalhanna Creek.

Cumulatively, since some impacts overlap, the project will have a permanent impact of 348 LF and a temporary impact of 280 LF on Waters 1 and Waters 2. Mitigation will be achieved through construction of one onsite and one offsite project. The onsite project consists of restoration of temporary impacts and the relocation Waters 2 into a 68 LF channel constructed with natural streambed materials and riparian plantings. The offsite project will be funded by PennDOT and is called the Blacklick Creek Stream Stabilization Project. The USFWS will complete the work which will stabilize 270 feet of stream adjacent to Cambria County Conservation and Recreation Authority's Ghost Town Trail in Blacklick Township. The project site is located along SR 711 near the intersection with Palmer Dr. (Ligonier, PA USGS topographic quadrangle; N: 40°, 13', 36.3"; W: -79°, 14', 42.6"; Sub-basin 18c) Latitude: 40° 13' 36.3", Longitude: -79° 14' 42.6". Application received: September 15, 2022. Revised: October 25, 2022. Issued: April 18, 2023.

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. 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.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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.

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNOGPRG@pa.gov.

ESCGP # 3 ESG290823003-00

Applicant Name **Chesapeake Appalachia, LLC**
 Contact Person Eric Haskins
 Address 14 Chesapeake Lane
 City, State, Zip Sayre, PA 18840
 Township(s) Asylum Township
 County **Bradford County**
 Receiving Stream(s) and Classification(s) Susquehanna River (WWF, MF)
 Application received: March 16, 2023
 Issued: April 13, 2023

ESCGP # 3 ESG295823004-00

Applicant Name **Coterra Energy, Inc.**
 Contact Person Kenneth Marcum
 Address 2000 Park Lane, Suite 300
 City, State, Zip Pittsburgh, PA 15275-1121
 Township(s) Jessup Township
 County **Susquehanna County**
 Receiving Stream(s) and Classification(s) East Branch Wyalusing Creek (CWF)
 Application received: February 6, 2023
 Issued: April 14, 2023

Southwest Region: Oil and Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: D. J. Stevenson, 412-442-4281.

ESCP # ESG181250030-01

Applicant Name **EQM Gathering OPCO, LLC**
 Contact Person Brian Clauto
 Address 2200 Energy Drive
 City, State, Zip Canonsburg, PA 15317
 Township(s) East Finley Township, West Finley Township, Richhill Township
 County **Washington Country and Greene County**
 Receiving Stream(s) and Classification(s) Tributary 32732, 32733, 32730, 32729, 32728, 32726, 32727, 32711, 32709, 32710 to Templeton Fork (TSF); Tributary 32718, 32716 to Rocky Run (TSF); Tributary 32661 to Robinson Fork (WWF); Tributary 32707, 32699, 32698, 32695, 32694, 32693, 32692 to Enlow Fork (WWF); Tributary 32497, 32496 to Dunkard Fork (WWF); Tributary 32503, 32502, 32501 to Stone Coal Run (WWF):

Secondary: Wheeling Creek
 Application received: March 1, 2023
 Issued: April 14, 2023

Contact: William Stevens, Clerical Supervisor, 412-442-4134.

ESCGP # 3 ESG070422003-00

Applicant Name **Range Resources Appalachia, LLC**
 Contact Person Karl Matz
 Address 3000 Town Center Boulevard
 City, State, Zip Canonsburg, PA 15317-5839
 Township(s) Hanover Township
 County **Beaver County**
 Receiving Stream(s) and Classification(s) UNT to Little Traverse Creek CWF, MF
 Application received: October 24, 2022
 Issued: April 11, 2023

**CORRECTIVE ACTION
 UNDER ACT 32, 1989**

PREAMBLE 2

The Following Plan(s) and Report(s) 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 Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DEP has received the following plans and reports.

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

Contact: Eric Supey, Environmental Program Manager.

Schoch Exxon, Storage Tank Facility ID # **45-50840**, 4300 Manor Drive, Stroudsburg, PA 18360, Hamilton Township, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Jovan Singh, 4300 Manor Drive, Stroudsburg, PA 18360 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The report is intended to document the remedial actions for meeting residential Statewide health standards.

Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Natalie Ferraro 814-332-6648.

Dicks Svc Ctr, Storage Tank Facility ID # **62-21834**, 3 N Main St, Youngsville, PA 16371, Youngsville Borough, **Warren County**. DMS Environmental Services, LLC, 103 South Spring Street, Bellefonte, PA 16823, on behalf of Ed Prop Maint, 3 N Main St, Youngsville, PA 16371 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with Petroleum. The plan is intended to document the remedial actions for meeting nonresidential Statewide health standards.

Kwik Fill M0209, Storage Tank Facility ID # **61-23779**, 5574 State Route 8, Harrisville, PA 16038, Barkeyville Borough, **Venango County**. Mountain Research LLC, 825 25th St, Altoona, PA 16601, on behalf of United Refining Company, 15 Bradley St, Warren, PA 16365 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with Unleaded gasoline. The plan is intended to document the remedial actions for meeting nonresidential Statewide health standards.

Sheetz 96, Storage Tank Facility ID # **24-38772**, 132 North Broad Street, Ridgway, PA 15853, Ridgway Borough, **Elk County**. EnviroTrac Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sheetz, Inc., 5700 6th Ave, Altoona, PA 16602 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The plan is intended to document the remedial actions for meeting nonresidential Statewide health standards.

Kwik Fill M0152 184, Storage Tank Facility ID # **42-14798**, 400 North Fraley Street, Kane, PA 16735, Kane Borough, **McKean County**. GES, 508 Thomson Park Drive, Cranberry Township, PA 16066, on behalf of United Refining Company, 15 Bradley St, Warren, PA 16365 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with Petroleum. The plan is intended to document the remedial actions for meeting residential Statewide health standards.

Sasol Chem USA Oil City Plant, Storage Tank Facility ID # **61-04258**, 292 State Route 8, Oil City, PA 16301, Cornplanter Township, **Venango County**. Letterle & Associates, 191 Howard St, Suite 108, Franklin, PA 16323, on behalf of Sasol Chem USA LLC, 292 State Route 8, Oil City, PA 16301 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with Cresol. The plan is intended to document the remedial actions for meeting nonresidential Statewide health standards.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant, 412-442-4091.

CoGo's # 9, Storage Tank Facility ID # **65-27476**, 82 Main Street, Manor, PA 15665, Manor Borough, **Westmoreland County**. Letterle & Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Coen Markets, Inc., 1000 Philadelphia Street, Manor, PA 15317 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The plan is intended to document the remedial actions for meeting nonresidential site-specific standards.

