

# PENNSYLVANIA BULLETIN

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## **Agencies in this issue**

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Department of Banking and Securities

Department of Environmental Protection

Department of Health

Department of Human Services

Department of Revenue

Department of Transportation

Executive Board

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Insurance Department

Pennsylvania Gaming Control Board

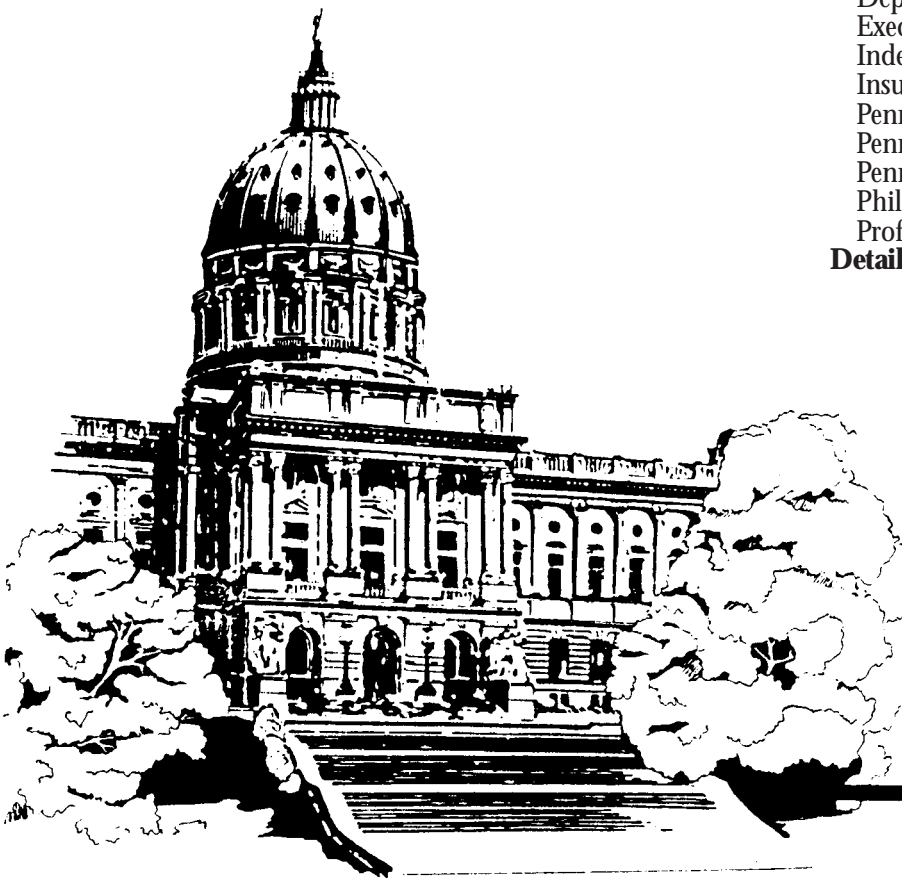
Pennsylvania Infrastructure Investment Authority

Pennsylvania Public Utility Commission

Philadelphia Regional Port Authority

Professional Standards and Practices Commission

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

**No. 511, June 2017**

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# 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 every week and includes a table of contents. A cumulative subject matter index is published quarterly.

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

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the 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 repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

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

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

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, 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 and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

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

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

### **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at [www.pacode.com](http://www.pacode.com).

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

A chronological table of the history of *Pennsylvania Code* sections may be found at [www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde\\_index.cfm](http://www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm).

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred. The *Pennsylvania Bulletin* is available at [www.pabulletin.com](http://www.pabulletin.com).

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### Printing Format

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

### Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised. 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; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

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

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2017.

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# THE COURTS

## Title 255—LOCAL COURT RULES

### BEDFORD COUNTY

Local Rule; No. 3 for 2013 Administrative Doc.

#### Order of Court

And now, May 22nd, 2017, the Court of Common Pleas of Bedford County adopts the following amended local rule 300.1 regarding Summary Case ARD to be effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

The Bedford County District Court Administrator is Ordered and Directed to do the following:

1. File one (1) copy of this order and the amended local rule with the Administrative Office of Pennsylvania Courts via e-mail to adminrules@pacourts.us.

2. File two (2) paper copies of this order and the amended local rule and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. Publish a copy of this amended local rule on the Bedford County Court website and thereafter compile this amended local rule within the complete set of local rules no later than thirty (30) days after the amended local rule becomes effective.

4. File one (1) copy of the amended local rule in the Office of the Clerk of Courts of Bedford County and in the Bedford County Law Library for public inspection and copying.

*By the Court*

THOMAS S. LING,  
*President Judge*

#### Amended Rule 300.1. Summary Case ARD.

The District Attorney of Bedford County has filed a certification pursuant to Pa.R.Crim.P. 300 and has elected that ARD in summary cases shall proceed in the Court of Common Pleas pursuant to the procedure in Pa.R.Crim.P. 302, and has designated the following classes of offenses and/or offenders as ineligible for ARD consideration:

#### [ 1.) Any violation of Title 18 (Crimes Code) where the offender is over 21 years of age. ]

2) Violations arising out of Title 24 (relating to Education)

3) Violations arising out of Title 75 (relating to Vehicles)

4) Any violation that results in serious bodily injury or death of any person.

Cases submitted for ARD consideration by the District Attorney shall proceed as set forth at Rules 311 to 320 of the Rules of Criminal Procedure.

[Pa.B. Doc. No. 17-954. Filed for public inspection June 9, 2017, 9:00 a.m.]

### CUMBERLAND COUNTY

Rules of the Court of Common Pleas; Local Rules  
1996-1335

#### Order of Court

*And Now*, this 23rd day of May, 2017, effective July 1, 2017, or thirty (30) days after publication in the *Pennsylvania Bulletin*, whichever is later, Cumberland County Local Rules 1028(c)(3) is rescinded and replaced in the following form.

The Cumberland County District Court Administrator is Ordered and Directed to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.

2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3. Publish these Rules on the Cumberland County Court website at www.ccpa.net.

4. Incorporation of the local rule into the set of local rules on www.ccpa.net within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.

5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.

6. Forward one (1) copy to the *Cumberland Law Journal*.

The rules shall be kept continuously available for public inspection and copying in the office of the prothonotary and on the county website.

*By the Court*

EDWARD E. GUIDO,  
*President Judge*

#### Rule 1028(c)(3).

A case may be listed for argument either after all briefing requirements are met or the time for the briefing schedule has elapsed, whichever occurs first. A brief with two copies, limited to twenty (20) double-spaced pages unless prior court approval has been granted, containing a statement of facts, discussion of the issues and reference to all authorities relied upon, shall be filed with the Prothonotary concurrently with the preliminary objections. The objecting party shall furnish the briefs and serve a copy of the brief upon opposing counsel and any unrepresented party. The responding party shall furnish briefs in a similar manner within twenty (20) days of the date of service of the objecting party's brief. Argument may be denied to any party who fails to comply with the filing requirements of this paragraph. If the party seeking the order has not filed a timely brief in accordance with this rule, the Court may deny the relief sought on that basis alone.

[Pa.B. Doc. No. 17-955. Filed for public inspection June 9, 2017, 9:00 a.m.]



## CUMBERLAND COUNTY

Rules of the Court of Common Pleas; Local Rules  
1996-1335

## Order of Court

*And Now*, this 23rd day of May, 2017, effective July 1, 2017, or thirty (30) days after publication in the *Pennsylvania Bulletin*, whichever is later, Cumberland County Local Rules 1915.3-3 is rescinded and replaced with Rule 1915.4(a) in the following form.

The Cumberland County District Court Administrator is Ordered and Directed to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to adminrules@pacourts.us.
2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish these Rules on the Cumberland County Court website at www.ccpa.net.
4. Incorporation of the local rule into the set of local rules on www.ccpa.net within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.
5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.
6. Forward one (1) copy to the *Cumberland Law Journal*.

The rules shall be kept continuously available for public inspection and copying in the office of the prothonotary and on the county website.

*By the Court*

EDWARD E. GUIDO,  
*President Judge*

## Rule 1915.4(a).

All custody matters not specifically reserved to the Court shall be scheduled for a conference before the conciliator not more than forty-five (45) days from the date of assignment by the Court Administrator. The conciliator may reschedule the conference at the request of either party. The rescheduled date shall not be more than seventy-five (75) days from the date of assignment by the Court Administrator. The proposed order must be provided by the conciliator to the Court within seven (7) days of the conciliation conference.

[Pa.B. Doc. No. 17-956. Filed for public inspection June 9, 2017, 9:00 a.m.]

DISCIPLINARY BOARD OF  
THE SUPREME COURT

## Notice of Suspension

Notice is hereby given that on May 25, 2017, pursuant to Rule 214(d)(5), Pa.R.D.E., the Supreme Court of Pennsylvania ordered that Jean Paulson Tuffet (# 204077) be placed on Temporary Suspension from the practice of law, effective June 24, 2017. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside of the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

MARCEE D. SLOAN,  
*Board Prothonotary*  
*The Disciplinary Board of the*  
*Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 17-957. Filed for public inspection June 9, 2017, 9:00 a.m.]

# PROPOSED RULEMAKING

## PENNSYLVANIA GAMING CONTROL BOARD

[ 58 PA. CODE CHS. 617a, 625a, 637a, 639a, 641a,  
643a, 647a, 653a, 655a, 657a, 677a, 679a AND  
684a ]

### Table Game Rules of Play

The Pennsylvania Gaming Control Board (Board), under the general authority in 4 Pa.C.S. § 1202(b)(30) (relating to general and specific powers) and the specific authority in 4 Pa.C.S. § 13A02(1) and (2) (relating to regulatory authority), proposes to amend Chapters 617a, 625a, 637a, 639a, 641a, 643a, 647a, 653a, 655a, 657a, 677a and 679a and add Chapter 684a (relating to Four Card Frenzy) to read as set forth in Annex A.

#### *Purpose of the Proposed Rulemaking*

This proposed rulemaking will incorporate new side wagers, payout tables and variations of existing table games and add a new table game to the compliment of games available for play in this Commonwealth.

#### *Explanation*

Minor revisions are proposed for clarity and for consistency among the table game.

#### *Chapter 617a. Roulette*

A new side wager, Touchdown Roulette, is proposed to be added to Chapter 617a (relating to Roulette). The layout requirements for Touchdown Roulette are proposed to be added in § 617a.1 (relating to Roulette ball; Roulette wheel and table; physical characteristics; double zero Roulette wheel used as a single zero Roulette wheel), a description of the wagers is proposed to be added in § 617a.3 (relating to placement of wagers) and the payout odds for the wager are proposed to be added to § 617a.4 (relating to payout odds).

#### *Chapter 625a. Sic Bo*

A new variation is proposed to be added to Sic Bo in which a player can active the automated Sic Bo shaker. Additionally, a new payout table is proposed to be added in § 625a.6(a) (relating to payout odds) and § 625a.6(b) is proposed to be amended for clarity.

#### *Chapter 637a. Poker*

Section 637a.10 (relating to Seven-card Stud Poker; procedures for dealing the cards; completion of each round of play) is proposed to be amended to allow up to nine players to participate in a round of play, which is consistent with the number of players allowed in other Poker games.

#### *Chapter 639a. Caribbean Stud Poker*

New payout tables are proposed to be added to the progressive payout wager in § 639a.12(d) (relating to payout odds; rate of progression). The same payout tables were also approved for the progressive payout wager, referred to as the Five-Card Progressive Payout Wager, in Chapters 641a, 643a, 647a, 653a, 655a and 657a.

Additionally, seed/reseed and incrementation rates are specified for all progressives as these rates correspond with the rates submitted by the manufacturer that were tested/approved by the Board's Gaming Laboratory. The

same amendments are proposed to be made in Chapters 641a, 643a, 647a, 653a, 655a and 657a.

#### *Chapter 641a. Four Card Poker*

A new side wager, the Six Card Bonus Wager, is proposed to be added to Four Card Poker. Layout requirements for the new wager are proposed to be added in § 641a.2 (relating to Four Card Poker table physical characteristics), the description of the winning hands is proposed to be added in § 641a.6 (relating to Four Card Poker rankings), a description of the wager is proposed to be added in § 641a.7 (relating to wagers), the procedure for dealing the Six Card Bonus Wager card is proposed to be added in §§ 641a.8—641a.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe) and the procedure to complete the round of play when a patron has placed a Six Card Bonus Wager is proposed to be added in § 641a.11 (relating to procedures for completion of each round of play). The permissible payout odds for the wager are proposed to be added in § 641a.12 (relating to payout odds; Envy Bonus; rate of progression).

The Six Card Bonus Wager is proposed to be added, in the same format, in Chapters 643a, 647a, 653a, 655a and 657a.

#### *Chapter 643a. Let It Ride Poker*

The odds for the Five Card Bonus Wager in § 643a.12(b) (relating to payout odds; payout limitation) are proposed to be corrected to reflect that odds are paid out based on the denomination of the wager placed by the player and should be in the consistent "to 1" format.

#### *Chapter 653a. Ultimate Texas Hold 'Em Poker*

A Bad Beat Bonus Wager is proposed to be added to Ultimate Texas Hold 'Em Poker. The table layout requirements for the wager are proposed to be added in § 653a.2 (relating to Ultimate Texas Hold 'Em Poker table physical characteristics), a description of the wager is proposed to be added in § 653a.7 (relating to wagers), how the dealer is to complete the round of play when a player has placed a Bad Beat Bonus Wager is proposed to be added to § 653a.11 (relating to procedures for completion of each round of play) and the payout odds are proposed to be added in § 653a.12(g) (relating to payout odds; Envy Bonus; rate of progression; payout limitation).

Additionally, the payout limitation in § 653a.12 is proposed to be amended to reflect that only required wagers are subject to a payout limitation. Wagers that are optional for players should not be included as a cap on payouts alters the approved hold percentages. Proposed amendments to payout limitations reflect that only required wagers may be subject to a cap are also in Chapters 677a and 679a (relating to World Poker Tour Heads-Up Hold 'Em; and Three Card Prime).

#### *Chapter 655a. Mississippi Stud*

Other table game chapters contain a section addressing the procedures for handling irregularities that occur during play of the game. Section 655a.13 (relating to irregularities) is proposed to be added for consistency with other table game chapters.

#### *Chapter 679a. Three Card Prime*

An alternative dealing procedure is proposed to be added in §§ 679a.8—679a.10 (relating to procedures for

dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe) which allows operators to deal only one community card to be used by all players who placed a Pair Bonus Wager rather than dealing each player who placed the wager an additional card.

*Chapter 684a. Four Card Frenzy*

Proposed Chapter 684a contains the requirements for Four Card Frenzy, a new table game. Section 684a.1 (relating to definitions) contains the definitions used throughout the chapter. Section 684a.2 (relating to Four Card Frenzy table physical characteristics) contains the physical characteristics of the table layout. Section 684a.3 (relating to cards; number of decks) details the number of cards and decks used to play the game. Section 684a.4 (relating to opening of the table for gaming) addresses how the dealer is to open the table game for play. Section 684a.5 (relating to shuffle and cut of the cards) details how the cards are to be shuffled and cut. Section 684a.6 (relating to Four Card Frenzy rankings) addresses the rank of the cards and hands. Section 684a.7 (relating to wagers) outlines the permissible wagers players may place during a round of play.

Sections 684a.8—684a.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe) address how the cards are to be dealt and the number of cards dealt to each player. Section 684a.11 (relating to procedures for completion of each round of play) specifies how wagers are to be settled and a round of play completed. Section 684a.12 (relating to payout odds; payout limitation) outlines the permissible payout odds for winning wagers and allows the operator to place a payout limit, per player per round of play on required wagers. Section 684a.13 and (relating to irregularities) addresses how a dealer is to handle irregularities during play.

The approved payout tables in § 684a.12 have a hold percentage between 1.19% and 1.67% for required wagers. For optional wagers, the hold percentage ranges from 1.7% to 7.23% for the Four Bonus Wager, between 6.74% to 18.1% for the All Six Bonus Wager (the same wager offered in Four Card Prime and Cajun Stud) and from 4.74% to 9.8% for the Prime Wager.