DeBaldo Sales and Service, Storage Tank Facility ID # **02-80057**, 3451 Harts Run Road, Glenshaw, PA 15116,

Indiana Township, **Allegheny County**. Environmental Geo-Services, 40 Callahan Road, Greenville, PA 16125, on behalf of Orlando DeBaldo, 3451 Harts Run Road, Glenshaw, PA 15116 submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with unleaded gasoline. The report is intended to document the remedial actions for meeting nonresidential Statewide health standards.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

Action(s) Taken on the Following Plans and Reports Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or 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 plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DEP has received the following plans and reports.

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

Contact: Eric Supey, Environmental Program Manager.

Former H. John Davis Oil Company, Storage Tank Facility ID # **45-10210**, 1180 Corporate Center Drive, Tobyhanna, PA 18466, Coolbaugh Township, **Monroe County**. Environmental Consulting Inc., 2002 Renaissance Blvd, Suite 110, King of Prussia, PA 19406, on behalf of Imperial Realty Group, LLC, 1611 Pond Road, Suite 200, Allentown, PA 18104 submitted a Remedial Action Plan concerning remediation of soil and groundwa-

ter contaminated with petroleum. The plan residential was acceptable to meet the Statewide health standards and was approved by DEP on April 17, 2023.

Sai Satguru Fuel (Former Scott 60), Storage Tank Facility ID # **35-17571**, 101 Hill Road, Dalton, PA 18414, Scott Township, **Lackawanna County**. LaBella Associates, 1000 Dunham Drive, Suite B, Dunmore, PA 18512, on behalf of GBM Partners, LP, 700 North Keyser Avenue, Scranton, PA 18504 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The report demonstrated attainment of the Statewide health standards and was approved by DEP on April 18, 2023.

Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Natalie Ferraro 814-332-6648.

Surfine 0457 4653, Storage Tank Facility ID # **20-36816**, 800 Main St, Conneautville, PA 16406, Conneautville Borough, **Crawford County**. EnviroTrac Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sunoco Inc., 1815 Gallagher Road, Plymouth Meeting, PA 19462 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The plan nonresidential was acceptable to meet the Statewide health standards and was approved by DEP on April 13, 2023.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Richard M. Staron, Professional Geologist Manager, 484-250-5717.

Chestnut Hill Mobil, Storage Tank Facility ID # **51-43700**, 8019 Germantown Ave., Philadelphia, PA 19118, City of Philadelphia, **Philadelphia County**. Synergy Environmental, Inc., 155 Railroad Plaza, First Floor, Royersford, PA 19468, on behalf of CrossAmerica Partners, 645 West Hamilton St., Suite 400, Allentown, PA 18101 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The plan nonresidential was acceptable to meet the Statewide health standards and was approved by DEP on April 14, 2023.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant, 412-442-4091.

Golden Oil Negley Avenue, Storage Tank Facility ID # **02-03829**, 215 North Negley Avenue, Pittsburgh, PA 15206, City of Pittsburgh, **Allegheny County**. CORE Environmental Services, Inc., 3960 William Flinn Highway, Suite 100, Allison Park, PA 15101, on behalf of Golden Oil Co, 1600 Oakdale Road, Oakdale, PA 15071 submitted a Combined Remedial Action Plan and Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline and diesel. The combined plan and report residential demonstrated attainment of the Statewide health and site-specific standards and was approved by DEP on April 14, 2023.

SPECIAL NOTICES

WATER PROGRAMS

Notice of Settlement of NPDES Permit Appeal Under 25 Pa. Code § 92a.88.

Southwest Regional Office:

Contact: RA-EPNPDES_SWRO@pa.gov, 412-442-4000.

Settlement has been finalized regarding **United States Steel (USS) Corporation's (EHB Docket No. 2022-003-R)** appeal of the Department's December 20, 2021, renewal issuance of National Pollutant Discharge Elimination System (NPDES) **Permit No. PA0094510** for **U.S. Steel's Mon Valley Works, Edgar Thomson Plant** located in Braddock and North Braddock Boroughs, **Allegheny County**.

The previously listed matter involved the appeal of USS's NPDES permit to discharge industrial waste and stormwater from a Major Industrial Facility under NPDES Permit No. PA0094510. The permittee appealed the terms and conditions of the included Clean Water Act, Section 316(b) schedule of compliance pertaining to the facility's use of a Cooling Water Intake Structure. In consultation and concurrence with the Environmental Protection Agency and USS, the Department's final action to resolve this appeal amended the NPDES permit schedule of compliance consistent with the Federal regulations governing 316(b) facilities and standard permitting practices. Details of the settlement and corresponding Consent Order and Agreement are available for review by submitting a request to the Department's Southwest Regional Office.

[Pa.B. Doc. No. 23-574. Filed for public inspection April 28, 2023, 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 § 205.67(j) and (k) (relating to electric requirements for existing and new construction):

Chandler Hall Health Services, Inc.
99 Barclay Street
Newtown, PA 18940
FAC ID # 031402

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 contact information.

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).

DR. DEBRA L. BOGEN,
Acting Secretary

[Pa.B. Doc. No. 23-575. Filed for public inspection April 28, 2023, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Uniform Construction Code Review and Advisory Council 2021 Triennial Code Review Public Comment Period

The Department of Labor and Industry (Department) is seeking public comment on the 2021 International Code Council codes. The public comment period will open on Monday, May 1, 2023, and last 120 days, closing on Tuesday, August 29, 2023. The submission form will be located on the Department's web site at www.dli.pa.gov. Individuals with questions should contact Walter Schneider, (717) 787-3806, then select option 1.

NANCY WALKER,
Acting Secretary

[Pa.B. Doc. No. 23-576. Filed for public inspection April 28, 2023, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Uniform Construction Code Review and Advisory Council 2021 Triennial Code Review Technical Advisory Participation

The Department of Labor and Industry (Department) is seeking individuals interested in serving on the 2021 Uniform Construction Code Review and Advisory Council's Technical Advisory Committees. The committees shall be charged with assisting the Uniform Construction Code Review and Advisory Council in their review of the 2021 International Code Council codes. The application period will open Monday, May 1, 2023, and last 30 days, closing on Wednesday, May 31, 2023. The submission form will be located on the Department's web site at www.dli.pa.gov. Individuals with questions should contact Walter Schneider, (717) 787-3806, then select option 1.

NANCY WALKER,
Acting Secretary

[Pa.B. Doc. No. 23-577. Filed for public inspection April 28, 2023, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania \$50 and \$100 Frenzy Fast Play Game 5195

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), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name*: The name of the lottery game is Pennsylvania \$50 and \$100 Frenzy (“\$50 and \$100 Frenzy”). The game number is PA-5195.

2. *Definitions*:

(a) *5X FRENZY NUMBER*: The area at the top of a \$50 and \$100 Frenzy lottery game ticket containing one play symbol that, when played according to the instructions, determines whether a player multiplies any prize won in the play area below by five.

(b) *Authorized retailer* or *retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(c) *Bar code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(d) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(e) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports and performing inventory functions.

(g) *Play*: A chance to participate in a particular Fast Play lottery game.

(h) *Play Area*: The area on a ticket, which contains one or more play symbols.

(i) *Play Symbol*: A number, letter, symbol, image or other character found in the play area, which is used to determine whether a player wins a prize.

(j) *Prize*: A non-monetary item, money or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “YOUR NUMBERS” area, determine whether a player wins a prize.

(l) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(m) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “WINNING NUMBERS” area, determine whether a player wins a prize.

3. *Price:* The price of a \$50 and \$100 Frenzy ticket is \$10.

4. *Description of the \$50 and \$100 Frenzy Fast Play lottery game:*

(a) The \$50 and \$100 Frenzy lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined and the player does not have the ability to select their own play symbols. \$50 and \$100 Frenzy tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) \$50 and \$100 Frenzy is played by matching the play symbols located in the "YOUR NUMBERS" area to the play symbols located in the "WINNING NUMBERS" area. A player matching play symbols in this manner will win the prize shown under the "YOUR NUMBERS" play symbol. If the play symbol in the "5X FRENZY NUMBER" area matches any of the "YOUR NUMBERS" play symbols, the player multiplies the prize amount under that matching "YOUR NUMBERS" play symbol by five and wins that amount. A bet slip is not used to play this game.

(c) Players can win the prizes identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A \$50 and \$100 Frenzy game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a \$50 and \$100 Frenzy game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a \$50 and \$100 Frenzy game ticket and select the \$50 and \$100 Frenzy option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *\$50 and \$100 Frenzy ticket characteristics:*

(a) A \$50 and \$100 Frenzy ticket shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols:* Each \$50 and \$100 Frenzy ticket play area will contain a "WINNING NUMBERS" area, a "YOUR NUMBERS" area and a "5X FRENZY NUMBER" area. The play symbols and their captions, located in the "WINNING NUMBERS" area, and the "5X FRENZY NUMBER" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions, located in the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO),

23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), \$50 Burst (WIN50) symbol and a \$100 Burst (WIN100) symbol.

(c) *Prize Symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$50⁰⁰ (FIFTY) and \$100 (ONE HUN).

(d) *Prizes:* The prizes that can be won in this game, are \$10, \$20, \$50 and \$100. \$50 and \$100 Frenzy contains a feature that can multiply certain prizes. For a complete list of prizes, and how those prizes can be won, see section 7 (relating to number and description of prizes and approximate chances of winning). A player can win up to ten times on a ticket.

(e) *Approximate number of tickets available for the game:* Approximately 1,200,000 tickets will be available for sale for the \$50 and \$100 Frenzy lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All \$50 and \$100 Frenzy prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any 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.

(c) Holders of tickets upon which a \$100 Burst (WIN100) play symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under that \$100 Burst (WIN100) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches the play symbol in the "5X FRENZY NUMBER" area 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 \$100.

(e) Holders of tickets upon which any 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.

(f) Holders of tickets upon which a \$50 Burst (WIN50) play symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "Prize" area under that \$50 Burst (WIN50) play symbol, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches the play symbol in the "5X FRENZY NUMBER" area 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 \$50.

(h) Holders of tickets upon which any 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.

(i) Holders of tickets upon which any 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.

7. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes and approximate chances 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 Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 1,200,000 Tickets:</i>
\$10 × 5	\$50	200	6,000
\$10 w/ 5X FRENZY MATCH	\$50	25	48,000
\$50 w/ \$50 BURST	\$50	20	60,000
\$50	\$50	28.57	42,000
\$10 × 10	\$100	10,000	120
\$20 × 5	\$100	2,500	480
(\$10 w/ 5X FRENZY MATCH) + (\$10 × 3) + \$20	\$100	2,000	600
(\$10 w/ 5X FRENZY MATCH) + (\$10 × 5)	\$100	1,000	1,200
(\$10 w/ 5X FRENZY MATCH) + \$50	\$100	1,000	1,200
(\$50 w/ \$50 BURST) × 2	\$100	1,000	1,200
\$20 w/ 5X FRENZY MATCH	\$100	1,000	1,200
\$100 w/ \$100 BURST	\$100	500	2,400
\$100	\$100	1,000	1,200

When a “\$50 BURST” (WIN50) symbol appears, win \$50 instantly.

When a “\$100 BURST” (WIN100) symbol appears, win \$100 instantly.

5X FRENZY: When any of YOUR NUMBERS match the 5X FRENZY NUMBER above, win 5 TIMES the prize shown under the matching number!

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket’s bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets.* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer’s Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play \$50 and \$100 Frenzy lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play \$50 and \$100 Frenzy lottery game tickets.

17. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play 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 Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *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 \$50 and \$100 Frenzy or through normal communications methods.

19. *Applicability:* This notice applies only to the \$50 and \$100 Frenzy lottery game announced in this notice.

PATRICK BROWNE,
Acting Secretary

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DEPARTMENT OF REVENUE

Pennsylvania Best Dad in the World Fast Play Game 5196

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), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Best Dad in the World (“Best Dad in the World”). The game number is PA-5196.

2. *Definitions:*

(a) *Authorized retailer or retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports and performing inventory functions.

(f) *OUT OF THIS WORLD*: The area at the top of a Best Dad in the World Fast Play lottery game ticket containing one play symbol that, when matched according to the instructions, determines whether the player wins all 12 prizes shown in the "YOUR NUMBERS" area.

(g) *OUT OF THIS WORLD WINALL*: The area at the bottom of a Best Dad in the World Fast Play lottery game ticket containing one play symbol that, when matched according to the instructions, determines whether the player wins all 12 prizes shown in the "YOUR NUMBERS" area.

(h) *Play*: A chance to participate in a particular Fast Play lottery game.

(i) *Play Area*: The area on a ticket which contains one or more play symbols.

(j) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(k) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(l) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the "YOUR NUMBERS" area, determine whether a player wins a prize.

(m) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(n) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the "WINNING NUMBERS" area, determine whether a player wins a prize.

3. *Price*: The price of a Best Dad in the World ticket is \$5.

4. *Description of the Best Dad in the World Fast Play lottery game*:

(a) The Best Dad in the World lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select their own play symbols. Best Dad in the World tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Best Dad in the World is played by matching any of the play symbols located in the "YOUR NUMBERS" area to any of the play symbols located in the "WINNING

NUMBERS" area. A player matching play symbols in this manner will win the prize shown under the matching "YOUR NUMBERS" play symbol. Whenever a DAD (PLUS25) symbol appears in the "YOUR NUMBERS" area, the player increases the prize amount below that DAD (PLUS25) symbol by \$25 and wins that amount. A bet slip is not used to play this game.