*Fiscal Impact*

*Commonwealth.* The Board does not expect that this proposed rulemaking will have a fiscal impact on the Board or other Commonwealth agencies. Updates to Rules Submission forms and internal control procedures will be reviewed by existing Board staff.

*Political subdivisions.* This proposed rulemaking will not have fiscal impact on political subdivisions of this Commonwealth.

*Private sector.* This proposed rulemaking will provide certificate holders with additional table game options. If a certificate holder decides to offer Four Card Frenzy or the side wagers, payout tables or variations of other approved games within the licensed facility, the certificate holder will be required to train dealers on the rules of play and purchase new equipment, specifically table layouts corresponding to the game and wagers offered. Costs incurred to train employees or purchase/lease equipment should be offset by the proceeds of gaming.

*General public.* This proposed rulemaking will not have fiscal impact on the general public.

*Paperwork Requirements*

If a certificate holder selects different options for the play of table games, the certificate holder will be required to submit an updated Rules Submission form reflecting the changes. These forms are available and submitted to Board staff electronically. Table game Rules Submission forms are available at <http://gamingcontrolboard.pa.gov/?p=187>.

*Effective Date*

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

*Public Comments*

Interested persons are invited to submit written comments, suggestions or objections regarding the proposed rulemaking within 30 days after publication in the *Pennsylvania Bulletin* to R. Douglas Sherman, Chief Counsel, Attention: Regulation # 125-205 Public Comment, Pennsylvania Gaming Control Board, P.O. Box 69060, Harrisburg, PA 17106-9060.

*Contact Person*

The contact person for questions about this proposed rulemaking is R. Douglas Sherman, Chief Counsel, (717) 346-8300.

*Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on May 22, 2017, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Gaming Oversight Committee and the Senate Community, Economic and Recreational Development 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.

DAVID M. BARASCH,  
*Chairperson*

**Fiscal Note:** 125-205. No fiscal impact; (8) recommends adoption.

**Annex A**

**TITLE 58. RECREATION**

**PART VII. GAMING CONTROL BOARD**

**Subpart K. TABLE GAMES**

**CHAPTER 617a. ROULETTE**

**§ 617a.1. Roulette ball; Roulette wheel and table; physical characteristics; double zero Roulette wheel used as a single zero Roulette wheel.**

\* \* \* \* \*

(f) The layout for a Roulette table shall be submitted to the Bureau of Gaming Operations and approved in accordance with § 601a.10(a) and contain, at a minimum:

\* \* \* \* \*

(4) If the certificate holder offers the Five Adjacent Number Wager authorized under § 617a.3, a replica of the Roulette wheel.

(5) If the certificate holder offers the Touchdown Roulette Wager offered on a fully automated electronic table game, the electronic layout must contain a separate area designated for the electronic placement of the Touchdown Roulette Wager for each player. If the certificate holder is offering the Touchdown Roulette Wager, Roulette shall be played on a double zero Roulette wheel as described in subsection (d).

(g) Each Roulette table must have a drop box and tip box attached in locations as approved by the Bureau of Casino Compliance in accordance with § 601a.10(g).

**§ 617a.3. Placement of wagers.**

\* \* \* \* \*

(e) The wagers in the game of Roulette include:

\* \* \* \* \*

(14) A 19—36 Wager that the Roulette ball will come to rest in a compartment of the Roulette wheel that corresponds to any 1 of 18 consecutive numbers from 19—36. The player shall make a 19—36 Wager by placing a wager within the box on the Roulette layout that is labeled 19—36.

(f) If the certificate holder offers Touchdown Roulette on a fully automated electronic gaming table, a player may make a Touchdown Roulette Wager before each Roulette spin unless a Touchdown Roulette game is already in progress. A Touchdown Roulette Wager shall be made by electronically placing a value chip on the designated area of the table layout. After placing a Touchdown Roulette Wager, if the Roulette ball comes to rest on:

(1) Any number (1—36), the Touchdown Roulette Wager shall lose and be collected.

(2) A 0 or 00, the player shall chose either the red team or black team. To begin the Touchdown Foot-

ball game, the electronic football shall be placed at the 50 yard line. Each Touchdown Roulette game shall last for the next four spins (downs). The player has four downs to move the football as close to the chosen team's end zone, based on the value of the compartment upon which the ball lands. The color of the compartment determines whether the football moves toward the end zone of the red team or black team. For example, if a player selected the red team and if over the course of the next four spins the football collectively moved:

(i) To the 18 yard line for the red team, the player would be paid out for a win on the 11—20 yard line as provided in § 617a.4(d) (relating to payout odds).

(ii) To the 18 yard line for the black team, the player would be paid out for selecting the losing team as provided in § 617a.4(d).

**§ 617a.4. Payout odds.**

\* \* \* \* \*

(c) When Roulette is played on a double zero wheel being used as a single zero wheel, as provided in § 617a.1 (relating to Roulette ball; Roulette wheel and table; physical characteristics; double zero Roulette wheel used as a single zero Roulette wheel), the following apply:

(1) Notice shall be provided that the double zero wheel is being used as a single zero wheel.

(2) If the Roulette ball comes to rest in a compartment marked double zero (00), the dealer shall announce "no spin," declare the spin void and respin the wheel.

(3) Wagers on red, black, odd, even, 1—18 and 19—36 will be lost if the Roulette ball comes to rest in a compartment marked zero (0).

(d) The certificate holder shall pay out winning Touchdown Roulette Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission form filed in accordance with § 601a.2 (relating to table games Rules Submissions):

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Touchdown	1,000 to 1	500 to 1	1,000 to 1	500 to 1
1—10 yard line	150 to 1	250 to 1	200 to 1	200 to 1
11—20 yard line	75 to 1	75 to 1	75 to 1	100 to 1
21—30 yard line	50 to 1	50 to 1	50 to 1	50 to 1
31—40 yard line	25 to 1	25 to 1	25 to 1	25 to 1
41—49 yard line	10 to 1	10 to 1	10 to 1	10 to 1
Tie—50 yard line	5 to 1	5 to 1	5 to 1	5 to 1
Losing team	1 to 1	1 to 1	1 to 1	1 to 1

**CHAPTER 625a. SIC BO**

**§ 625a.1. Sic Bo table; Sic Bo shaker; physical characteristics.**

\* \* \* \* \*

(d) Sic Bo shall be played with a Sic Bo shaker approved in accordance with § 601a.10(a), which shall be used to shake the dice to arrive at the winning combinations.

\* \* \* \* \*

(2) An automated Sic Bo shaker, approved by the Bureau of Gaming Laboratory Operations in accordance

with § 461a.4, may be used in the game of Sic Bo, provided that:

(i) [ The shaker meets the requirements in paragraph (1)(i) and (ii). ] The automated Sic Bo shaker must have a transparent compartment that is capable of being sealed or locked to secure the three dice and, depending on the shaker selected by the certificate holder, may utilize a separate opaque cover which conceals the dice while the automated Sic Bo shaker is activated.

\* \* \* \* \*

**§ 625a.5. Procedures for opening and dealing the game.**

\* \* \* \* \*

(f) After all losing wagers have been collected and all winning wagers have been paid, the dealer shall clear the previously illuminated winning combinations from the table.

**(g) Notwithstanding the requirements in subsections (b) and (c), if the certificate holder is utilizing an automated Sic Bo shaker without an opaque cover or a player-activated Sic Bo shaker, all wagers shall be placed prior to the shaker being**

activated. After the dealer announces “no more bets,” the dealer, or a selected player if utilizing a player-activated shaker, shall then activate the automated dice shaker and complete the requirements in subsections (d)—(f).

**§ 625a.6. Payout odds.**

(a) The certificate holder shall pay out winning Sic Bo wagers at the odds in [ the following payable ] one of the following paytables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2 (relating to table games Rules Submissions):

*Wager*

Three of a Kind  
 Two of a Kind  
 Any Three of a Kind  
 Total Value Bet of 4  
 Total Value Bet of 5  
 Total Value Bet of 6  
 Total Value Bet of 7  
 Total Value Bet of 8  
 Total Value Bet of 9  
 Total Value Bet of 10  
 Total Value Bet of 11  
 Total Value Bet of 12  
 Total Value of Bet 13  
 Total Value of Bet 14  
 Total Value of Bet 15  
 Total Value Bet of 16  
 Total Value Bet of 17  
 Any Two Dice Combination  
 Small Bet  
 Big Bet

*[Payout Odds]  
 Paytable A*

150 to 1  
 8 to 1  
 24 to 1  
 50 to 1  
 18 to 1  
 14 to 1  
 12 to 1  
 8 to 1  
 6 to 1  
 6 to 1  
 6 to 1  
 6 to 1  
 8 to 1  
 12 to 1  
 14 to 1  
 18 to 1  
 50 to 1  
 5 to 1  
 1 to 1  
 1 to 1

*Paytable B*

180 to 1  
 11 to 1  
 31 to 1  
 62 to 1  
 31 to 1  
 18 to 1  
 12 to 1  
 8 to 1  
 7 to 1  
 6 to 1  
 6 to 1  
 7 to 1  
 8 to 1  
 12 to 1  
 18 to 1  
 31 to 1  
 62 to 1  
 6 to 1  
 1 to 1  
 1 to 1

(b) **For purposes of a One of a Kind [ shall be paid at ] Wager:**

(1) **[ 1 to 1, if ]** If only one of the dice show the numeric value upon which the wager was placed, **the One of a Kind Wager shall be paid at 1 to 1.**

(2) **[ 2 to 1, if ]** If two of the dice show the numeric value upon which the wager was placed, **the One of a Kind Wager shall be paid at 2 to 1.**

(3) **[ 3 to 1, if ]** If all three dice show the same numeric value upon which the wager was placed[ . ] **and if the certificate holder selected:**

(i) **Paytable A in subsection (a), the One of a Kind Wager shall be paid at 3 to 1.**

(ii) **Paytable B in subsection (a), the One of a Kind Wager shall be paid at 12 to 1.**

(c) **A certificate holder may list its payouts odds in subsections (a) and (b) as either “to 1” or “1 wins.”**

**CHAPTER 637a. POKER**

**§ 637a.10. Seven-card Stud Poker; procedures for dealing the cards; completion of each round of play.**

\* \* \* \* \*

(b) No more than **[ eight ] nine** players may participate in a Seven-card Stud Poker game. Each player who

elects to participate in a round of play may be required to place an Ante bet. The rules governing the placement of an Ante bet and the amount of the Ante bet, if any, shall be specified in the certificate holder’s Rules Submission under § 601a.2 (relating to table games Rules Submissions) and posted on a sign at each Poker table.

\* \* \* \* \*

**CHAPTER 639a. CARIBBEAN STUD POKER**

**§ 639a.7. Wagers.**

\* \* \* \* \*

(e) **[ A player may not wager on more than one player position at a Caribbean Stud Poker table. ]** The certificate holder shall specify in its Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

**§ 639a.10. Procedures for dealing the cards from an automated dealing shoe.**

\* \* \* \* \*

(b) The dealer shall deliver the first stack of cards dispensed by the automated dealing shoe face down to the player farthest to the dealer’s left who has placed an Ante Wager in accordance with § 639a.7(d)(1) (relating to wagers). As the remaining stacks are dispensed to the dealer by the automated dealing shoe, the dealer shall, moving clockwise around the table, deliver a stack face

down to each of the other players who has placed an Ante Wager. The dealer shall then deliver a stack of five cards face down to the area designated for the placement of the dealer's cards and spread the cards face down on the layout so the top card of the stack is to the dealer's right and the bottom card is to the dealer's left. The dealer shall turn the bottom card of the stack (the card on the dealer's far left) face up **and leave the other four cards in the stack face down** on the area designated for the placement of the dealer's cards.

\* \* \* \* \*

**§ 639a.12. Payout odds; rate of progression.**

\* \* \* \* \*

(d) If a certificate holder offers the Progressive Payout Wager:

(1) **[ A player placing a Progressive Payout Wager shall be paid ]** The certificate holder shall pay out winning Progressive Payout Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Royal flush	100% of meter	100% of meter	100% of meter
Straight flush	5,000 for 1	10% of meter	10% of meter
Four-of-a-kind	500 for 1	500 for 1	200 for 1
Full house	100 for 1	100 for 1	50 for 1
Flush	50 for 1	50 for 1	40 for 1
Straight	10 for 1	10 for 1	30 for 1
Three-of-a-kind	3 for 1	3 for 1	9 for 1
Two pair	2 for 1	2 for 1	N/A

<i>Hand</i>	<i>Paytable D</i>	<i>Paytable E</i>
Royal flush	100% of meter	100% of meter
Straight flush	10% of meter	10% of meter
Four-of-a-kind	300 for 1	500 for 1
Full house	50 for 1	100 for 1
Flush	40 for 1	50 for 1
Straight	30 for 1	N/A
Three-of-a-kind	9 for 1	N/A

<i>Hand</i>	<i>Paytable F</i>	<i>Paytable G</i>	<i>Paytable H</i>
Royal flush	100% mega jackpot	100% mega jackpot	100% mega jackpot
Straight flush	100% major jackpot	100% major jackpot	100% major jackpot
Four-of-a-kind	300 for 1	100% minor jackpot	100% minor jackpot
Full house	50 for 1	50 for 1	50 for 1
Flush	40 for 1	40 for 1	40 for 1
Straight	30 for 1	30 for 1	30 for 1
Three-of-a-kind	9 for 1	10 for 1	9 for 1

(2) A player shall receive the payout for only the highest ranking five-card Poker hand formed.

(3) Paytables A, B, C and E may not be selected by the certificate holder if the Progressive Payout Wager is offered on multiple linked games with a shared progressive jackpot.

(4) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be **[ in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and may not be less than \$10,000. ]** based upon the amount of the Progressive Payout Wager being offered and must be as follows:

	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>	<i>Paytable E</i>
Seed/reseed	\$10,000 for 1	\$10,000 for 1	\$10,000 for 1	\$10,000 for 1	\$10,000 for 1
Incrementation rate					
Primary	53%	53%	25%	21%	65%
Reserve	15%	15%	N/A	N/A	5%
	<i>Paytable F</i>	<i>Paytable G</i>	<i>Paytable H</i>		
Seed/reseed					
Mega	\$10,000 for 1	\$10,000 for 1	\$10,000 for 1		
Major	\$1,000 for 1	\$1,000 for 1	\$1,000 for 1		
Minor	N/A	\$250 for 1	\$250 for 1		

	<i>Paytable F</i>	<i>Paytable G</i>	<i>Paytable H</i>
<b>Incrementation rate</b>			
<b>Mega</b>	<b>11%</b>	<b>9%</b>	<b>10%</b>
<b>Major</b>	<b>10%</b>	<b>7%</b>	<b>8%</b>
<b>Minor</b>	<b>N/A</b>	<b>3%</b>	<b>3%</b>

(5) Winning Progressive Payout Hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with § 639a.11(c)(5) (relating to procedure for completion of each round of play).

(6) If the certificate holder selects [**Paytable D**] **Paytables D, F, G or H**, Envy Bonus payouts shall be made according to the following payouts for Envy Bonus Qualifying Hands based upon the amount of the Progressive Payout Wager placed by the player receiving the Envy Bonus:

\* \* \* \* \*

(e) If a certificate holder offers the Five Card Hand Bonus Wager:

\* \* \* \* \*

(4) The rate of progression (**incrementation rate**) and the seed and reseed amounts for the meter used for the progressive payout in paragraph (1) must be [**in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$10,000.**] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

<b>Seed</b>	<b>\$10,000 for 1</b>
<b>Reseed</b>	<b>\$0</b>
<b>Incrementation rate</b>	
<b>Primary</b>	<b>13%</b>
<b>Reserve</b>	<b>8%</b>

**CHAPTER 641a. FOUR CARD POKER**

**§ 641a.2. Four Card Poker table physical characteristics.**

\* \* \* \* \*

(b) The layout for a Four Card Poker table shall be submitted to the Bureau of Gaming Operations and approved in accordance with § 601a.10(a) (relating to approval of table game layouts, signage and equipment) and contain, at a minimum:

\* \* \* \* \*

(5) If a certificate holder offers the Five Card Hand Bonus Wager authorized under § 641a.7(d)(7), each betting position must contain an electronic wagering system for the placement of the Five Card Hand Bonus Wager.

**(6) If the certificate holder offers the Six Card Bonus Wager authorized under § 641a.7(d)(8), the layout must contain:**

**(i) A separate area designated for the placement of the Six Card Bonus Wager for each player.**

**(ii) A designated area on the layout for the additional Six Card Bonus card.**

**[ (6) ] (7)** Inscriptions that advise patrons of the payout odds or amounts for all permissible wagers offered by the certificate holder. If payout odds or amounts are

not inscribed on the layout, a sign identifying the payout odds or amounts for all permissible wagers shall be posted at each Four Card Poker table.

\* \* \* \* \*

**§ 641a.6. Four Card Poker rankings.**

\* \* \* \* \*

(d) When the certificate holder offers a payout based on the rank of a five-card Poker hand, the rank of the hands must be:

\* \* \* \* \*

(7) A three-of-a-kind, which is a hand consisting of three cards of the same rank.

**(e) If the certificate holder offers the optional Six Card Bonus Wager, the Poker hands eligible for a payout are:**

**(1) A six-card royal flush, which is a hand consisting of an ace, king, queen, jack, 10 and 9 of the same suit.**

**(2) A royal flush, which is a hand consisting of an ace, king, queen, jack and 10 of the same suit.**

**(3) A straight flush, which is a hand consisting of five cards of the same suit in consecutive ranking.**

**(4) A four-of-a-kind, which is a hand consisting of four cards of the same rank, regardless of suit.**

**(5) A full house, which is a hand consisting of three-of-a-kind and a pair.**

**(6) A flush, which is a hand consisting of five cards of the same suit.**

**(7) A straight, which is a hand consisting of five cards of consecutive rank, regardless of suit.**

**(8) A three-of-a-kind, which is a hand consisting of three cards of the same rank, regardless of suit.**

**§ 641a.7. Wagers.**

\* \* \* \* \*

(d) The following wagers may be placed in the game of Four Card Poker:

\* \* \* \* \*

(7) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player at a Four Card Poker table the option to make an additional Five Card Hand Bonus Wager that the player's five-card Poker hand or the dealer's five-card Poker hand, or both, will contain a flush or better as defined in § 641a.6(d) (relating to Four Card Poker rankings). After placing an Ante Wager, a player may make the additional Five Card Hand Bonus Wager on the player's hand or the dealer's hand, or both, by using the electronic wagering device designated for that player. Each player shall be responsible for verifying that the player's Five Card Hand Bonus Wager has been accepted.

**(8) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player who placed an Ante Wager the option of**

placing a Six Card Bonus Wager which shall win if the player's five cards and the additional Six Card Bonus card forms a three-of-a-kind or better as described in § 641a.6(e). A Six Card Bonus Wager does not have bearing on any other wagers made by the player.

(e) A certificate holder shall specify in its Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

§ 641a.8. Procedures for dealing the cards from a manual dealing shoe.

\* \* \* \* \*

(d) After all wagers have been placed, if any player placed a Six Card Bonus Wager, the dealer shall deal one card, face down, to the area on the layout designated for the placement of the Six Card Bonus card. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time to each player who has placed a wager in accordance with § 641a.7 (relating to wagers) and to the dealer until each player who placed a wager has five cards and the dealer has six cards. All cards dealt to the players and the first five cards dealt to the dealer shall be dealt face down. The dealer's sixth card shall be dealt face up. The dealer's fifth and sixth cards shall be dealt consecutively.

\* \* \* \* \*

§ 641a.9. Procedures for dealing the cards from the hand.

\* \* \* \* \*

(b) The dealer shall deal each card by holding the deck of cards in the chosen hand and use the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout. If any player placed a Six Card Bonus Wager, the dealer shall deal one card, face down, to the area on the layout designated for the placement of the Six Card Bonus card. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time to each player who has placed a wager in accordance with § 641a.7 (relating to wagers) and to the dealer until each player who placed a wager has five cards and the dealer has six cards. All cards dealt to the players and the first five cards dealt to the dealer shall be dealt face down. The sixth card dealt to the dealer shall be dealt face up. The dealer's fifth and sixth cards shall be dealt consecutively.

\* \* \* \* \*

§ 641a.10. Procedures for dealing the cards from an automated dealing shoe.

\* \* \* \* \*

(b) The dealer shall deliver the first stack of cards dispensed by the automated dealing shoe face down to the player farthest to the dealer's left who has placed a wager in accordance with § 641a.7 (relating to wagers). As the remaining stacks are dispensed to the dealer by the automated dealing shoe, the dealer shall, moving clockwise around the table, deliver a stack face down to each of the other players who has placed a wager in accordance with § 641a.7. The dealer shall then deliver a stack of five cards face down to the area designated for the placement of the dealer's cards. [When the automated dealing shoe dispenses the next sequence of five cards, the dealer shall remove the stack and spread

the cards face down on the layout so that the top card of the stack is to the dealer's right and the bottom card is to the dealer's left. The dealer shall turn the bottom card of the stack (the card on the dealer's far left) face up on the dealer's hand. The dealer shall collect the remaining four cards of that stack and place the cards in the discard rack without revealing the cards.]

(c) The dealer shall then remove the next stack of five cards dispensed by the automated dealing shoe and turn the bottom card of the stack face up on the dealer's hand. If any player placed a Six Card Bonus Wager, the dealer shall then deal the next card in the stack face down on the area of the layout designated for the placement of the Six Card Bonus card. The dealer shall then place the remaining cards of that stack in the discard rack without exposing the cards. After [each stack of five cards has] the cards have been dispensed and delivered [in accordance with subsection (b)], the dealer shall remove the stub from the automated dealing shoe and, except as provided in subsection (d), place the remaining cards in the discard rack without exposing the cards.

\* \* \* \* \*

§ 641a.11. Procedures for completion of each round of play.

\* \* \* \* \*

(b) After each player has examined his cards and placed the cards face down on the layout, the dealer shall, beginning with the player farthest to the dealer's left and moving clockwise around the table, ask each player who placed an Ante Wager if he wishes to make a Play Wager in an amount from one to three times the amount of the player's Ante Wager or forfeit the Ante Wager and end his participation in the round of play. If a player:

(1) Has placed an Ante Wager and an Aces Up or Six Card Bonus Wager but does not make a Play Wager, the player shall forfeit the Ante Wager but may not forfeit the Aces Up or Six Card Bonus Wager.

(2) Has placed an Ante Wager and a Four or Five-Card Progressive Payout Wager but does not make a Play Wager, the player shall forfeit both the Ante Wager and the Progressive Payout Wager but may not forfeit the eligibility to receive an Envy Bonus under § 641a.12(d) or (e) (relating to payout odds; Envy Bonus; rate of progression).

(c) After each player who has placed an Ante Wager has either placed a Play Wager on the designated area of the layout or forfeited his Ante Wager [and hand], the dealer shall collect all forfeited wagers and associated cards, if applicable, and place the cards in the discard rack. The dealer shall then reveal the dealer's cards and select the four cards that form the highest possible ranking Four Card Poker hand. After the dealer's cards are turned face up, the dealer shall, beginning with the player farthest to the dealer's right and continuing around the table in a counterclockwise direction, complete the following applicable procedures in succession for each player:

\* \* \* \* \*

(6) After settling any Aces Up Wagers, the dealer shall settle a player's Bad Beat Bonus Wager[. A player shall win a Bad Beat Bonus payout, in accordance with § 641a.12(f), based on the rank of the losing hand if] as follows:



(i) **[ The ]** If the player's hand contains a two pair or better and the dealer's hand outranks the player's hand, as provided in § 641a.6(b) (relating to Four Card Poker rankings), the certificate holder shall pay the winning Bad Beat Bonus Wager in accordance with § 641a.12(f) based on the rank of the player's losing hand.

(ii) **[ The ]** If the dealer's hand contains a two pair or better and the player's hand outranks the dealer's hand, as provided in § 641a.6(b), the certificate holder shall pay the winning Bad Beat Bonus Wager in accordance with § 641a.12(f) based on the rank of the dealer's losing hand.

(iii) If the player's hand and the dealer's hand tie, if the player's hand of two pair or better does not lose to the dealer's hand, or if the dealer's hand of two pair or better does not lose to the player's hand, the dealer shall collect the player's losing Bad Beat Bonus Wager.

(7) After settling a player's Aces Up Wagers, the dealer shall settle the Five Card Hand Bonus Wager, if offered by the certificate holder, and any Magic Card or Lucky Bonus payouts. The dealer shall form the highest ranking five-card Poker hand of the player and the dealer. For the dealer's hand, the dealer shall form the highest ranking five-card Poker hand from the first five cards dealt to the dealer. A winning Five Card Hand Bonus Wager shall be paid irrespective of whether the player's hand outranks the dealer's hand. If a player has won a Five Card Hand Bonus or any Magic Card or Lucky Bonus payout, the dealer shall:

- (i) Verify that the hand is a winning hand.
- (ii) Have a flooperperson or above verify any Five Card Hand Bonus payout with odds of 500 for 1 or a payout that is a percentage of the jackpot amount on the progressive meter in accordance with approved internal control procedures submitted under § 465a.2 (relating to internal control systems and audit protocols).

(iii) Credit the player's game account for the winning Five Card Hand Bonus Wager or the Magic Card or Lucky Bonus payout in accordance with § 641a.12(g). If a player has won a Five Card Hand Bonus payout that is a percentage of the jackpot amount on the progressive meter, the payout may not be paid to the player's game account. If a player has won a payout that is not being paid to the player's game account, the winning hand must remain on the table until the necessary documentation has been completed.

**(8) The dealer shall then settle a player's Six Card Bonus Wager by revealing the Six Card Bonus card and combining it with the player's five cards to form the highest ranking Poker hand as provided with § 641a.6(e). If the player's hand:**

**(i) Does not contain a three-of-a-kind or better, the dealer shall collect the player's losing Six Card Bonus Wager.**

**(ii) Contains a three-of-a-kind or better, the dealer shall pay the winning Six Card Bonus Wager in accordance with § 641a.12(h).**

(d) After all wagers of the player have been settled, the dealer shall remove all remaining cards from the table and place them in the discard rack in a manner that permits the reconstruction of each hand in the event of a question or dispute.

**§ 641a.12. Payout odds; Envy Bonus; rate of progression.**

\* \* \* \* \*

(d) If a certificate holder offers a Four-Card Progressive Payout Wager:

**(1) [ A player placing a Four-Card Progressive Payout Wager shall be paid ] The certificate holder shall pay out winning Four-Card Progressive Payout Wagers at the odds in one of the following paytables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:**

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>
Four aces	100% of meter	100% of meter
Four-of-a-kind	300 for 1	300 for 1
Straight flush	100 for 1	100 for 1
Three-of-a-kind	9 for 1	15 for 1

- (2) A player shall receive the payout for only the highest ranking Four Card Poker hand formed.
- (3) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be **[ in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and be at least \$5,000 for payable A and \$1,000 for payable B. ]** based upon the amount of the Progressive Payout Wager being offered and must be as follows:

<b>Seed/reseed Incrementation rate</b>	<i>Paytable A</i>	<i>Paytable B</i>
<b>Primary</b>	<b>\$5,000 for 1</b>	<b>\$1,000 for 1</b>
<b>Reserve</b>	<b>29%</b>	<b>25%</b>
	<b>N/A</b>	<b>5%</b>

(4) Winning Four-Card Progressive Payout Hands shall be paid the amount on the meter when it is the player's turn to be paid in accordance with § 641a.11(c)(5) (relating to procedures for completion of each round of play).

\* \* \* \* \*

(e) If a certificate holder offers the Five-Card Progressive Payout Wager:

(1) [A player placing a Five-Card Progressive Payout Wager shall be paid at the following odds:] The certificate holder shall pay out winning Five-Card Progressive Payout Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

Hand	Paytable A	Paytable B	Paytable C	Paytable D
Royal flush	100% of meter	100% mega jackpot	100% mega jackpot	100% mega jackpot
Straight flush	10% of meter	100% major jackpot	100% major jackpot	100% major jackpot
Four-of-a-kind	300 for 1	300 for 1	100% minor jackpot	100% minor jackpot
Full house	50 for 1	50 for 1	50 for 1	50 for 1
Flush	40 for 1	40 for 1	40 for 1	40 for 1
Straight	30 for 1	30 for 1	30 for 1	30 for 1
Three-of-a-kind	9 for 1	9 for 1	10 for 1	9 for 1

(2) A player shall receive the payout for only the highest ranking five-card Poker hand formed.

(3) The rate of progression (incrementation rate) and the seed and reseed amounts for the meter used for the progressive payout in paragraph (1) must be [in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and be at least \$10,000.] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

	Paytable A	Paytable B	Paytable C	Paytable D
Seed/reseed	\$10,000 for 1			
Incrementation rate				
Primary	21%			
Reserve	N/A			
Seed/reseed				
Mega	\$10,000 for 1	\$10,000 for 1	\$10,000 for 1	\$10,000 for 1
Major	\$1,000 for 1	\$1,000 for 1	\$1,000 for 1	\$1,000 for 1
Minor	N/A	\$250 for 1	\$250 for 1	\$250 for 1
Incrementation rate				
Mega	11%	9%	9%	10%
Major	10%	7%	7%	8%
Minor	N/A	3%	3%	3%

(4) Winning Five-Card Progressive Payout Hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with § 641a.11(c)(5).

\* \* \* \* \*

(f) If a certificate holder offers the Bad Beat Bonus Wager, the certificate holder shall pay out winning Bad Beat Wagers at the [amounts] odds in one of the following paytables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

\* \* \* \* \*

(g) If a certificate holder offers the Five Card Hand Bonus Wager:

\* \* \* \* \*

(4) The rate of progression (incrementation rate) and the seed and reseed amounts for the meter used for the progressive payout in paragraph (1) must be [in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$10,000.] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

Seed	\$10,000 for 1
Reseed	\$0
Incrementation rate	
Primary	13%
Reserve	8%

(h) A certificate holder shall pay out winning Six Card Bonus Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

Hand	Paytable A	Paytable B	Paytable C
Royal flush	1,000 to 1	1,000 to 1	1,000 to 1
Straight flush	200 to 1	200 to 1	200 to 1
Four-of-a-kind	50 to 1	50 to 1	100 to 1
Full house	25 to 1	25 to 1	20 to 1

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Flush	20 to 1	15 to 1	15 to 1
Straight	10 to 1	10 to 1	9 to 1
Three-of-a-kind	5 to 1	5 to 1	8 to 1

<i>Hand</i>	<i>Paytable D</i>	<i>Paytable E</i>
Six-card royal flush—diamonds		200,000 to 1
Six-card royal flush—hearts, spades or clubs		20,000 to 1
Royal flush	1,000 to 1	1,000 to 1
Straight flush	200 to 1	200 to 1
Four-of-a-kind	100 to 1	50 to 1
Full house	20 to 1	20 to 1
Flush	15 to 1	15 to 1
Straight	10 to 1	10 to 1
Three-of-a-kind	7 to 1	5 to 1

**CHAPTER 643a. LET IT RIDE POKER**

**§ 643a.2. Let It Ride Poker table physical characteristics.**

\* \* \* \* \*

(b) The layout for a Let It Ride Poker table shall be submitted to the Bureau of Gaming Operations in accordance with § 601a.10(a) (relating to approval of table game layouts, signage and equipment) and contain, at a minimum:

\* \* \* \* \*

(8) If a certificate holder offers the Five Card Hand Bonus Wager authorized under § 643a.7(i), each betting position must contain an electronic wagering system for the placement of the Five Card Hand Bonus Wager.

(9) If the certificate holder offers the Six Card Bonus Wager authorized under § 643a.7(j), the layout must contain:

(i) A separate area designated for the placement of the Six Card Bonus Wager for each player.

(ii) A designated area on the layout for the Six Card Bonus card.

[ (9) ] (10) Inscriptions that advise patrons of the payout odds or amounts for all permissible wagers offered by the certificate holder. If payout odds or amounts are not inscribed on the layout, a sign identifying the payout odds or amounts for all permissible wagers shall be posted at each Let It Ride Poker table.