(c) Best Dad in the World tickets contain an "OUT OF THIS WORLD WINALL" area. Whenever the play symbol at the top of a Best Dad in the World ticket matches the play symbol shown to the left at the bottom of that ticket, the player wins all 12 prizes shown.

(d) Players can win the prizes identified in section 6 (relating to prizes available to be won and determination of prize winners).

(e) Best Dad in the World tickets cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(f) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Best Dad in the World ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(g) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Best Dad in the World ticket and select the Best Dad in the World option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Best Dad in the World ticket characteristics*:

(a) Best Dad in the World tickets shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols*: Best Dad in the World tickets will contain a "WINNING NUMBERS" area, a "YOUR NUMBERS" area, an "OUT OF THIS WORLD" area and an "OUT OF THIS WORLD WINALL" area. The play symbols and their captions, located in the "WINNING NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions, located in the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT) and a DAD (PLUS25) symbol. The play symbols and their captions, located in the "OUT OF THIS WORLD" area and the "OUT OF THIS WORLD WINALL" area, are: Orion's Belt (ORNSBLT) symbol, Big Dipper (DIPPER) symbol, Jupiter (JUPITER) symbol, Galaxy (GALAXY) symbol, Astronaut (ASTRNT) symbol, Moon (MOON) symbol, Rocket (ROCKET) symbol, Saturn (SATURN) symbol, Comet (COMET) symbol, Solar System (SLRSYSM) symbol, Stars (STARS) symbol and a Telescope (TELSCEPE) symbol.

(c) *Prize Symbols*: The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$5⁰⁰

(FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTEEN), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$50,000 (FTY THO).

(d) *Prizes*: The prizes that can be won in this game, are: \$5, \$10, \$15, \$30, \$50, \$100, \$200, \$500, \$1,000, \$5,000 and \$50,000. Best Dad in the World contains a feature that can increase the prize won by \$25. For a complete list of prizes, and how those prizes can be won, see section 7 (relating to number and description of prizes and approximate chances of winning). A player can win up to 12 times on a ticket.

(e) *Approximate number of tickets available for the game*: Approximately 480,000 tickets will be available for sale for the Best Dad in the World lottery game.

6. Prizes available to be won and determination of prize winners:

(a) All Best Dad in the World prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50,000 (FTY THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(c) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match 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.

(d) Holders of tickets upon which the "OUT OF THIS WORLD" play symbol matches the "OUT OF THIS WORLD WINALL" play symbol 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.

(e) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match 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.

(f) Holders of tickets upon which a DAD (PLUS25) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under that DAD (PLUS25) symbol, shall be entitled to a prize of \$525.

(g) Holders of tickets upon which the "OUT OF THIS WORLD" play symbol matches the "OUT OF THIS WORLD WINALL" play symbol 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 \$30⁰⁰ (THIRTY) appears in four of the "Prize" areas, a prize symbol of \$15⁰⁰ (FIFTEEN) appears in two of the "Prize" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which the "OUT OF THIS WORLD" play symbol matches the "OUT OF THIS WORLD WINALL" play symbol and a prize symbol of \$200 (TWO HUN) appears in two of the "Prize" areas, a prize symbol of \$100 (ONE HUN) appears in four of the "Prize" areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the "Prize" areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in three of the "Prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(i) Holders of tickets upon which the "OUT OF THIS WORLD" play symbol matches the "OUT OF THIS WORLD WINALL" play symbol 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 \$30⁰⁰ (THIRTY) appears in three of the "Prize" areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in two of the "Prize" areas and a prize symbol of \$500 (FIV HUN) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(j) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match 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.

(k) Holders of tickets upon which the "OUT OF THIS WORLD" play symbol matches the "OUT OF THIS WORLD WINALL" play symbol and a prize symbol of \$200 (TWO HUN) appears in two of the "Prize" areas, a prize symbol of \$15⁰⁰ (FIFTEEN) appears in three of the "Prize" areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in four of the "Prize" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in three of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which the "OUT OF THIS WORLD" play symbol matches the "OUT OF THIS WORLD WINALL" play symbol 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 \$15⁰⁰ (FIFTEEN) appears in four of the "Prize" areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in one of the "Prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which the "OUT OF THIS WORLD" play symbol matches the "OUT OF THIS WORLD WINALL" play symbol and a prize symbol of \$50⁰⁰ (FIFTY) appears in five of the "Prize" areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in four of the "Prize" areas, a prize symbol of \$15⁰⁰ (FIFTEEN) appears in two 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 the "OUT OF THIS WORLD" play symbol matches the "OUT OF THIS WORLD WINALL" play symbol and a prize symbol of \$30⁰⁰ (THIRTY) appears in five of the "Prize" areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the "Prize" areas, a prize symbol of \$200 (TWO HUN) appears in one 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.

(o) Holders of tickets upon which a DAD (PLUS25) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN) appears in the “Prize” area under that DAD (PLUS25) symbol, shall be entitled to a prize of \$225.

(p) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(q) Holders of tickets upon which the “OUT OF THIS WORLD” play symbol matches the “OUT OF THIS WORLD WINALL” play symbol and a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the “Prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in three of the “Prize” areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in five of the “Prize” areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in one of the “Prize” areas and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in one of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(r) Holders of tickets upon which the “OUT OF THIS WORLD” play symbol matches the “OUT OF THIS WORLD WINALL” play symbol and a prize symbol of \$30⁰⁰ (THIRTY) appears in three of the “Prize” areas, a prize symbol of \$15⁰⁰ (FIFTEEN) 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 one of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(s) Holders of tickets upon which the “OUT OF THIS WORLD” play symbol matches the “OUT OF THIS WORLD WINALL” play symbol and a prize symbol of \$30⁰⁰ (THIRTY) appears in two of the “Prize” areas, a prize symbol of \$15⁰⁰ (FIFTEEN) appears in two of the “Prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in five of the “Prize” areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in two of the “Prize” areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(t) Holders of tickets upon which the “OUT OF THIS WORLD” play symbol matches the “OUT OF THIS WORLD WINALL” play symbol and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in five of the “Prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in four of the “Prize” areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the “Prize” areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in one of the “Prize” areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in one of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(u) Holders of tickets upon which a DAD (PLUS25) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area under that DAD (PLUS25) symbol, shall be entitled to a prize of \$125.

(v) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match 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.

(w) Holders of tickets upon which a DAD (PLUS25) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “Prize” area under that DAD (PLUS25) symbol, shall be entitled to a prize of \$75.