[ (10) ] (11) An inscription indicating the payout limit per hand established by the certificate holder under [ § 643a.12(e) ] § 643a.12(h) (relating to payout odds; payout limitation) or a generic inscription indicating the game is subject to the posted payout limit. If the payout limit is not inscribed on the layout, a sign which sets forth the required information shall be posted at each Let It Ride Poker table.

\* \* \* \* \*

**§ 643a.6. Let It Ride Poker rankings.**

\* \* \* \* \*

(d) If the certificate holder offers the Three-Card Progressive Payout Wager under § 643a.7(g), the following hands eligible for a payout are:

(1) A mini-royal, which is a hand consisting of an ace, king and queen of the same suit.

(2) A straight flush, which is a hand, other than a mini-royal, consisting of three cards of the same suit in consecutive rank.

(3) A three-of-a-kind, which is a hand consisting of three cards of the same rank.

(4) A straight, which is a hand consisting of three cards of consecutive rank, including an ace, 2 and 3.

**(e) If the certificate holder offers the optional Six Card Bonus Wager, the Poker hands eligible for a payout are:**

(1) A six-card royal flush, which is a hand consisting of an ace, king, queen, jack, 10 and 9 of the same suit.

(2) A royal flush, which is a hand consisting of an ace, king, queen, jack and 10 of the same suit.

(3) A straight flush, which is a hand consisting of five cards of the same suit in consecutive ranking.

(4) A four-of-a-kind, which is a hand consisting of four cards of the same rank, regardless of suit.

(5) A full house, which is a hand consisting of three-of-a-kind and a pair.

(6) A flush, which is a hand consisting of five cards of the same suit.

(7) A straight, which is a hand consisting of five cards of consecutive rank, regardless of suit.

(8) A three-of-a-kind, which is a hand consisting of three cards of the same rank, regardless of suit.

**§ 643a.7. Wagers.**

\* \* \* \* \*

(i) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player at a Let It Ride Poker table the option to make an additional Five Card Hand Bonus Wager that the player's five-card Poker hand will contain a flush or better as defined in § 643a.6(b) (relating to Let It Ride Poker rankings). After placing an Ante Wager, a player may make the additional Five Card Hand Bonus Wager by using the electronic wagering device designated for that player. Each player shall be responsible for verifying that the player's Five Card Hand Bonus Wager has been accepted.

**(j) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player who placed Let it Ride Wagers the option of placing a Six Card Bonus Wager which shall win if**

the player's three cards and the three additional Six Card Bonus cards form a three-of-a-kind or better as described in § 643a.6(e). A Six Card Bonus Wager does not have bearing on any other wagers made by the player.

[ (j) ] (k) A Five Card Bonus Wager, Three Card Bonus Wager, [ a ] Five Card Hand Bonus Wager [ and ], Progressive Payout Wager and Six Card Bonus Wager do not have a bearing on any other wagers made by the player.

[ (k) ] (l) A certificate holder shall specify in its Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

§ 643a.8. Procedure for dealing the cards from a manual dealing shoe.

\* \* \* \* \*

(d) If any player placed a Six Card Bonus Wager, the dealer shall deal three cards, face down, to the area on the layout designated for the placement of the Six Card Bonus cards. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal the cards as follows:

\* \* \* \* \*

§ 643a.9. Procedure for dealing the cards from the hand.

\* \* \* \* \*

(b) The dealer shall deal each card by holding the deck of cards in the chosen hand and use the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout. If any player placed a Six Card Bonus Wager, the dealer shall deal three cards, face down, to the area on the layout designated for the placement of the Six Card Bonus cards. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal the cards as follows:

\* \* \* \* \*

§ 643a.10. Procedure for dealing the cards from an automated dealing shoe.

\* \* \* \* \*

(b) The dealer shall deliver the first stack of cards dispensed by the automated dealing shoe face down to the player farthest to the dealer's left who has placed the three required Let It Ride Poker Wagers in accordance with § 643a.7(d) (relating to wagers). As the remaining stacks are dispensed to the dealer by the automated dealing shoe, the dealer shall, moving clockwise around the table, deliver a stack face down to each of the other players who has placed the three required wagers in accordance with § 643a.7(d). The dealer shall then deliver a stack of three cards face down to the area designated for the placement of the community cards and spread the stack within the designated area so that the top card is to the dealer's right and the bottom card is to the dealer's left. The dealer shall then remove the [ community ] card that is to his left and place that card in the discard rack without exposing the card. If any player placed a Six Card Bonus Wager, the dealer shall then remove the next stack of three cards dispensed by the automated dealing shoe and place

the cards face down on the area of the layout designated for the placement of the Six Card Bonus cards.

\* \* \* \* \*

§ 643a.11. Procedures for completion of each round of play.

\* \* \* \* \*

(f) After the second community card is turned face up, [ the dealer shall, ] beginning with the player farthest to the dealer's right and continuing around the table in a counterclockwise direction, [ complete the following applicable procedures in succession for each player: ] the dealer shall turn the three cards of the player face up on the layout and combine the two community cards and the three cards dealt to the player shall form the highest ranking five-card Poker hand of that player. If the player's hand:

(1) [ The dealer shall turn the three cards of the player face up on the layout. The two community cards and the three cards dealt to the player shall form the five-card Poker hand of that player. ] Contains a pair of 9s or lower, the dealer shall collect the player's losing Let It Ride Poker Wagers.

(2) [ The dealer shall examine the cards of the player and form the highest ranking five-card Poker hand for each player. ] Contains a pair of 10s or better, the dealer shall pay the player's winning Let it Ride Poker Wagers in accordance with § 643a.12(a) (relating to payout odds; payout limitation).

[ (3) The dealer shall first settle all Let It Ride Poker Wagers of that player by collecting losing wagers and paying winning wagers in accordance with § 643a.12(a) (relating to payout odds; payout limitation). ]

(g) After settling the player's Let It Ride Poker Wagers, the dealer shall settle any Five Card Bonus Wagers, Three Card Bonus Wagers, Progressive Payout Wagers or Five Card Hand Bonus Wagers as follows:

[ (i) ] (1) If a player placed a Five Card Bonus Wager and the two community cards and the three cards dealt to the player [ form ]:

(i) Form a five-card Poker hand of two pair or better, or [ if included in the payable selected by the certificate holder, a pair of tens, jacks, queens, kings or aces or better ] a pair of 10s or better, depending on the payout table selected by the certificate holder, the dealer shall pay the winning Five Card Bonus Wager in accordance with § 643a.12(b).

(ii) Does not form a five-card Poker hand of two pair or better, or a pair of 10s or better, depending on the payout table selected by the certificate holder, the dealer shall collect the losing Five Card Bonus Wager.

[ (ii) ] (2) If a player placed a Three Card Bonus Wager and the three cards dealt to the player [ form ]:

(i) Form a three-card Poker hand of a pair or better as defined in § 643a.6(c) (relating to Let It Ride Poker rankings), the dealer shall pay the winning Three Card Bonus Wager in accordance with § 643a.12(c).

**(ii) Does not form a three-card Poker hand of a pair or better as defined in § 643a.6(c), the dealer shall collect the player's losing Three Card Bonus Wager.**

**[(iii)] (3)** If a player placed a Three-Card Progressive Payout Wager and the three cards dealt to the player form a three-of-a-kind or better, as defined in § 643a.6(d), or a straight or better, depending on the payable selected by the certificate holder, the dealer shall:

**[(A)] (i)** Verify that the hand is a winning hand.

**[(B)] (ii)** Verify that the appropriate light on the progressive table game system has been illuminated.

**[(C)] (iii)** Have a floorperson or above validate the progressive payout in accordance with the certificate holder's approved internal control procedures.

**[(D)] (iii)** Pay the winning Three-Card Progressive Payout Wager in accordance with the payout odds in § 643a.12(d)(1). If a player has won a progressive payout that is 100% of the jackpot amount on the progressive meter, the progressive payout may not be paid from the table inventory container. If a player has won a progressive payout that is not being paid from the table inventory container, the cards of that player must remain on the table until the necessary documentation has been completed.

**[(E)] (iv)** Pay any Three-Card Envy Bonus won in accordance with § 643a.12(d)(5). Players making a Three-Card Progressive Payout Wager shall receive a Three-Card Envy Bonus when another player at the same Let It Ride Poker table is the holder of a Three-Card Envy Bonus Qualifying Hand. Players are entitled to multiple Envy Bonuses if more than one player is the holder of a Three-Card Envy Bonus Qualifying Hand. A player is not entitled to a Three-Card Envy Bonus for his own hand.

**[(iv)] (4)** If a player placed a Five-Card Progressive Payout Wager and the player's three cards and the two community cards form a three-of-a-kind or better, as defined in § 643a.6(b), the dealer shall:

**[(A)] (i)** Verify that the hand is a winning hand.

**[(B)] (ii)** Verify that the appropriate light on the progressive table game system has been illuminated.

**[(C)] (iii)** Have a floorperson or above validate the progressive payout in accordance with the certificate holder's approved internal control procedures.

**[(D)] (iv)** Pay the winning Five-Card Progressive Payout Wager in accordance with the payout odds in § 643a.12(e)(1). If a player has won a progressive payout that is a percentage of the jackpot amount on the progressive meter, the progressive payout may not be paid from the table inventory container. If a player has won a progressive payout that is not being paid from the table inventory container, the cards of that player must remain on the table until the necessary documentation has been completed.

**[(E)] (v)** Pay any Five-Card Envy Bonus won in accordance with § 643a.12(e)(5). Players making a Progressive Payout Wager shall receive a Five-Card Envy Bonus when another player at the same Let It Ride Poker table is the holder of a Five-Card Envy Bonus Qualifying Hand. Players are entitled to multiple Envy Bonuses if more than one player is the holder of a Five-Card Envy Bonus Qualifying Hand. A player is not entitled to a Five-Card Envy Bonus for his own hand.

**[(v)] (5)** If a player placed a Five Card Hand Bonus Wager, the dealer shall settle any Magic Card or Lucky Bonus payouts and any winning Five Card Hand Bonus wagers as follows:

**[(A)] (i)** Verify that the hand is a winning hand.

**[(B)] (ii)** Have a floorperson or above verify any Five Card Hand Bonus payout with odds of 500 for 1 or a payout that is a percentage of the jackpot amount on the progressive meter in accordance with approved internal control procedures submitted under § 465a.2 (relating to internal control systems and audit protocols).

**[(C)] (iii)** Credit the player's game account for the winning Five Card Hand Bonus Wager or the Magic Card or Lucky Bonus payout in accordance with § 643a.12(f). If a player has won a Five Card Hand Bonus payout that is a percentage of the jackpot amount on the progressive meter, the payout may not be paid to the player's game account. If a player has won a payout that is not being paid to the player's game account, the winning hand must remain on the table until the necessary documentation has been completed.

**(6) If a player placed a Six Card Bonus Wager, the dealer shall reveal the three Six Card Bonus cards and combine them with the player's three cards to form the highest ranking Poker hand as provided in § 643a.6(e). If the player's hand:**

**(i) Does not contain a three-of-a-kind or better, the dealer shall collect the player's losing Six Card Bonus Wager.**

**(ii) Contains a three-of-a-kind or better, the dealer shall pay the winning Six Card Bonus Wager in accordance with § 643a.12(g).**

**[(g)] (h)** After all wagers of the player have been settled, the dealer shall remove all remaining cards from the table and place them in the discard rack in a manner that permits the reconstruction of each hand in the event of a question or dispute.

**§ 643a.12. Payout odds; payout limitation.**

\* \* \* \* \*

(b) If a certificate holder offers the Five Card Bonus Wager, the certificate holder shall pay out winning Five Card Bonus Wagers at the **[ amounts ] odds** in one of the following paytables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Royal flush	[ \$20,000 ] 20,000 to 1	[ \$20,000 ] 20,000 to 1	[ \$20,000 ] 20,000 to 1
Straight flush	[ \$2,000 ] 2,000 to 1	[ \$2,000 ] 2,000 to 1	[ \$2,000 ] 2,000 to 1
Four-of-a-kind	[ \$150 ] 150 to 1	[ \$200 ] 200 to 1	[ \$100 ] 100 to 1
Full house	[ \$75 ] 75 to 1	[ \$75 ] 75 to 1	[ \$75 ] 75 to 1

PROPOSED RULEMAKING

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Flush	[ \$50 ] 50 to 1	[ \$50 ] 50 to 1	[ \$50 ] 50 to 1
Straight	[ \$25 ] 25 to 1	[ \$25 ] 25 to 1	[ \$25 ] 25 to 1
Three-of-a-kind	[ \$4 ] 4 to 1	[ \$5 ] 5 to 1	[ \$9 ] 9 to 1
Two pair	[ \$3 ] 3 to 1	[ \$4 ] 4 to 1	[ \$6 ] 6 to 1
Pair of tens, jacks, queens, kings or aces	[ \$2 ] 2 to 1	[ \$1 ] 1 to 1	[ \$0 ]

<i>Hand</i>	<i>Paytable D</i>	<i>Paytable E</i>	<i>Paytable F</i>	<i>Paytable G</i>
Royal flush	[ \$10,000 ] 10,000 to 1	[ \$10,000 ] 10,000 to 1	[ \$10,000 ] 10,000 to 1	[ \$25,000 ] 25,000 to 1
Straight flush	[ \$2,000 ] 2,000 to 1	[ \$2,000 ] 2,000 to 1	[ \$2,000 ] 2,000 to 1	[ \$2,500 ] 2,500 to 1
Four-of-a-kind	[ \$200 ] 200 to 1	[ \$200 ] 200 to 1	[ \$100 ] 100 to 1	[ \$400 ] 400 to 1
Full house	[ \$75 ] 75 to 1	[ \$100 ] 100 to 1	[ \$75 ] 75 to 1	[ \$200 ] 200 to 1
Flush	[ \$50 ] 50 to 1	[ \$50 ] 50 to 1	[ \$50 ] 50 to 1	[ \$50 ] 50 to 1
Straight	[ \$25 ] 25 to 1	[ \$25 ] 25 to 1	[ \$25 ] 25 to 1	[ \$25 ] 25 to 1
Three-of-a-kind	[ \$5 ] 5 to 1	[ \$10 ] 10 to 1	[ \$9 ] 9 to 1	[ \$5 ] 5 to 1
Two pair	[ \$4 ] 4 to 1	[ \$6 ] 6 to 1	[ \$6 ] 6 to 1	
Pair of tens, jacks, queens, kings or aces	[ \$1 ] 1 to 1	[ \$0 ]	[ \$0 ]	

\* \* \* \* \*

(d) If a certificate holder offers the Three-Card Progressive Payout Wager:

\* \* \* \* \*

(3) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payouts in paragraph (1) must be [ **in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amounts must also be in the certificate holder's Rules Submission and may not be less than \$1,000.** ] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

	<i>Paytable A</i>	<i>Paytable B</i>
<b>Seed/reseed</b>	<b>\$1,000 for 1</b>	<b>\$1,000 for 1</b>
<b>Incrementation rate</b>		
<b>Primary</b>	<b>14%</b>	<b>20%</b>

(4) Winning Three-Card Progressive Payout Wagers shall be paid the amount on the meter when it is the player's turn to be paid in accordance with [ § 643a.11(f)(3)(iii) ] § 643a.11(g)(3) (relating to procedures for completion of each round of play).

\* \* \* \* \*

(e) If a certificate holder offers the Five-Card Progressive Payout Wager:

(1) [ **A player placing a Five-Card Progressive Payout Wager shall be paid at the following odds:** ] The certificate holder shall pay out winning Five-Card Progressive Payout Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Royal flush	100% of meter	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>
Straight flush	10% of meter	<b>100% major jackpot</b>	<b>100% major jackpot</b>	<b>100% major jackpot</b>
Four-of-a-kind	300 for 1	<b>300 for 1</b>	<b>100% minor jackpot</b>	<b>100% minor jackpot</b>
Full house	50 for 1	<b>50 for 1</b>	<b>50 for 1</b>	<b>50 for 1</b>
Flush	40 for 1	<b>40 for 1</b>	<b>40 for 1</b>	<b>40 for 1</b>
Straight	30 for 1	<b>30 for 1</b>	<b>30 for 1</b>	<b>30 for 1</b>
Three-of-a-kind	9 for 1	<b>9 for 1</b>	<b>10 for 1</b>	<b>9 for 1</b>

(2) A player shall receive the payout for only the highest ranking five-card Poker hand formed.