(x) Holders of tickets upon which a DAD (PLUS25) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “Prize” area under that DAD (PLUS25) symbol, shall be entitled to a prize of \$55.

(y) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match 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.

(z) Holders of tickets upon which a DAD (PLUS25) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in the “Prize” area under that DAD (PLUS25) symbol, shall be entitled to a prize of \$40.

(aa) Holders of tickets upon which a DAD (PLUS25) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “Prize” area under that DAD (PLUS25) symbol, shall be entitled to a prize of \$35.

(bb) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match 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.

(cc) Holders of tickets upon which a DAD (PLUS25) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “Prize” area under that DAD (PLUS25) symbol, shall be entitled to a prize of \$30.

(dd) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(ee) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match 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.

(ff) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match 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.

7. Number and description of prizes and approximate chances of winning: The following table sets forth the approximate number of winners, amounts of prizes and approximate chances 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 Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 480,000 Tickets:</i>
\$5	\$5	7.41	64,800
\$5 × 2	\$10	35.71	13,440
\$10	\$10	33.33	14,400
\$5 × 3	\$15	125	3,840
\$10 + \$5	\$15	125	3,840
\$15	\$15	125	3,840
\$10 × 3	\$30	500	960
\$15 × 2	\$30	500	960
(\$10 × 2) + (\$5 × 2)	\$30	500	960
\$5 w/ DAD	\$30	58.82	8,160
\$30	\$30	500	960
\$10 × 5	\$50	2,000	240
(\$5 × 4) + \$30	\$50	2,000	240
(\$10 × 2) + \$30	\$50	2,000	240
(\$10 × 4) + (\$5 × 2)	\$50	2,000	240
(\$5 w/ DAD) + (\$5 × 2) + \$10	\$50	625	768
(\$10 w/ DAD) + \$15	\$50	625	768
(\$15 w/ DAD) + \$10	\$50	625	768
\$50	\$50	1,667	288
\$50 × 2	\$100	24,000	20
(\$30 × 2) + (\$10 × 3) + (\$5 × 2)	\$100	4,000	120
(\$10 × 2) + \$50 + \$30	\$100	4,000	120
(((\$10 w/ DAD) × 2) + (\$10 × 2) + (\$5 × 2))	\$100	3,429	140
(\$15 w/ DAD) + (\$30 × 2)	\$100	3,429	140
(\$15 w/ DAD) + (\$5 w/ DAD) + (\$10 × 2) + (\$5 × 2)	\$100	3,429	140
(\$30 w/ DAD) + (\$10 w/ DAD) + (\$5 × 2)	\$100	3,429	140
(\$30 w/ DAD) + (\$15 w/ DAD) + \$5	\$100	3,429	140
(\$50 w/ DAD) + (\$5 × 5)	\$100	3,429	140
(\$50 w/ DAD) + (\$10 × 2) + \$5	\$100	3,429	140
\$100	\$100	12,000	40
WINALL MATCH w/ ((\$15 × 5) + (\$10 × 4) + \$50 + \$30 + \$5)	\$200	8,000	60
WINALL MATCH w/ ((\$30 × 2) + (\$15 × 2) + (\$10 × 5) + (\$5 × 2) + \$50)	\$200	8,000	60
WINALL MATCH w/ ((\$30 × 3) + (\$15 × 5) + (\$10 × 3) + \$5)	\$200	8,000	60
WINALL MATCH w/ ((\$50 × 2) + (\$10 × 3) + (\$5 × 5) + \$30 + \$15)	\$200	8,000	60
\$50 × 4	\$200	60,000	8
\$100 × 2	\$200	60,000	8
(\$30 × 3) + \$100 + \$10	\$200	60,000	8
(\$50 × 2) + \$100	\$200	60,000	8
(((\$30 w/ DAD) × 2) + (\$30 × 2) + (\$15 × 2))	\$200	60,000	8
(\$50 w/ DAD) + (\$30 w/ DAD) + (\$10 × 2) + \$50	\$200	60,000	8
(((\$50 w/ DAD) × 2) + (\$5 × 4) + \$30)	\$200	60,000	8

<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 Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 480,000 Tickets:</i>
(\$100 w/ DAD) + (\$15 w/ DAD) + \$30 + \$5	\$200	60,000	8
(\$100 w/ DAD) + (\$50 w/ DAD)	\$200	60,000	8
\$200	\$200	60,000	8
WINALL MATCH w/ ((\$30 × 5) + (\$10 × 5) + \$200 + \$100)	\$500	24,000	20
WINALL MATCH w/ ((\$50 × 5) + (\$30 × 4) + (\$15 × 2) + \$100)	\$500	24,000	20
WINALL MATCH w/ ((\$100 × 2) + (\$50 × 4) + (\$15 × 4) + \$30 + \$10)	\$500	24,000	20
WINALL MATCH w/ ((\$200 × 2) + (\$15 × 3) + (\$10 × 4) + (\$5 × 3))	\$500	24,000	20
\$100 × 5	\$500	120,000	4
(\$100 w/ DAD) × 4	\$500	120,000	4
(((\$200 w/ DAD) × 2) + (\$10 × 2) + (\$5 × 3) + \$15)	\$500	120,000	4
(((\$200 w/ DAD) × 2) + \$50)	\$500	120,000	4
\$500	\$500	120,000	4
WINALL MATCH w/ ((\$100 × 2) + (\$50 × 4) + (\$30 × 3) + (\$5 × 2) + \$500)	\$1,000	60,000	8
WINALL MATCH w/ ((\$200 × 2) + (\$100 × 4) + (\$50 × 2) + (\$30 × 3) + \$10)	\$1,000	60,000	8
WINALL MATCH w/ ((\$200 × 3) + (\$100 × 2) + (\$30 × 4) + (\$15 × 2) + \$50)	\$1,000	60,000	8
\$500 × 2	\$1,000	120,000	4
(\$500 w/ DAD) + (\$100 × 4) + (\$10 × 2) + \$50 + \$5	\$1,000	120,000	4
\$1,000	\$1,000	120,000	4
WINALL MATCH w/ ((\$1,000 × 2) + (\$500 × 4) + (\$200 × 4) + (\$100 × 2))	\$5,000	240,000	2
\$5,000	\$5,000	240,000	2
\$50,000	\$50,000	240,000	2

When a "DAD" (PLUS25) symbol appears, add \$25 to the prize shown under that symbol and win that amount!

OUT OF THIS WORLD WINALL: When the symbol shown to the left matches the OUT OF THIS WORLD symbol at the top, win all 12 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets.* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned, and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary and procedures established by the Secretary for the conduct of the Fast Play Best Dad in the World lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Best Dad in the World lottery game tickets.

17. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play 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 Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *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 Best Dad in the World or through normal communications methods.

19. *Applicability:* This notice applies only to the Best Dad in the World lottery game announced in this notice.

PATRICK BROWNE,
Acting Secretary

[Pa.B. Doc. No. 23-579. Filed for public inspection April 28, 2023, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Hole in Won Fast Play Game 5197

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), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name*: The name of the lottery game is Pennsylvania Hole in Won (“Hole in Won”). The game number is PA-5197.

2. *Definitions*:

(a) *Authorized retailer or retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *HOLE IN WON NUMBER*: The area at the top of a Hole in Won lottery game ticket containing one play symbol that, when matched against the play symbols in the “WINNING NUMBERS” area according to the instructions, determines whether the player wins all nine prizes shown in the “YOUR NUMBERS” area.

(e) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports and performing inventory functions.

(g) *Play*: A chance to participate in a particular Fast Play lottery game.

(h) *Play Area*: The area on a ticket which contains one or more play symbols.

(i) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *Prize*: A non-monetary item, money or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “YOUR NUMBERS” area, determine whether a player wins a prize.

(l) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(m) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “WINNING NUMBERS” area, determine whether a player wins a prize.

3. *Price*: The price of a Hole in Won ticket is \$2.

4. *Description of the Hole in Won Fast Play lottery game*:

(a) The Hole in Won lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select their own play symbols. Hole in Won tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Hole in Won is played by matching any of the play symbols located in the “YOUR NUMBERS” area to any of the play symbols located in the “WINNING NUMBERS” area. A player matching play symbols in this manner will win the prize shown under the matching “YOUR NUMBERS” play symbol. A bet slip is not used to play this game.

(c) Hole in Won is also played by matching any of the “WINNING NUMBERS” play symbols to the “HOLE IN WON NUMBER.” Players matching play symbols in this manner will win all nine prizes shown in the “YOUR NUMBERS” area.

(d) Players can win the prizes identified in section 6 (relating to prizes available to be won and determination of prize winners).

(e) Hole in Won tickets cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(f) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Hole in Won ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(g) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Hole in Won ticket and select the Hole in Won option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Hole in Won ticket characteristics*:

(a) Hole in Won tickets shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols*: Hole in Won tickets will contain a “WINNING NUMBERS” area, a “YOUR NUMBERS” area and a “HOLE IN WON NUMBER” area. The play symbols and their captions, located in the “WINNING NUMBERS” area, the “YOUR NUMBERS” area and the “HOLE IN WON NUMBER” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR) and 25 (TWYFIV).

(c) *Prize Symbols*: The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTEEN), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$400 (FOR HUN) and \$18,000 (EGTNTHO).

(d) *Prizes*: The prizes that can be won in this game, are: \$2, \$4, \$5, \$10, \$15, \$20, \$40, \$50, \$100, \$400 and \$18,000. A player can win up to nine times on a ticket.

(e) *Approximate number of tickets available for the game:* Approximately 480,000 tickets will be available for sale for the Hole in Won lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Hole in Won prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$18,000 (EGTHTH) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$18,000.

(c) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(d) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match 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.

(e) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in four of the "Prize" areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in two of the "Prize" areas, a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the "Prize" areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the "Prize" areas, a prize symbol of \$15⁰⁰ (FIFTEEN) appears in two of the "Prize" areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "Prize" areas, a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the "Prize" areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in three of the "Prize" areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "Prize" areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in three of the "Prize" areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "Prize" areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in two of the "Prize" areas, a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the "Prize" areas, a prize symbol of \$40⁰⁰ (FORTY) appears in one of the "Prize" areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the "Prize" areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match 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.

(j) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "Prize" areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in four of the "Prize" areas, a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the "Prize" areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in five of the "Prize" areas, a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the "Prize" areas, a prize symbol of \$15⁰⁰ (FIFTEEN) appears in one of the "Prize" areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in three of the "Prize" areas, a prize symbol of \$4⁰⁰ (FOR DOL) appears in five of the "Prize" areas and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$4⁰⁰ (FOR DOL) appears in four of the "Prize" areas, a prize symbol of \$2⁰⁰ (TWO DOL) appears in two of the "Prize" areas, a prize symbol of \$15⁰⁰ (FIFTEEN) appears in one of the "Prize" areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in one of the "Prize" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(o) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in four of the "Prize" areas and a prize symbol of \$4⁰⁰ (FOR DOL) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$40.

(p) Holders of tickets upon which the "HOLE IN WON NUMBER" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in two of the "Prize" areas, a prize symbol of \$4⁰⁰ (FOR DOL) appears in four of the "Prize" areas, a prize symbol of \$2⁰⁰ (TWO DOL) appears in two of the "Prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$40.

(q) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match 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.

(r) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$15.⁰⁰ (FIFTEEN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(s) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5.⁰⁰ (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.

(u) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(v) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

7. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes and approximate chances 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 Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 480,000 Tickets:</i>
\$2	\$2	9.09	52,800
\$2 × 2	\$4	25	19,200
\$4	\$4	50	9,600
\$5	\$5	33.33	14,400
\$5 × 2	\$10	500	960
(\$4 × 2) + \$2	\$10	100	4,800
\$10	\$10	500	960
\$5 × 3	\$15	1,000	480
(\$4 × 2) + \$5 + \$2	\$15	142.86	3,360
\$10 + \$5	\$15	333.33	1,440
\$15	\$15	1,000	480
\$5 × 4	\$20	1,000	480
\$10 × 2	\$20	666.67	720
(\$4 × 2) + \$10 + \$2	\$20	666.67	720
(\$4 × 3) + (\$2 × 4)	\$20	666.67	720
(\$5 × 2) + \$10	\$20	666.67	720
\$15 + \$5	\$20	666.67	720
\$20	\$20	1,000	480
HOLE IN WON MATCH w/ ((\$5 × 2) + (\$4 × 4) + (\$2 × 2) + \$10)	\$40	960	500
HOLE IN WON MATCH w/ ((\$5 × 4) + (\$4 × 5))	\$40	960	500
\$10 × 4	\$40	24,000	20
\$20 × 2	\$40	24,000	20
(\$5 × 4) + (\$4 × 2) + \$10 + \$2	\$40	24,000	20
(\$10 × 2) + (\$5 × 4)	\$40	24,000	20
\$20 + \$15 + \$5	\$40	24,000	20
\$40	\$40	24,000	20
HOLE IN WON MATCH w/ ((\$4 × 4) + (\$2 × 2) + \$15 + \$10 + \$5)	\$50	12,000	40
HOLE IN WON MATCH w/ ((\$5 × 3) + (\$4 × 5) + \$15)	\$50	12,000	40