(3) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be [ **in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and be at least \$10,000.** ] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

	<i>Paytable A</i>					
<b>Seed/reseed</b>	<b>\$10,000 for 1</b>					
<b>Incrementation rate</b>						
<b>Primary</b>				<b>21%</b>		
<b>Reserve</b>				<b>N/A</b>		
	<i>Paytable B</i>		<i>Paytable C</i>		<i>Paytable D</i>	
<b>Seed/reseed</b>						
<b>Mega</b>	<b>\$10,000 for 1</b>		<b>\$10,000 for 1</b>		<b>\$10,000 for 1</b>	
<b>Major</b>	<b>\$1,000 for 1</b>		<b>\$1,000 for 1</b>		<b>\$1,000 for 1</b>	
<b>Minor</b>	<b>N/A</b>		<b>\$250 for 1</b>		<b>\$250 for 1</b>	
<b>Incrementation rate</b>						
<b>Mega</b>		<b>11%</b>		<b>9%</b>		<b>10%</b>
<b>Major</b>		<b>10%</b>		<b>7%</b>		<b>8%</b>
<b>Minor</b>		<b>N/A</b>		<b>3%</b>		<b>3%</b>

(4) Winning Five-Card Progressive Payout Hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with [ **§ 643a.11(f)(3)(iv)** ] **§ 643a.11(g)(4)**.

\* \* \* \* \*

(f) If a certificate holder offers the Five Card Hand Bonus Wager:

\* \* \* \* \*

(4) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be [ **in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$10,000.** ] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

<b>Seed</b>	<b>\$10,000 for 1</b>
<b>Reseed</b>	<b>\$0</b>
<b>Incrementation rate</b>	
<b>Primary</b>	<b>13%</b>
<b>Reserve</b>	<b>8%</b>

(g) A certificate holder shall pay out winning Six Card Bonus Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
<b>Royal flush</b>	<b>1,000 to 1</b>	<b>1,000 to 1</b>	<b>1,000 to 1</b>
<b>Straight flush</b>	<b>200 to 1</b>	<b>200 to 1</b>	<b>200 to 1</b>
<b>Four-of-a-kind</b>	<b>50 to 1</b>	<b>50 to 1</b>	<b>100 to 1</b>
<b>Full house</b>	<b>25 to 1</b>	<b>25 to 1</b>	<b>20 to 1</b>
<b>Flush</b>	<b>20 to 1</b>	<b>15 to 1</b>	<b>15 to 1</b>
<b>Straight</b>	<b>10 to 1</b>	<b>10 to 1</b>	<b>9 to 1</b>
<b>Three-of-a-kind</b>	<b>5 to 1</b>	<b>5 to 1</b>	<b>8 to 1</b>

<i>Hand</i>	<i>Paytable D</i>	<i>Paytable E</i>
<b>Six-card royal flush—diamonds</b>		<b>200,000 to 1</b>
<b>Six-card royal flush—hearts, spades or clubs</b>		<b>20,000 to 1</b>
<b>Royal flush</b>	<b>1,000 to 1</b>	<b>1,000 to 1</b>
<b>Straight flush</b>	<b>200 to 1</b>	<b>200 to 1</b>
<b>Four-of-a-kind</b>	<b>100 to 1</b>	<b>50 to 1</b>
<b>Full house</b>	<b>20 to 1</b>	<b>20 to 1</b>
<b>Flush</b>	<b>15 to 1</b>	<b>15 to 1</b>
<b>Straight</b>	<b>10 to 1</b>	<b>10 to 1</b>
<b>Three-of-a-kind</b>	<b>7 to 1</b>	<b>5 to 1</b>

**[ (g) ] (h)** Notwithstanding the payout odds in subsection (a), a certificate holder may establish in its Rules Submission under § 601a.2 a maximum amount that is payable to a player on a single hand. The maximum amount shall be at least \$50,000 or the maximum amount that one patron could win per round when betting the minimum permissible wager, whichever is greater. Any maximum payout limit established by a certificate holder **[ shall ] must** apply only to payouts of Let It Ride Poker Wagers **[ placed under § 643a.7(d) (relating to wagers) ] under subsection (a)** but may not apply to payouts of Five Card Bonus Wagers **[ placed under § 643a.7(e) ]**, Three Card Bonus Wagers **[ placed under § 643a.7(f) ]**, Progressive Payout Wagers **[ placed under § 643a.7(g) or (h) or ]**, Five Card Hand Bonus Wagers **[ under § 643a.7(i) ] or Six Card Hand Bonus Wagers as provided in subsections (b)—(g).**

**CHAPTER 647a. TEXAS HOLD 'EM BONUS POKER**

**§ 647a.2. Texas Hold 'Em Bonus Poker table physical characteristics.**

\* \* \* \* \*

(b) The layout for a Texas Hold 'Em Bonus Poker table shall be submitted to the Bureau of Gaming Operations and approved in accordance with § 601a.10(a) (relating to approval of table game layouts, signage and equipment) and contain, at a minimum:

\* \* \* \* \*

(7) If a certificate holder offers the optional Five Card Hand Bonus Wager authorized under § 647a.7(d)(4), each betting position must contain an electronic wagering system for the placement of the Five Card Hand Bonus Wager.

**(8) If the certificate holder offers the Six Card Bonus Wager authorized under § 647a.7(d)(5), the layout must contain:**

**(i) A separate area designated for the placement of the Six Card Bonus Wager for each player.**

**(ii) A designated area on the layout for the four Six Card Bonus cards.**

**[ (8) ] (9)** Inscriptions that advise patrons of the payout odds for all permissible wagers offered by the certificate holder. If the payout odds are not inscribed on the layout, a sign identifying the payout odds for all permissible wagers shall be posted at each Texas Hold 'Em Bonus Poker table.

**[ (9) ] (10)** Inscriptions indicating the following:

(i) The Ante Wager will be returned if the player's winning hand is not a straight or better or a flush or better as specified in the certificate holder's Rules Submission under § 601a.2 (relating to table games Rules Submissions).

(ii) The payout limit per hand established by the certificate holder under § 647a.12(c) (relating to payout odds; payout limitation) or a generic inscription indicating that the game is subject to the posted payout limit.

**[ (10) ] (11)** If the information required under paragraph **[ (8) ] (10)** is not inscribed on the layout, a sign which sets forth the required information shall be posted at each Texas Hold 'Em Bonus Poker table.

\* \* \* \* \*

**§ 647a.6. Texas Hold 'Em Bonus Poker rankings.**

\* \* \* \* \*

(c) When comparing two hands that are of identical rank under subsection (b), or that contain none of the hands listed in subsection (b), the hand that contains the highest ranking card under subsection (a), which is not contained in the other hand, shall be considered the higher ranking hand. If the hands are of identical rank after the application of this subsection, the hands shall be considered a tie.

**(d) If the certificate holder is offering the optional Six Card Bonus Wager, the Poker hands eligible for a payout are:**

**(1) A six-card royal flush, which is a hand consisting of an ace, king, queen, jack, 10 and 9 of the same suit.**

**(2) A royal flush, which is a hand consisting of an ace, king, queen, jack and 10 of the same suit.**

**(3) A straight flush, which is a hand consisting of five cards of the same suit in consecutive ranking.**

**(4) A four-of-a-kind, which is a hand consisting of four cards of the same rank, regardless of suit.**

**(5) A full house, which is a hand consisting of three-of-a-kind and a pair.**

**(6) A flush, which is a hand consisting of five cards of the same suit.**

**(7) A straight, which is a hand consisting of five cards of consecutive rank, regardless of suit.**

**(8) A three-of-a-kind, which is a hand consisting of three cards of the same rank, regardless of suit.**

**§ 647a.7. Wagers.**

\* \* \* \* \*

(d) The following wagers may be placed in the game of Texas Hold 'Em Bonus Poker:

\* \* \* \* \*

(4) A certificate holder may, if specified in its Rules Submission under § 601a.2, offer to each player at a Texas Hold 'Em Bonus Poker table the option to make an additional Five Card Hand Bonus Wager that the player's five-card Poker hand formed from the player's two cards and the three-card Flop, the dealer's five-card Poker hand formed from the dealer's two cards and the three-card Flop, or both, will contain a flush or better as defined in § 647a.6(b) (relating to Texas Hold 'Em Bonus Poker rankings). After placing an Ante Wager, a player may make the additional Five Card Hand Bonus Wager on the player's hand or the dealer's hand, or both, by using the electronic wagering device designated for that player. Each player shall be responsible for verifying that the player's Five Card Hand Bonus Wager has been accepted.

**(5) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player who placed an Ante Wager the option of placing a Six Card Bonus Wager which shall win if the player's two cards and the four additional Six Card Bonus cards form a three-of-a-kind or better as described in § 647a.6(d). A Six Card Bonus Wager does not have bearing on any other wagers made by the player.**

**(e) [ A player may not wager on more than one player position at a Texas Hold 'Em Bonus Poker table. ] The certificate holder shall specify in its**



Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

§ 647a.8. Procedure for dealing the cards from a manual dealing shoe.

\* \* \* \* \*

(d) If any player placed a Six Card Bonus Wager, the dealer shall deal four cards, face down, to the area on the layout designated for the placement of the Six Card Bonus cards. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time, face down, to each player who placed an Ante Wager in accordance with § 647a.7(d)(1) (relating to wagers) and to the dealer, [under a cover card,] until each player who placed an Ante Wager and the dealer have two cards.

\* \* \* \* \*

§ 647a.9. Procedure for dealing the cards from the hand.

\* \* \* \* \*

(b) The dealer shall announce "no more bets" and, if the Progressive Payout Wager or Five Card Hand Bonus Wager is being offered, use the progressive table game system or electronic wagering system to prevent the placement of any additional Progressive Payout Wagers. If any Progressive Payout Wagers have been made, the dealer shall collect the wagers and, on the layout in front of the table inventory container, verify that the number of value chips wagered equals the number of Progressive Payout Wagers accepted by the progressive table game system. The dealer shall then place the value chips into the table inventory container. [The dealer shall then deal each card by holding the deck of cards in the chosen hand and use the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout. The dealer shall, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time to each player who placed an Ante Wager in accordance with § 647a.7(d)(1) (relating to wagers) and to the dealer, under a cover card, until each player who placed an Ante Wager and the dealer have two cards.]

(c) The dealer shall then deal each card by holding the deck of cards in the chosen hand and use the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout.

(d) If any player placed a Six Card Bonus Wager, the dealer shall deal four cards, face down, to the area on the layout designated for the placement of the Six Card Bonus cards. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time to each player who placed an Ante Wager in accordance with § 647a.7(d)(1) (relating to wagers) and to the dealer until each player who placed an Ante Wager and the dealer have two cards.

[ (c) ] (e) After two cards have been dealt to each player and to the area designated for the placement of the dealer's hand, the dealer shall deal the five community cards in accordance with § 647a.11(c), (e) and (f) (relating to procedure for completion of each round of

play). After all community cards have been dealt, the dealer shall, except as provided in subsection [ (d) ] (f), place the stub in the discard rack without exposing the cards.

[ (d) ] (f) If an automated card shuffling device, which counts the number of cards in the deck after the completion of each shuffle and indicates whether 52 cards are present, is not being used, the dealer shall count the stub at least once every 5 rounds of play to determine if the correct number of cards are still present in the deck. The dealer shall determine the number of cards in the stub by counting the cards face down on the layout.

[ (e) ] (g) If the count of the stub indicates that 52 cards are in the deck, the dealer shall place the stub in the discard rack without exposing the cards.

[ (f) ] (h) If the count of the stub indicates that the number of cards in the deck is incorrect, the dealer shall determine if the cards were misdealt. If the cards were misdealt but 52 cards remain in the deck, all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

§ 647a.10. Procedure for dealing the cards from an automated dealing shoe.

\* \* \* \* \*

(c) After each stack of two cards has been dispensed and delivered in accordance with subsection (b), the dealer shall remove the remaining cards from the automated dealing shoe [and, following]. If any player placed a Six Card Bonus Wager, the dealer shall, in accordance with the procedures in § 647a.9(a)(2) (relating to procedure for dealing the cards from the hand), deal face down from his hand the top four cards of the stack to the area of the layout designated for the placement of the Six Card Bonus cards then deal the five community cards in accordance with § 647a.11(c), (e) and (f) (relating to procedure for completion of each round of play). After all five community cards have been dealt, the dealer shall, except as provided in subsection (d), place the stub in the discard rack without exposing the cards.

\* \* \* \* \*

§ 647a.11. Procedure for completion of each round of play.

\* \* \* \* \*

(b) After each player has examined his cards, the dealer shall, beginning with the player farthest to the dealer's left and moving clockwise around the table, ask each player if he wishes to place a Flop Wager prior to the dealing of the Flop. The player may either fold or place a Flop Wager equal to twice the amount of the player's Ante Wager. If a player:

(1) Places a Flop Wager, the wager shall be placed in the area designated for the Flop Wager.

(2) Folds, the player's Ante Wager shall be collected by the dealer and placed in the table inventory container. If the player:

(i) Has also placed:

(A) A Texas Hold 'Em Bonus or a Six Card Bonus Wager, the dealer shall place the cards of the player face

down underneath the Texas Hold 'Em Bonus **or a Six Card Bonus** Wager pending its resolution at the conclusion of the round of play.

(B) A Progressive Payout Wager, the player is not eligible to receive a Progressive Payout. The player's cards shall remain face down on the table pending resolution of the Envy Bonus in accordance with subsection (i)(5).

(C) A Five Card Hand Bonus Wager, the dealer shall place the cards of the player face down on the table pending resolution of the Five Card Hand Bonus Wager in accordance with subsection (j).

(ii) Has not placed a Texas Hold 'Em Bonus Wager, **Six Card Hand Bonus Wager**, Five Card Hand Bonus Wager or a Progressive Payout Wager, the dealer shall immediately collect the player's cards and place them in the discard rack provided that if another player at the table placed a Progressive Payout Wager, the player's cards shall remain on the table pending the resolution of the Progressive Payout Wager in accordance with subsection (i).

\* \* \* \* \*

(j) The dealer shall settle the Five Card Hand Bonus Wager, if offered by the certificate holder, and any Magic Card or Lucky Bonus payouts. A winning Five Card Hand Bonus shall be paid irrespective of whether the player's hand outranks the dealer's hand and based on the rank of the player's or the dealer's two cards and the three-card Flop. If a player has won a Five Card Hand Bonus or any Magic Card or Lucky Bonus payout, the dealer shall:

- (1) Verify that the hand is a winning hand.
- (2) Have a flooperperson or above verify any Five Card Hand Bonus payout with odds of 500 for 1 or a payout that is a percentage of the jackpot amount on the progressive meter in accordance with approved internal control procedures submitted under § 465a.2 (relating to internal control systems and audit protocols).
- (3) Credit the player's game account for the winning Five Card Hand Bonus Wager or the Magic Card or Lucky Bonus payout in accordance with § 647a.12(e). If a player has won a Five Card Hand Bonus payout that is a

percentage of the jackpot amount on the progressive meter, the payout may not be paid to the player's game account. If a player has won a payout that is not being paid to the player's game account, the winning hand must remain on the table until the necessary documentation has been completed.

**(k) To settle the Six Card Bonus Wager, the dealer shall reveal the four additional Six Card Bonus cards and combine them with the player's two cards to form the highest ranking Poker hand as provided in § 647a.6(d) (relating to Texas Hold 'Em Bonus Poker rankings). If the player's hand:**

- (1) Does not contain a three-of-a-kind or better, the dealer shall collect the player's losing Six Card Bonus Wager.**
- (2) Contains a three-of-a-kind or better, the dealer shall pay the winning Six Card Bonus Wager in accordance with § 647a.12(f).**

**[ (k) ] (l)** After all wagers of the player have been settled, the dealer shall remove all remaining cards from the table and place them in the discard rack in a manner that permits the reconstruction of each hand in the event of a question or dispute.