<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 Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 480,000 Tickets:</i>
HOLE IN WON MATCH w/ (($\$5 \times 5$) + ($\4×2) + $\$15 + \2)	\$50	12,000	40
HOLE IN WON MATCH w/ (($\$10 \times 2$) + ($\5×4) + ($\$4 \times 2$) + $\$2$)	\$50	12,000	40
($\$10 \times 4$) + ($\5×2)	\$50	60,000	8
$\$20 + \$15 + \$10 + \5	\$50	60,000	8
$\$40 + \10	\$50	60,000	8
$\$50$	\$50	60,000	8
HOLE IN WON MATCH w/ (($\$10 \times 2$) + ($\5×2) + ($\$4 \times 2$) + $\$40 + \$20 + \$2$)	\$100	30,000	16
HOLE IN WON MATCH w/ (($\$15 \times 3$) + ($\10×2) + ($\$5 \times 3$) + $\$20$)	\$100	30,000	16
HOLE IN WON MATCH w/ (($\$20 \times 2$) + ($\15×2) + ($\$10 \times 2$) + ($\4×2) + $\$2$)	\$100	30,000	16
HOLE IN WON MATCH w/ (($\$20 \times 4$) + ($\5×2) + ($\$4 \times 2$) + $\$2$)	\$100	30,000	16
$\$50 \times 2$	\$100	120,000	4
$\$50 + \$40 + \$10$	\$100	120,000	4
$\$100$	\$100	120,000	4
$\$400$	\$400	240,000	2
$\$18,000$	\$18,000	240,000	2

HOLE IN WON: When any WINNING NUMBER matches the HOLE IN WON NUMBER, win ALL 9 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets.* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned, and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Hole in Won lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Hole in Won lottery game tickets.

17. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play 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 Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *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 Hole in Won or through normal communications methods.

19. *Applicability:* This notice applies only to the Hole in Won lottery game announced in this notice.

PATRICK BROWNE,
Acting Secretary

[Pa.B. Doc. No. 23-580. Filed for public inspection April 28, 2023, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The Health Care Cost Containment Council (Council) has scheduled an Executive Committee meeting at 9:30 a.m. and a Council meeting at 10 a.m. on May 4, 2023. Agendas will be available 24 hours in advance at <https://www.phc4.org/council/calendar.htm>.

The public is invited to participate. Contact rgreenawalt@phc4.org at least 24 hours in advance for participation instructions.

BARRY BUCKINGHAM,
Executive Director

[Pa.B. Doc. No. 23-581. Filed for public inspection April 28, 2023, 9:00 a.m.]

INSURANCE DEPARTMENT

Ian Asok Kumar; License Denial Appeal; Doc. No. AG23-04-002

Under Article VI-A of The Insurance Department Act of 1921 (40 P.S. §§ 310.1—310.99a), Ian Asok Kumar has appealed the denial of an application for an insurance producer's license. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for May 25, 2023, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before May 23, 2023. A date for a hearing shall be determined, if necessary, at the prehearing/settlement conference.

Protests, petitions to intervene or notices of intervention, if any, must be electronically filed on or before May 11, 2023. The e-mail address to be used for the Administrative Hearings Office is ra-hearings@pa.gov. Answers to protests, petitions to intervene or notices of intervention, if any, must be electronically filed on or before May 23, 2023.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodations to participate in the hearing, contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

MICHAEL HUMPHREYS,
Acting Insurance Commissioner

[Pa.B. Doc. No. 23-582. Filed for public inspection April 28, 2023, 9:00 a.m.]

INSURANCE DEPARTMENT

Surplus Lines Agents and Interested Parties; Export List of Insurance Coverages

The Acting Insurance Commissioner (Commissioner) published a notice at 53 Pa.B. 920 (February 11, 2023) soliciting comments to the export list published at 52 Pa.B. 2194 (April 9, 2022). Consideration was given to all comments received.

The Commissioner proposes to amend the April 9, 2022, list as follows:

Add:

- Commercial Cyber Insurance (inclusive of first party and/or third party commercial cyber insurance coverage)

Persons wishing to comment on the Commissioner's proposal are invited to submit a written statement within 15 days from the date of this publication. Each written statement must include sufficient detail and relevant facts to inform the Insurance Department of the exact basis of the statement. Written statements must be

e-mailed to Lori Rumpf at lrumpf@pa.gov. Formal notification of any changes will be published in the *Pennsylvania Bulletin* after the 15-day comment period or a notice will be published stating that the April 9, 2022, list remains in effect.

MICHAEL HUMPHREYS,
Acting Insurance Commissioner

[Pa.B. Doc. No. 23-583. Filed for public inspection April 28, 2023, 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 May 15, 2023. Filings are recommended to 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 May 15, 2023. 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-2022-3039910. Dutchland Tours, Inc. (P.O. Box 414, Bird in Hand, Lancaster County, PA 17505) for the right to begin to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in Lancaster County, to points in Pennsylvania, and return.

A-2023-3038340. Tajoma, Inc., t/a Exclusive Destinations Services (2200 Hamilton Street, Suite 109, Allentown, Lehigh County, PA 18102) persons in airport transfer service, from points in the Counties of Berks, Carbon, Dauphin, Lancaster, Lebanon, Lehigh, Luzerne, Northampton, Schuylkill and York to and from the Lehigh Valley International Airport, the Harrisburg International Airport, the Philadelphia International Airport, the Lancaster Airport, the Wilkes-Barre Wyoming Valley Airport and the Reading Regional Airport. *Attorney:* Debra Roscioli, 700 East Gate Drive, Suite 101, Mount Laurel, NJ 08054.

A-2023-3039914. Taps Across Town, LLC (1603 Letchworth Road, Camp Hill, Cumberland County, PA 17011) to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Cumberland, Dauphin, Lancaster, Lebanon, Perry and York, to points in Pennsylvania, and return, excluding areas under the jurisdiction of the Philadelphia Parking Authority.

A-2023-3039917. Aladdin Limo, Inc. (3808 Henry Avenue, Philadelphia, Philadelphia County, PA 19129) to transport persons, by motor vehicles, in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between points in the Counties of Bucks, Chester, Lehigh, Montgomery and Philadelphia, except those areas under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* David Temple, Esq., 111 Buck Road, Building 500, Suite 1, Huntington Valley, PA 19006.

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-2023-3039773. Pro Movers, Inc., t/a Next Door Movers (1803 Augusta Drive, Jamison, Bucks County, PA 18929) household goods in use between points in Pennsylvania.

Applications 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 each application.

A-2023-3039865. Premier Limousine, LLC (106 Anderson Road, Curwensville, Clearfield County, PA 16833) discontinuance of service and cancellation of its certificate to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in Pennsylvania, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority, the Pittsburgh Airport and the City of Philadelphia.