**§ 647a.12. Payout odds; payout limitation.**

\* \* \* \* \*

(c) Notwithstanding the payout odds in **[ subsections (a) and (b) ] subsection (a)**, the maximum aggregate payout limit on all winning Ante, Flop, Turn**[ , River and Texas Hold 'Em Bonus ] and River** Wagers for any hand shall be \$50,000 or the maximum amount that one patron could win per round when betting the minimum wager, whichever is greater.

(d) If a certificate holder offers the Progressive Payout Wager:

**(1) [ A player placing a Progressive Payout Wager shall be paid at the following odds: ] The certificate holder shall pay each winning Progressive Payout Wager at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:**

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Royal flush	100% of meter	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>
Straight flush	10% of meter	<b>100% major jackpot</b>	<b>100% major jackpot</b>	<b>100% major jackpot</b>
Four-of-a-kind	300 for 1	<b>300 for 1</b>	<b>100% minor jackpot</b>	<b>100% minor jackpot</b>
Full house	50 for 1	<b>50 for 1</b>	<b>50 for 1</b>	<b>50 for 1</b>
Flush	40 for 1	<b>40 for 1</b>	<b>40 for 1</b>	<b>40 for 1</b>
Straight	30 for 1	<b>30 for 1</b>	<b>30 for 1</b>	<b>30 for 1</b>
Three-of-a-kind	9 for 1	<b>9 for 1</b>	<b>10 for 1</b>	<b>9 for 1</b>

- (2) A player shall receive the payout for only the highest ranking five-card Poker hand formed.
- (3) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be **[ in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and be at least \$10,000. ]** based upon the amount of the Progressive Payout Wager being offered and must be as follows:

	<i>Paytable A</i>
Seed/reseed	\$10,000 for 1
Incrementation rate	
Primary	21%
Reserve	N/A

	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Seed/reseed			
Mega	\$10,000 for 1	\$10,000 for 1	\$10,000 for 1
Major	\$1,000 for 1	\$1,000 for 1	\$1,000 for 1
Minor	N/A	\$250 for 1	\$250 for 1
Incrementation rate			
Mega	11%	9%	10%
Major	10%	7%	8%
Minor	N/A	3%	3%

(4) Winning Progressive Payout Hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with § 647a.11(i) (relating to procedure for completion of each round of play).

\* \* \* \* \*

(e) If a certificate holder offers the Five Card Hand Bonus Wager:

\* \* \* \* \*

(4) The rate of progression (**incrementation rate**) and the seed and reseed amounts for the meter used for the progressive payout in paragraph (1) must be [ **in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$10,000.** ] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

Seed	\$10,000 for 1
Reseed	\$0
Incrementation rate	
Primary	13%
Reserve	8%

(f) A certificate holder shall pay out winning Six Card Bonus Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Royal flush	1,000 to 1	1,000 to 1	1,000 to 1
Straight flush	200 to 1	200 to 1	200 to 1
Four-of-a-kind	50 to 1	50 to 1	100 to 1
Full house	25 to 1	25 to 1	20 to 1
Flush	20 to 1	15 to 1	15 to 1
Straight	10 to 1	10 to 1	9 to 1
Three-of-a-kind	5 to 1	5 to 1	8 to 1

<i>Hand</i>	<i>Paytable D</i>	<i>Paytable E</i>
Six-card royal flush—diamonds		200,000 to 1
Six-card royal flush—hearts, spades or clubs		20,000 to 1
Royal flush	1,000 to 1	1,000 to 1
Straight flush	200 to 1	200 to 1
Four-of-a-kind	100 to 1	50 to 1
Full house	20 to 1	20 to 1
Flush	15 to 1	15 to 1
Straight	10 to 1	10 to 1
Three-of-a-kind	7 to 1	5 to 1

**CHAPTER 653a. ULTIMATE TEXAS HOLD 'EM POKER**

**§ 653a.2. Ultimate Texas Hold 'Em Poker table physical characteristics.**

\* \* \* \* \*

(b) The layout for an Ultimate Texas Hold 'Em Poker table shall be submitted to the Bureau of Gaming Operations in accordance with § 601a.10(a) (relating to approval of table game layouts, signage and equipment) and contain, at a minimum:

\* \* \* \* \*

(6) If a certificate holder offers the optional Five Card Hand Bonus Wager authorized under § 653a.7(d)(4), each betting position must contain an electronic wagering system for the placement of the Five Card Hand Bonus Wager.

(7) If the certificate holder offers the Six Card Bonus Wager authorized under § 653a.7(d)(5), the layout must contain:

(i) A separate area designated for the placement of the Six Card Bonus Wager for each player.

(ii) A designated area on the layout for the four Six Card Bonus cards.

(8) If the certificate holder offers the Bad Beat Bonus Wager authorized under § 653a.7(d)(6), the layout must contain a separate area designated for the placement of the Bad Beat Bonus Wager for each player.

[ (7) ] (9) Inscriptions that advise patrons of the payout odds or amounts for all permissible wagers offered by the certificate holder. If the payout odds or amounts are not inscribed on the layout, a sign identifying the payout odds or amounts for all permissible wagers shall be posted at each Ultimate Texas Hold 'Em Poker table.

[ (8) ] (10) Inscriptions indicating the following:

(i) An Ante Wager will push if the dealer has less than a pair.

(ii) A Blind Wager will push if the player's winning hand is not a straight or better or a flush or better, depending on the payable selected by the certificate holder.

(iii) The rules governing the required amount of a Play Wager as a multiple of the player's Ante Wager.

(iv) The payout limit per hand established by the certificate holder under [ § 653a.12(e) ] § 653a.12(h) (relating to payout odds; Envy Bonus; rate of progression; payout limitation) or a generic inscription indicating that the game is subject to the posted payout limit.

[ (9) ] (11) If the information required under paragraph [ (8) ] (10) is not inscribed on the layout, a sign which sets forth the required information shall be posted at each Ultimate Texas Hold 'Em Poker table.

\* \* \* \* \*

**§ 653a.6. Ultimate Texas Hold 'Em Poker rankings.**

\* \* \* \* \*

(c) When comparing two Poker hands that are of identical rank under subsection (b), or that contain none of the hands listed in subsection (b), the hand that contains the highest ranking card under subsection (a), which is not contained in the other hand, shall be considered the higher ranking hand. If the hands are of

identical rank after the application of this subsection, the hands shall be considered a tie.

(d) If the certificate holder is offering the optional Six Card Bonus Wager, the Poker hands eligible for a payout are:

(1) A six-card royal flush, which is a hand consisting of an ace, king, queen, jack, 10 and 9 of the same suit.

(2) A royal flush, which is a hand consisting of an ace, king, queen, jack and 10 of the same suit.

(3) A straight flush, which is a hand consisting of five cards of the same suit in consecutive ranking.

(4) A four-of-a-kind, which is a hand consisting of four cards of the same rank, regardless of suit.

(5) A full house, which is a hand consisting of three-of-a-kind and a pair.

(6) A flush, which is a hand consisting of five cards of the same suit.

(7) A straight, which is a hand consisting of five cards of consecutive rank, regardless of suit.

(8) A three-of-a-kind, which is a hand consisting of three cards of the same rank, regardless of suit.

**§ 653a.7. Wagers.**

\* \* \* \* \*

(d) The following wagers may be placed in the game of Ultimate Texas Hold 'Em Poker:

\* \* \* \* \*

(4) A certificate holder may, if specified in its Rules Submission under § 601a.2, offer to each player at an Ultimate Texas Hold 'Em Poker table the option to make an additional Five Card Hand Bonus Wager that the player's five-card Poker hand formed from the player's two cards and the three-card Flop or the dealer's five-card Poker hand formed from the dealer's two cards and the three-card Flop, or both, will contain a flush or better as defined in § 653a.6(b) (relating to Ultimate Texas Hold 'Em Poker rankings). After placing an Ante and a Blind Wager, a player may make the additional Five Card Hand Bonus Wager on the player's hand or the dealer's hand, or both, by using the electronic wagering device designated for that player. Each player shall be responsible for verifying that the player's Five Card Hand Bonus Wager has been accepted.

(5) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player who placed an Ante Wager the option of placing a Six Card Bonus Wager which shall win if the player's two cards and the four additional Six Card Bonus cards form a three-of-a-kind or better as described in § 653a.6(d) (relating to Ultimate Texas Hold 'Em Poker rankings). A Six Card Bonus Wager does not have bearing on any other wagers made by the player.

(6) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player who placed Ante, Blind and Trips Wagers the option of placing a Bad Beat Bonus Wager which shall win if either the player's hand contains a three-of-a-kind or better and the dealer's hand outranks the player's hand or the dealer's five-card hand contains a three-of-a-kind or better and the player's hand outranks the dealer's hand.

(e) [ A player may not wager on more than one player position at an Ultimate Texas Hold 'Em Poker table. ] The certificate holder shall specify in its Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

§ 653a.8. Procedure for dealing the cards from a manual dealing shoe.

\* \* \* \* \*

(d) If any player placed a Six Card Bonus Wager, the dealer shall deal four cards, face down, to the area on the layout designated for the placement of the Six Card Bonus cards. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time to each player who placed the required wagers in accordance with § 653a.7(d)(1) (relating to wagers) and to the dealer, [ under a cover card, ] until each player who placed the required wagers, and the dealer have two cards.

\* \* \* \* \*

§ 653a.9. Procedure for dealing the cards from the hand.

\* \* \* \* \*

(b) The dealer shall deal each card by holding the deck of cards in the chosen hand and use the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout. If any player placed a Six Card Bonus Wager, the dealer shall deal four cards, face down, to the area on the layout designated for the placement of the Six Card Bonus cards. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time to each player who placed the required wagers in accordance with § 653a.7(d)(1) (relating to wagers) and to the dealer, [ under a cover card, ] until each player who placed the required wagers, and the dealer have two cards.

\* \* \* \* \*

§ 653a.10. Procedures for dealing the cards from an automated dealing shoe.

\* \* \* \* \*

(c) After each stack of two cards has been dispensed and delivered in accordance with subsection (b), the dealer shall remove the remaining cards from the automated dealing shoe [ and, following ]. If any player placed a Six Card Bonus Wager, the dealer shall, in accordance with the procedures in § 653a.9(a)(2) and (b) (relating to procedure for dealing the cards from the hand), deal face down from his hand the top four cards of the stack to the area of the layout designated for the placement of the Six Card Bonus cards then deal the five community cards in accordance with § 653a.11 (relating to procedures for completion of each round of play). After all five community cards have been dealt, the dealer shall, except as provided in subsection (d), place the stub in the discard rack without exposing the cards.

\* \* \* \* \*

§ 653a.11. Procedures for completion of each round of play.

\* \* \* \* \*

(f) After the final two community cards have been dealt, the dealer shall, beginning with the player farthest to the dealer's left and moving clockwise around the table, ask each player who has not already placed a Play Wager whether he wishes to fold or place a Play Wager equal in amount to the player's Ante Wager. If a player:

(1) Places a Play Wager, the wager shall be placed in the area designated for the Play Wager.

(2) Folds, the Ante [ and ], Blind and Bad Beat Bonus Wagers of the player shall be collected by the dealer and placed in the table inventory container. If the player:

(i) Has also placed a Trips Wager or a Six Card Bonus Wager, the dealer shall place the cards of the player face down underneath the player's Trips Wager or Six Card Bonus Wager pending its resolution at the conclusion of the round of play.

(ii) Has not placed a Trips Wager or a Six Card Bonus Wager, the dealer shall immediately collect the player's cards and place them in the discard rack.

\* \* \* \* \*

(i) After settling a player's Ante, Blind and Play Wagers, the dealer shall settle any Trips Wager made by the player [ by determining whether the player's five-card Poker hand qualifies for a payout in accordance with § 653a.12(c). A winning Trips Wager shall be paid irrespective of whether the player's five-card Poker hand outranks the dealer's hand. ] as follows:

(1) If the player's hand contains a three-of-a-kind or better as provided in § 653a.6(b) (relating to Texas Hold 'Em Bonus Poker rankings), the dealer shall pay the winning Trips Wager in accordance with § 653a.12(c).

(2) If the player's hand does not contain a three-of-a-kind or better, the dealer shall collect the player's losing Trips Wager.

(j) The dealer shall then settle the Bad Beat Bonus Wager as follows:

(1) If the player's hand contains a three-of-a-kind or better and the dealer's hand outranks the player's hand, as provided in § 653a.6(b), the certificate holder shall pay the winning Bad Beat Bonus Wager in accordance with § 653a.12(g) based on the rank of the player's losing hand.

(2) If the dealer's hand contains a three-of-a-kind or better and the player's hand outranks the dealer's hand, as provided in § 653a.6(b), the certificate holder shall pay the winning Bad Beat Bonus Wager in accordance with § 653a.12(g) based on the rank of the dealer's losing hand.

(3) If the player's hand and the dealer's hand tie, if the player's hand of a three-of-a-kind or better does not lose to the dealer's hand, or if the dealer's hand of a three-of-a-kind or better does not lose to the player's hand, the dealer shall collect the losing Bad Beat Bonus Wager.

**[ (j) ] (k)** The dealer shall then settle the Progressive Payout Wager, if offered by the certificate holder. A winning Progressive Payout Wager shall be paid irrespective of whether the player's hand outranks the dealer's hand and be based on the rank of the player's two cards and the three-card Flop. If a player has won a progressive payout, the dealer shall:

- (1) Verify that the hand is a winning hand.
- (2) Verify that the appropriate light on the progressive table game system has been illuminated.
- (3) Have a floorperson or above validate the progressive payout in accordance with the certificate holder's approved internal control procedures.

(4) Pay the winning Progressive Payout Wager in accordance with the payout odds in § 653a.12(d). If a player has won a progressive payout that is a percentage of the jackpot amount on the progressive meter, the progressive payout may not be paid from the table inventory container. If a player has won a progressive payout that is not being paid from the table inventory container, the cards of that player must remain on the table until the necessary documentation has been completed.

(5) Pay any Envy Bonus won in accordance with § 653a.12(d). Players making a Progressive Payout Wager shall receive an Envy Bonus when another player at the same Ultimate Texas Hold 'Em Poker table is the holder of an Envy Bonus Qualifying Hand. Players are entitled to multiple Envy Bonuses if more than one other player is the holder of an Envy Bonus Qualifying Hand. A player is not entitled to an Envy Bonus for his own hand or the hand of the dealer.

**[ (k) ] (l)** The dealer shall settle the Five Card Hand Bonus Wager, if offered by the certificate holder, and any Magic Card or Lucky Bonus payouts. A winning Five Card Hand Bonus shall be paid irrespective of whether the player's hand outranks the dealer's hand and based on the rank of the player's or the dealer's two cards and the three-card Flop. If a player has won a Five Card Hand Bonus or any Magic Card or Lucky Bonus payout, the dealer shall:

- (1) Verify that the hand is a winning hand.
- (2) Have a floorperson or above verify any Five Card Hand Bonus payout with odds of 500 for 1 or a payout that is a percentage of the jackpot amount on the progressive meter in accordance with approved internal control procedures submitted under § 465a.2 (relating to internal control systems and audit protocols).

(3) Credit the player's game account for the winning Five Card Hand Bonus Wager or the Magic Card or Lucky Bonus payout in accordance with § 653a.12(e). If a player has won a Five Card Hand Bonus payout that is a percentage of the jackpot amount on the progressive meter, the payout may not be paid to the player's game account. If a player has won a payout that is not being paid to the player's game account, the winning hand must remain on the table until the necessary documentation has been completed.

**(m) To settle the Six Card Bonus Wager, the dealer shall reveal the four additional Six Card Bonus cards and combine them with the player's two cards to form the highest ranking Poker hand as provided in § 653a.6(d). If the player's hand:**

**(1) Does not contain a three-of-a-kind or better, the dealer shall collect the player's losing Six Card Bonus Wager.**

**(2) Contains a three-of-a-kind or better, the dealer shall pay the winning Six Card Bonus Wager in accordance with § 653a.12(f).**

**[ (l) ] (m)** After all wagers of the player have been settled, the dealer shall remove all remaining cards from the table and place them in the discard rack in a manner that permits the reconstruction of each hand in the event of a question or dispute.