A-2023-3039866. Premier Limousine, LLC (106 Anderson Road, Curwensville, Clearfield County, PA 16833) discontinuance of service and cancellation of its certificate to transport, as a common carrier, by motor vehicle, persons in limousine service, between points in Pennsylvania, excluding service that is under the jurisdiction of the Philadelphia Parking Authority and the Pittsburgh International Airport.

A-2023-3039868. Choice Cab Company (20857 Route 68, Clarion, Clarion County, PA 16214) discontinuance of service and cancellation of its certificate to transport, as a common carrier, by motor vehicle, persons, upon call or demand service, in the Counties of Clarion, Forest, Jefferson and Venango as approved and more thoroughly described in the original ordering paragraph at Docket # A-00120055, F.2.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-584. Filed for public inspection April 28, 2023, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2023-3039888. Verizon Pennsylvania, LLC and CTSI, LLC, f/k/a Frontier Communications, f/k/a Citizens. Joint petition of Verizon Pennsylvania, LLC and CTSI, LLC, f/k/a Frontier Communications, f/k/a Citizens for approval of a UNE/resale forbearance amendment to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and CTSI, LLC, f/k/a Frontier Communications, f/k/a Citizens, by their counsel, filed on April 13, 2023, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a UNE/resale forbearance amendment to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement. Filings must be made electronically through eFiling with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and CTSI, LLC, f/k/a Frontier Communications, f/k/a Citizens joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-585. Filed for public inspection April 28, 2023, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2023-3039892. Verizon North, LLC and CTSI, LLC, f/k/a Frontier Communications, f/k/a Citizens. Joint petition of Verizon North, LLC and CTSI, LLC, f/k/a Frontier Communications, f/k/a Citizens for approval of a UNE/resale forbearance amendment to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and CTSI, LLC, f/k/a Frontier Communications, f/k/a Citizens, by their counsel, filed on April 13, 2023, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a UNE/resale forbearance amendment to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement. Filings must be made electronically through eFiling with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and CTSI, LLC, f/k/a Frontier Communications, f/k/a Citizens joint petition are

available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-586. Filed for public inspection April 28, 2023, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Notice of Motor Carrier Applications in the City of Philadelphia

The following permanent authority applications to render service as common carriers in the City of Philadelphia have 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 May 15, 2023. The non-refundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The applications are available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Peter Carnival 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. Nos. A-23-04-01, A-23-04-02, A-23-04-03, A-23-04-04, A-23-04-05 and A-23-04-06. A&J Sandhu Trans, LLC (2 Violet Lane, Glen Mills, PA 19342): An application for a medallion taxicab certificate of public convenience (CPC) 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:* Charles Milstein, Esq., 7102 Frankford Avenue, Philadelphia, PA 19135.

Doc. No. A-23-04-07. Uthman Zahra Trans, Inc. (4227 Passmore Street, Philadelphia, PA 19135): An application for a medallion taxicab CPC 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.

Doc. No. A-23-04-08. Abaan Azlan, Inc. (135 North Pennock Avenue, Upper Darby, PA 19082): An application for a medallion taxicab CPC 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.

Doc. No. A-23-04-09. Ahnaf Trans, Inc. (4411 Walnut Street, Apartment 3B, Philadelphia, PA 19104): An application for a medallion taxicab CPC 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:* Danielle Friedman, Esq., 2301 Church Street, Philadelphia, PA 19124.

RICH LAZER,
Executive Director

[Pa.B. Doc. No. 23-587. Filed for public inspection April 28, 2023, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Public Hearing

The Susquehanna River Basin Commission (Commission) will hold a public hearing on May 4, 2023, at 6:30 p.m. The public hearing will end at 9 p.m. or at the conclusion of public testimony, whichever is earlier. The Commission will hold this hearing in-person and telephonically. Individuals may attend in person at the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA or join by telephone using the toll free number (877) 304-9269 and then entering guest passcode 2619070 followed by #. At this public hearing, the Commission is seeking public comment on a new proposed general permit, General Permit GP-02 Groundwater Withdrawals for Emergency Uses or Maintenance (GP-02). The proposed General Permit would approve the withdrawal of groundwater from wells for: 1. emergency uses; or 2. maintenance activities. The Commission will take oral testimony on the proposed general permit at their regularly scheduled public hearing on May 4, 2023. The deadline for the submission of written comments on the general permit is May 30, 2023.

For further information contact Jason Oyler, General Counsel and Secretary, (717) 238-0423, joyler@srbc.net.

The proposed general permit and fact sheet are available on the Commission's web site at <https://www.srbc.net>.

Supplementary Information

GP-02 is designed to provide a pathway for projects that require temporary groundwater withdrawals, generally from back-up or reserve wells, to address an emergency or maintenance activity. Under Commission regulations, these wells are subject to full technical review under 18 CFR Part 806 (relating to review and approval of projects). For drinking water wells, they must also be fully permitted under the safe drinking water laws and regulations of our member jurisdictions.

GP-02 allows for and encourages proactive planning for how a project conducts and maintains operations during emergency or maintenance outages of primary water sources. For public water supply sources specifically, GP-02 would focus the Commission's role with respect to wells needed for emergency or maintenance and activities, in part, by deferring to the member jurisdictions' safe drinking water permits as the primary sources of regulation. The proposed fee for coverage under GP-02 is \$3,000, which includes review of the project's contingency plan and project details. This is less costly than the current regulatory review fees faced by these projects when they go through the full docket review process. GP-02 has a proposed term of 15 years, in keeping with Commission regulations at 18 CFR 806.31 (relating to term of approvals) where projects generally have a term of 15 years.

Opportunity to Appear and Comment:

Interested parties may call into the hearing to offer comments to the Commission on any business previously listed that is required to be the subject of a public hearing. Given the nature of the meeting, the Commis-

sion strongly encourages those members of the public wishing to provide oral comments to pre-register with the Commission by e-mailing Jason Oyler at joyler@srbc.net prior to the hearing date. The presiding officer reserves the right to limit oral statements in the interest of time and to control the course of the hearing otherwise. Access to the hearing by telephone will begin at 6:15 p.m. Guidelines for the public hearing are posted on the Commission's web site, www.srbc.net, prior to the hearing for review. The presiding officer reserves the right to modify or supplement the guidelines at the hearing. Written comments on any business previously listed that is required to be the subject of a public hearing may also be mailed to Jason Oyler, Secretary to the Commission, Susquehanna River Basin Commission, 4423 North Front

Street, Harrisburg, PA 17110-1788, or submitted electronically through <https://www.srbc.net/regulatory/public-comment/>. Comments on the GP-02 mailed or electronically submitted must be received by the Commission on or before Tuesday, May 30, 2023, to be considered.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR 806.17

Dated: April 12, 2023

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 23-588. Filed for public inspection April 28, 2023, 9:00 a.m.]