**§ 653a.12. Payout odds; Envy Bonus; rate of progression; payout limitation.**

\* \* \* \* \*

**(c) [ A player placing a Trips Wager shall be paid ] The certificate holder shall pay the player's winning Trips Wager at the odds in one of the following paytables, selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:**

\* \* \* \* \*

(d) If a certificate holder offers the Progressive Payout Wager:

**(1) [ A player placing a Progressive Payout Wager shall be paid at the following odds: ] The certificate holder shall pay the player's winning Progressive Payout Wager at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:**

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Royal flush	100% of meter	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>
Straight flush	10% of meter	<b>100% major jackpot</b>	<b>100% major jackpot</b>	<b>100% major jackpot</b>
Four-of-a-kind	300 for 1	<b>300 for 1</b>	<b>100% minor jackpot</b>	<b>100% minor jackpot</b>
Full house	50 for 1	<b>50 for 1</b>	<b>50 for 1</b>	<b>50 for 1</b>
Flush	40 for 1	<b>40 for 1</b>	<b>40 for 1</b>	<b>40 for 1</b>
Straight	30 for 1	<b>30 for 1</b>	<b>30 for 1</b>	<b>30 for 1</b>
Three-of-a-kind	9 for 1	<b>9 for 1</b>	<b>10 for 1</b>	<b>9 for 1</b>

(2) A player shall receive the payout for only the highest ranking five-card Poker hand formed from the player's two cards and the three-card Flop.

(3) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be **[ in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and be at least \$10,000. ]** based upon the amount of the Progressive Payout Wager being offered and must be as follows:

	<i>Paytable A</i>
Seed/reseed	\$10,000 for 1
Incrementation rate	
Primary	21%
Reserve	N/A

	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Seed/reseed			
Mega	\$10,000 for 1	\$10,000 for 1	\$10,000 for 1
Major	\$1,000 for 1	\$1,000 for 1	\$1,000 for 1
Minor	N/A	\$250 for 1	\$250 for 1
Incrementation rate			
Mega	11%	9%	10%
Major	10%	7%	8%
Minor	N/A	3%	3%

(4) Winning Progressive Payout Hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with [ § 653a.11(j) ] § 653a.11(k) (relating to procedures for completion of each round of play).

\* \* \* \* \*

(e) If a certificate holder offers the Five Card Hand Bonus Wager:

\* \* \* \* \*

(4) The rate of progression (**incrementation rate**) and the seed and reseed amounts for the meter used for the progressive payout in paragraph (1) must be [ in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$10,000. ] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

Seed	\$10,000 for 1
Reseed	\$0
Incrementation rate	
Primary	13%
Reserve	8%

(f) A certificate holder shall pay out winning Six Card Bonus Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Royal flush	1,000 to 1	1,000 to 1	1,000 to 1
Straight flush	200 to 1	200 to 1	200 to 1
Four-of-a-kind	50 to 1	50 to 1	100 to 1
Full house	25 to 1	25 to 1	20 to 1
Flush	20 to 1	15 to 1	15 to 1
Straight	10 to 1	10 to 1	9 to 1
Three-of-a-kind	5 to 1	5 to 1	8 to 1

<i>Hand</i>	<i>Paytable D</i>	<i>Paytable E</i>
Six-card royal flush—diamonds		200,000 to 1
Six-card royal flush—hearts, spades or clubs		20,000 to 1
Royal flush	1,000 to 1	1,000 to 1
Straight flush	200 to 1	200 to 1
Four-of-a-kind	100 to 1	50 to 1
Full house	20 to 1	20 to 1
Flush	15 to 1	15 to 1
Straight	10 to 1	10 to 1
Three-of-a-kind	7 to 1	5 to 1

(g) The certificate holder shall pay out winning Bad Beat Bonus Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>
Straight flush	10,000 to 1	7,500 to 1
Four-of-a-kind	500 to 1	500 to 1
Full house	40 to 1	50 to 1

**Hand**  
**Flush**  
**Straight**  
**Three-of-a-kind**

	<i>Paytable A</i>	<i>Paytable B</i>
	<b>25 to 1</b>	<b>30 to 1</b>
	<b>20 to 1</b>	<b>20 to 1</b>
	<b>9 to 1</b>	<b>9 to 1</b>

**[(f)] (h)** Notwithstanding the payout odds in subsections **[(a)—(c)] (a) and (b)**, a certificate holder may, in its Rules Submission under § 601a.2, establish a maximum amount that is payable to a player on a single hand. The maximum amount shall be at least \$50,000 or the maximum amount that one patron could win per round when betting the minimum wager, whichever is greater. Any maximum payout limit established by the certificate holder **[ shall ]** must apply only to payouts of Ultimate Texas Hold 'Em Poker Wagers **[ placed under § 653a.7(d)(1) and (2) (relating to wagers) but does not apply to payouts for Progressive Payout Wagers placed under § 653a.7(d)(3) or the Five Card Hand Bonus Wager under § 653a.7(d)(4) ]** under subsections **(a) and (b)** and does not apply to payouts for Trips, Progressive Payout, Five Card Hand Bonus, Six Card Bonus or Bad Beat Bonus Wagers under subsections **(c)—(g)**.

**CHAPTER 655a. MISSISSIPPI STUD**

**§ 655a.2. Mississippi Stud table physical characteristics.**

\* \* \* \* \*

(b) The layout for a Mississippi Stud table shall be submitted to the Bureau of Gaming Operations and approved in accordance with § 601a.10(a) (relating to approval of table game layouts, signage and equipment) and contain, at a minimum:

\* \* \* \* \*

(6) If a certificate holder offers the Five Card Hand Bonus Wager authorized under § 655a.7(d)(5), each betting position must contain an electronic wagering system for the placement of the Five Card Hand Bonus Wager.

**(7) If the certificate holder offers the Six Card Bonus Wager authorized under § 655a.7(d)(6), the layout must contain:**

**(i) A separate area designated for the placement of the Six Card Bonus Wager for each player.**

**(ii) A designated area on the layout for the four Six Card Bonus cards.**

**[(7)] (8)** Inscriptions that advise patrons of the payout odds or amounts for all permissible wagers and the rules governing the required amount of the 3rd Street, 4th Street or 5th Street Wager as a multiple of the player's Ante Wager. If the information is not inscribed on the layout, a sign that sets forth the required information must be posted at each Mississippi Stud table.

\* \* \* \* \*

**§ 655a.6. Mississippi Stud hand rankings.**

\* \* \* \* \*

(c) For purposes of the Three Card Bonus authorized under § 655a.7(d)(4) (relating to wagers), the permissible three-card Poker hands must be:

\* \* \* \* \*

(6) A pair, which is two cards of the same rank.

**(d) If the certificate holder offers the optional Six Card Bonus Wager, the Poker hands eligible for a payout are:**

**(1) A six-card royal flush, which is a hand consisting of an ace, king, queen, jack, 10 and 9 of the same suit.**

**(2) A royal flush, which is a hand consisting of an ace, king, queen, jack and 10 of the same suit.**

**(3) A straight flush, which is a hand consisting of five cards of the same suit in consecutive ranking.**

**(4) A four-of-a-kind, which is a hand consisting of four cards of the same rank, regardless of suit.**

**(5) A full house, which is a hand consisting of three-of-a-kind and a pair.**

**(6) A flush, which is a hand consisting of five cards of the same suit.**

**(7) A straight, which is a hand consisting of five cards of consecutive rank, regardless of suit.**

**(8) A three-of-a-kind, which is a hand consisting of three cards of the same rank, regardless of suit.**

**§ 655a.7. Wagers.**

\* \* \* \* \*

(c) All Ante, Progressive Payout, Three Card Bonus **[ and ]**, Five Card Hand Bonus **and Six Card Bonus** Wagers shall be placed prior to the dealer announcing "no more bets" in accordance with the dealing procedure in § 655a.8, § 655a.9 or § 655a.10 (relating to procedure for dealing the cards from a manual dealing shoe; procedure for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe). Except as provided in § 655a.11(b), (d) and (f) (relating to procedures for completion of each round of play), a wager may not be made, increased or withdrawn after the dealer announces "no more bets" and begins dealing the cards.

(d) The following wagers may be placed in the game of Mississippi Stud:

\* \* \* \* \*

(5) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player at a Mississippi Stud table the option to make an additional Five Card Hand Bonus Wager that the player's five-card Poker hand will contain a flush or better as defined in § 655a.6(b). After placing an Ante Wager, a player may make the additional Five Card Hand Bonus Wager by using the electronic wagering device designated for that player. Each player shall be responsible for verifying that the player's Five Card Hand Bonus Wager has been accepted.

**(6) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player who placed an Ante Wager the option of placing a Six Card Bonus Wager which shall win if the player's two cards and the four additional Six Card Bonus cards form a three-of-a-kind or better**



as described in § 655a.6(d). A Six Card Bonus Wager does not have bearing on any other wagers made by the player.

(e) [ A player may not wager on more than one player position at a Mississippi Stud table. ] The certificate holder shall specify in its Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

§ 655a.8. Procedure for dealing the cards from a manual dealing shoe.

\* \* \* \* \*

(d) If any player placed a Six Card Bonus Wager, the dealer shall deal four cards, face down, to the area on the layout designated for the placement of the Six Card Bonus cards. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal the cards as follows:

\* \* \* \* \*

§ 655a.9. Procedure for dealing the cards from the hand.

\* \* \* \* \*

(b) If any player placed a Six Card Bonus Wager, the dealer shall deal four cards, face down, to the area on the layout designated for the placement of the Six Card Bonus cards. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal the cards as follows:

\* \* \* \* \*

§ 655a.10. Procedures for dealing the cards from an automated dealing shoe.

\* \* \* \* \*

(c) After each stack of two cards has been dispensed and delivered in accordance with this section, the dealer shall remove the remaining cards from the automated dealing shoe [ and, following ]. If any player placed a Six Card Bonus Wager, the dealer shall, in accordance with the procedures in § 655a.9(a)(2) (relating to procedure for dealing the cards from the hand), deal face down from his hand the top four cards of the stack to the area of the layout designated for the placement of the Six Card Bonus cards then deal the three community cards. Except as provided in subsection (d), after all three community cards have been dealt, the dealer shall place the stub in the discard rack without exposing the cards.

\* \* \* \* \*

§ 655a.11. Procedures for completion of each round of play.

\* \* \* \* \*

(b) After each player has examined his cards and replaced them face down on the layout, the dealer shall, beginning with the player farthest to the dealer's left and moving clockwise around the table, ask each player who placed an Ante Wager if he wishes to place a 3rd Street Wager in an amount equal to one, two or three times the amount of the player's Ante Wager or fold. If a player folds, the Ante Wager shall be immediately collected and placed in the table inventory container and the folded hand shall be collected and placed in the discard rack unless the player made a Progressive Payout, Three Card

Bonus [ or ], Five Card Hand Bonus or Six Card Bonus Wager in which case the cards shall be left on the table until all optional wagers are resolved in accordance with subsection (i).

(c) Once all players have either placed a 3rd Street Wager or folded, the dealer shall turn over and reveal the first community card.

(d) Each player shall then either place a 4th Street Wager in an amount equal to one, two or three times the amount of the player's Ante Wager in the designed 4th Street betting area or fold. If a player folds, the Ante Wager and 3rd Street Wager shall be immediately collected and placed in the table inventory container and the folded hand shall be collected and placed in the discard rack unless the player made a Progressive Payout, Three Card Bonus [ or ], Five Card Hand Bonus or Six Card Bonus Wager in which case the cards shall be left on the table until all wagers are resolved in accordance with subsection (i).

(e) Once all remaining players have either placed a 4th Street Wager or folded, the dealer shall turn over and reveal the second community card.

(f) Each player shall then either place a 5th Street Wager in an amount equal to one, two or three times the amount of the player's Ante Wager in the designed 5th Street betting area or fold. If a player folds, the Ante Wager and the 3rd Street and 4th Street Wagers shall be immediately collected and placed in the table inventory container and the folded hand shall be collected and placed in the discard rack unless the player made a Progressive Payout, Three Card Bonus [ or ], Five Card Hand Bonus or Six Card Bonus Wager in which case the cards shall be left on the table until all optional wagers are resolved in accordance with subsection (i).

(g) Once all remaining players have either placed a 5th Street Wager or folded, the dealer shall turn over and reveal the third community card.

(h) [ If a player has placed an Ante Wager and a Progressive Payout or Three Card Bonus Wager but does not make a 3rd Street, 4th Street or 5th Street Wager, the player shall forfeit the Ante Wager, the Progressive Payout Wager and, if applicable, the 3rd Street and 4th Street Wagers but may not forfeit the eligibility to receive an Envy Bonus under § 655a.12(c)(5) (relating to payout odds; Envy Bonus; rate of progression), a Three Card Bonus payout under § 655a.12(d) or a Five Card Hand Bonus payout under § 655a.12(e). ] Beginning with the player farthest to the dealer's right and continuing around the table in a counterclockwise direction, the dealer shall turn the player's two cards face up on the layout and combine them with the three community cards to form the highest ranking five-card Poker hand of that player. If the player's hand:

(1) Is a pair of 5s or lower, the dealer shall collect the player's losing Ante, 3rd Street, 4th Street and 5th Street Wagers.

(2) Is a pair of 6s, 7s, 8s, 9s or 10s, the player's hand is a push and all Ante, 3rd Street, 4th Street and 5th Street Wagers shall be returned to the player.

(3) Is a pair of jacks or higher, the dealer shall pay the winning Ante, 3rd Street, 4th Street and 5th

Street Wagers in accordance with the payout odds in § 655a.12(a) (relating to payout odds; Envy Bonus; rate of progression).

**[(i)]** Beginning with the player farthest to the dealer's right and continuing around the table in a counterclockwise direction, the dealer shall turn over and reveal the player's cards. The dealer shall then evaluate and announce the best possible five-card Poker hand that can be formed using the player's two cards and the three community cards. The wagers of each remaining player shall be resolved one player at a time regardless of outcome. All wagers shall be settled as follows:

**(1)** All losing wagers shall immediately be collected by the dealer and placed in the table inventory container and the player's cards shall be collected and placed in the discard rack.

**(2)** If the player's five-card Poker hand is a pair of 6s, 7s, 8s, 9s or 10s, the player's hand is a push. The dealer may not collect or pay the wagers, but shall immediately collect the cards of that player.

**(3)** All winning Mississippi Stud wagers shall be paid in accordance with the payout odds in § 655a.12(a).

**(4) [(i)]** After settling the player's **[ Mississippi Stud Wager ] Ante, 3rd Street, 4th Street and 5th Street Wagers**, the dealer shall settle the Progressive Payout, Three Card Bonus **[ or ]**, Five Card Hand Bonus **[ Wager ]** and **Six Card Bonus Wagers**, if offered by the certificate holder, as follows:

**[(i)] (1)** If a player has **[ won the progressive payout ]** placed a Progressive Payout Wager and the player's two cards and the three community cards form a three-of-a-kind or better, as defined in § 655a.6(b) (relating to Mississippi Stud hand rankings), the dealer shall:

**[(A)] (i)** Verify that the hand is a winning hand.

**[(B)] (ii)** Verify that the appropriate light on the progressive table game system has been illuminated.

**[(C)] (iii)** Have a floorperson or above validate the progressive payout in accordance with the certificate holder's approved internal control procedures.

**[(D)] (iv)** Pay the winning Progressive Payout Wager in accordance with § 655a.12(c)(1). If a player has won a progressive payout that is a percentage of the jackpot amount on the progressive meter, the progressive payout may not be paid from the table inventory container. If a player has won a progressive payout that is not being paid from the table inventory container, the cards of that player shall remain on the table until the necessary documentation has been completed.

**[(E)] (v)** Pay any Envy Bonus won in accordance with § 655a.12(c)(5). Players making a Progressive Payout Wager shall receive an Envy Bonus when another player at the same Mississippi Stud table is the holder of an Envy Bonus Qualifying Hand. Players are entitled to multiple Envy Bonuses if more than one player is the holder of an Envy Bonus Qualifying Hand. A player is not entitled to an Envy Bonus for his own hand.

**[(ii)]** If a player has won the Three Card Bonus, the dealer shall pay the winning Three Card Bonus Wager in accordance with § 655a.12(d). ]

**(2)** If a player placed a Three Card Bonus Wager and the three community cards:

**(i)** Form a three-card Poker hand of a pair or better as defined in § 655a.6(c), the dealer shall pay the winning Three Card Bonus Wager in accordance with § 655a.12(d).

**(ii)** Does not form a three-card Poker hand of a pair or better as defined in § 655a.6(c), the dealer shall collect the player's losing Three Card Bonus Wager.

**[(iii)] (3)** If a player placed a Five Card Hand Bonus Wager, the dealer shall settle any Magic Card or Lucky Bonus payouts and any winning Five Card Hand Bonus wagers as follows:

**[(A)] (i)** Verify that the hand is a winning hand.

**[(B)] (ii)** Have a floorperson or above verify any Five Card Hand Bonus payout with odds of 500 for 1 or a payout that is a percentage of the jackpot amount on the progressive meter in accordance with approved internal control procedures submitted under § 465a.2 (relating to internal control systems and audit protocols).

**[(C)] (iii)** Credit the player's game account for the winning Five Card Hand Bonus Wager or the Magic Card or Lucky Bonus payout in accordance with § 655a.12(e). If a player has won a Five Card Hand Bonus payout that is a percentage of the jackpot amount on the progressive meter, the payout may not be paid to the player's game account. If a player has won a payout that is not being paid to the player's game account, the winning hand must remain on the table until the necessary documentation has been completed.

**(4)** For the Six Card Bonus Wager, the dealer shall reveal the four additional Six Card Bonus cards and combine them with the player's two cards to form the highest ranking Poker hand as provided in § 655a.6(d). If the player's hand:

**(i)** Contains a three-of-a-kind or better, the dealer shall pay the winning Six Card Bonus Wager in accordance with § 655a.12(f).

**(ii)** Does not contain a three-of-a-kind or better, the dealer shall collect the player's losing Six Card Bonus Wager.

**(j)** After all wagers have been settled, the dealer shall remove all remaining cards from the table and place them in the discard rack in a manner that permits the reconstruction of each hand in the event of a question or dispute.

**§ 655a.12. Payout odds; Envy Bonus; rate of progression.**

**(a)** A certificate holder shall pay each winning **[ Mississippi Stud wager ] Ante, 3rd Street, 4th Street and 5th Street Wagers** in accordance with the following odds:

\* \* \* \* \*

**(c)** If a certificate holder offers the Progressive Payout Wager:

**(1)** The certificate holder shall pay each winning Progressive Payout Wager **[ in accordance with the following odds ]** at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2 (relating to table games Rules Submissions):

<i>Hand</i>	<b>[ Payout ]</b>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Royal flush		100% of meter	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>
Straight flush		10% of meter	<b>100% major jackpot</b>	<b>100% major jackpot</b>	<b>100% major jackpot</b>
Four-of-a-kind		300 for 1	<b>300 for 1</b>	<b>100% minor jackpot</b>	<b>100% minor jackpot</b>
Full house		50 for 1	<b>50 for 1</b>	<b>50 for 1</b>	<b>50 for 1</b>
Flush		40 for 1	<b>40 for 1</b>	<b>40 for 1</b>	<b>40 for 1</b>
Straight		30 for 1	<b>30 for 1</b>	<b>30 for 1</b>	<b>30 for 1</b>
Three-of-a-kind		9 for 1	<b>9 for 1</b>	<b>10 for 1</b>	<b>9 for 1</b>

(2) A player shall receive the payout for only the highest ranking hand formed from the player's two cards and the three community cards.

(3) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payouts in paragraph (1) must be **[ in the certificate holder's Rules Submission filed in accordance with § 601a.2 (relating to table games Rules Submissions). The initial and reset amount must also be in the certificate holder's Rules Submission and may not be less than \$10,000. ]** based upon the amount of the **Progressive Payout Wager** being offered and must be as follows:

	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
<b>Seed/reseed</b>	<b>\$10,000 for 1</b>			
<b>Incrementation rate</b>				
<b>Primary</b>	<b>21%</b>			
<b>Reserve</b>	<b>N/A</b>			
<b>Seed/reseed</b>				
<b>Mega</b>	<b>\$10,000 for 1</b>	<b>\$10,000 for 1</b>	<b>\$10,000 for 1</b>	<b>\$10,000 for 1</b>
<b>Major</b>	<b>\$1,000 for 1</b>	<b>\$1,000 for 1</b>	<b>\$1,000 for 1</b>	<b>\$1,000 for 1</b>
<b>Minor</b>	<b>N/A</b>	<b>N/A</b>	<b>\$250 for 1</b>	<b>\$250 for 1</b>
<b>Incrementation rate</b>				
<b>Mega</b>	<b>11%</b>		<b>9%</b>	<b>10%</b>
<b>Major</b>	<b>10%</b>		<b>7%</b>	<b>8%</b>
<b>Minor</b>	<b>N/A</b>		<b>3%</b>	<b>3%</b>

(4) Winning Progressive Payout Hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with **[ § 655a.11(i)(4)(i)(D) ] § 655a.11(i)(1)(iv)** (relating to procedures for completion of each round of play).

\* \* \* \* \*

(e) If a certificate holder offers the Five Card Hand Bonus Wager:

\* \* \* \* \*

(4) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be **[ in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$10,000. ]** based upon the amount of the **Progressive Payout Wager** being offered and must be as follows:

<b>Seed</b>	<b>\$10,000 for 1</b>
<b>Reseed</b>	<b>\$0</b>
<b>Incrementation rate</b>	
<b>Primary</b>	<b>13%</b>
<b>Reserve</b>	<b>8%</b>

(f) A certificate holder shall pay out winning Six Card Bonus Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Royal flush	<b>1,000 to 1</b>	<b>1,000 to 1</b>	<b>1,000 to 1</b>
Straight flush	<b>200 to 1</b>	<b>200 to 1</b>	<b>200 to 1</b>
Four-of-a-kind	<b>50 to 1</b>	<b>50 to 1</b>	<b>100 to 1</b>
Full house	<b>25 to 1</b>	<b>25 to 1</b>	<b>20 to 1</b>
Flush	<b>20 to 1</b>	<b>15 to 1</b>	<b>15 to 1</b>
Straight	<b>10 to 1</b>	<b>10 to 1</b>	<b>9 to 1</b>
Three-of-a-kind	<b>5 to 1</b>	<b>5 to 1</b>	<b>8 to 1</b>

**Hand**

- Six-card royal flush—diamonds**
- Six-card royal flush—hearts, spades or clubs**
- Royal flush**
- Straight flush**
- Four-of-a-kind**
- Full house**
- Flush**
- Straight**
- Three-of-a-kind**

**Paytable D**

- 1,000 to 1**
- 200 to 1**
- 100 to 1**
- 20 to 1**
- 15 to 1**
- 10 to 1**
- 7 to 1**

**Paytable E**

- 200,000 to 1**
- 20,000 to 1**
- 1,000 to 1**
- 200 to 1**
- 50 to 1**
- 20 to 1**
- 15 to 1**
- 10 to 1**
- 5 to 1**

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

**§ 655a.13. Irregularities.**

- (a) A card that is found face up in the shoe or the deck while the cards are being dealt may not be used in that round of play and shall be placed in the discard rack. If more than one card is found face up in the shoe or the deck during the dealing of the cards, all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.
- (b) A card drawn in error without its face being exposed shall be used as though it were the next card from the shoe or the deck.
- (c) If any player or the area designated for the placement of the community cards is dealt an incorrect number of cards, all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.
- (d) If any of the community cards are inadvertently exposed prior to each player having either folded or placed a 3rd Street, 4th Street or 5th Street Wager as provided in § 655a.11 (relating to procedures for completion of each round of play), all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.
- (e) If an automated card shuffling device is being used and the device jams, stops shuffling during a shuffle or fails to complete a shuffle cycle, the cards shall be reshuffled.
- (f) If an automated dealing shoe is being used and the device jams, stops dealing cards or fails to deal cards during a round of play, the round of play shall be void, all wagers shall be returned to the players and the cards shall be removed from the device and reshuffled with any cards already dealt.
- (g) If an automated card shuffling device or automated dealing shoe malfunctions and cannot be used, the automated card shuffling device or automated dealing shoe shall be covered or have a sign indicating that the automated card shuffling device or automated dealing shoe is out of order placed on the device before any other method of shuffling or dealing may be utilized at that table.

**CHAPTER 657a. CRAZY 4 POKER**

**§ 657a.2. Crazy 4 Poker table physical characteristics.**

\* \* \* \* \*

- (b) The layout for a Crazy 4 Poker table shall be submitted to the Bureau of Gaming Operations and approved in accordance with § 601a.10(a) (relating to approval of table game layouts, signage and equipment) and contain, at a minimum:

\* \* \* \* \*

(4) If a certificate holder offers the Five Card Hand Bonus Wager authorized under § 657a.7(d)(5), each betting position must contain an electronic wagering system for the placement of the Five Card Hand Bonus Wager.

**(5) If the certificate holder offers the Six Card Bonus Wager authorized under § 657a.7(d)(6), the layout must contain:**

**(i) A separate area designated for the placement of the Six Card Bonus Wager for each player.**

**(ii) A designated area on the layout for the Six Card Bonus card.**

**[ (5) ] (6)** Inscriptions that advise patrons of the payout odds or amounts for all permissible wagers offered by the certificate holder. If payout odds or amounts are not inscribed on the layout, a sign identifying the payout odds or amounts for all permissible wagers shall be posted at each Crazy 4 Poker table.

**[ (6) ] (7)** Inscriptions that advise patrons of the following:

- (i) The best four-card hand plays.
- (ii) The dealer qualifies with a king or better.
- (iii) A player who has a pair of aces or better may place a Play Wager in an amount up to three times the player's Ante Wager.
- (iv) The player's Super Bonus Wager shall be returned if the player beats or ties the dealer with a hand that is not a straight or better.

**[ (7) ] (8)** If the information in paragraph **[ (6) ] (7)** is not on the layout, a sign which sets forth the required information must be posted at each Crazy 4 Poker table.

\* \* \* \* \*

**§ 657a.6. Crazy 4 Poker rankings.**

\* \* \* \* \*

(d) If the certificate holder offers a payout based on the rank of a five-card Poker hand, the rank of the hands must be:

\* \* \* \* \*

(7) A three-of-a-kind, which is a hand consisting of three cards of the same rank.

**(e) If the certificate holder offers the optional Six Card Bonus Wager, the Poker hands eligible for a payout are:**

**(1) A six-card royal flush, which is a hand consisting of an ace, king, queen, jack, 10 and 9 of the same suit.**

**(2) A royal flush, which is a hand consisting of an ace, king, queen, jack and 10 of the same suit.**

(3) A straight flush, which is a hand consisting of five cards of the same suit in consecutive ranking.

(4) A four-of-a-kind, which is a hand consisting of four cards of the same rank, regardless of suit.

(5) A full house, which is a hand consisting of three-of-a-kind and a pair.

(6) A flush, which is a hand consisting of five cards of the same suit.

(7) A straight, which is a hand consisting of five cards of consecutive rank, regardless of suit.

(8) A three-of-a-kind, which is a hand consisting of three cards of the same rank, regardless of suit.

§ 657a.7. Wagers.

\* \* \* \* \*

(d) The following wagers may be placed in the game of Crazy 4 Poker:

\* \* \* \* \*

(5) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player at a Crazy 4 Poker table the option to make an additional Five Card Hand Bonus Wager that the player's five-card Poker hand or the dealer's five-card Poker hand, or both, will contain a flush or better as defined in § 657a.6(d) (relating to Crazy 4 Poker rankings). After placing Ante and Super Bonus Wagers, a player may make the additional Five Card Hand Bonus Wager on the player's hand or the dealer's hand, or both, by using the electronic wagering device designated for that player. Each player shall be responsible for verifying that the player's Five Card Hand Bonus Wager has been accepted.

(6) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player who placed Ante and Super Bonus Wagers the option of placing a Six Card Bonus Wager which shall win if the player's five cards and the additional Six Card Bonus card form a three-of-a-kind or better as described in § 657a.6(e). A Six Card Bonus Wager does not have bearing on any other wagers made by the player.

(e) [A player may not wager on more than one player position at a Crazy 4 Poker table.] The certificate holder shall specify in its Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

§ 657a.8. Procedure for dealing the cards from a manual dealing shoe.

\* \* \* \* \*

(d) After all wagers have been placed, if any player placed a Six Card Bonus Wager, the dealer shall deal one card, face down, to the area on the layout designated for the placement of the Six Card Bonus card. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time to each player who placed the required wagers in accordance with § 657a.7(d)(1) (relating to wagers) and to the dealer until each player and the dealer have five cards.

\* \* \* \* \*

§ 657a.9. Procedure for dealing the cards from the hand.

\* \* \* \* \*

(b) The dealer shall deal each card by holding the deck of cards in the chosen hand and use the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout. If any player placed a Six Card Bonus Wager, the dealer shall deal one card, face down, to the area on the layout designated for the placement of the Six Card Bonus card. The dealer shall then, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, deal one card at a time to each player who placed the required wagers in accordance with § 657a.7(d)(1) (relating to wagers) and to the dealer until each player and the dealer have five cards.

\* \* \* \* \*

§ 657a.10. Procedures for dealing the cards from an automated dealing shoe.

\* \* \* \* \*

(b) The dealer shall deliver the first stack of cards dispensed by the automated dealing shoe face down to the player farthest to the dealer's left who has placed a wager in accordance with § 657a.7(d)(1) (relating to wagers). As the remaining stacks are dispensed to the dealer by the automated dealing shoe, the dealer shall, moving clockwise around the table, deliver a stack face down to each of the other players who has placed a wager in accordance with § 657a.7(d)(1). The dealer shall then deliver a stack of five cards face down to the area designated for the placement of the dealer's cards. If any player placed a Six Card Bonus Wager, the dealer shall then remove the next stack of five cards dispensed by the automated dealing shoe and deal the top card of the stack face down to the area of the layout designated for the placement of the Six Card Bonus card then place the remaining cards of the stack in the discard rack without exposing the cards.

\* \* \* \* \*

§ 657a.11. Procedures for completion of each round of play.

\* \* \* \* \*

(b) After each player has examined his cards, the dealer shall, beginning with the player farthest to the dealer's left and moving clockwise around the table, ask each player who placed Ante and Super Bonus Wagers if he wishes to forfeit the Ante and Super Bonus Wagers and end his participation in the round of play or make a Play Wager in an amount equal to the player's Ante Wager. A player who has a pair of aces or better may place a Play Wager in an amount up to three times the player's Ante Wager. If a player:

(1) Has placed Ante, Super Bonus and Queens Up Wagers but does not make a Play Wager, the player shall forfeit all three wagers.

(2) Has placed Ante, Super Bonus and Four or Five-Card Progressive Payout Wagers but does not make a Play Wager, the player shall forfeit all three wagers but may not forfeit the eligibility to receive an Envy Bonus under § 657a.12(d)(5) or (e)(5) (relating to payout odds; Envy Bonus; rate of progression).

(3) Has placed Ante, Super Bonus and Six Card Bonus Wagers but does not make a Play Wager, the player shall forfeit the Ante and Super Bonus Wagers but not forfeit the Six Card Bonus Wager and the player's cards shall remain on the layout until the optional wager is settled in accordance with subsection (g).

(c) After each player who has placed Ante and Super Bonus Wagers has either placed a Play Wager on the designated area of the layout or forfeited his wagers and hand, the dealer shall collect all forfeited wagers and associated cards and place the cards in the discard rack. The dealer shall then reveal the dealer's cards and place the cards so as to form the highest possible ranking four-card Poker hand. After the dealer's cards are turned face up, the dealer shall, beginning with the player farthest to the dealer's right and continuing around the table in a counterclockwise direction, complete the following applicable procedures in succession for each player:

\* \* \* \* \*

(f) After settling a player's Ante, Play, Super Bonus and Queens Up Wagers, the dealer shall then settle the Five Card Hand Bonus Wager, if offered by the certificate holder, and any Magic Card or Lucky Bonus payouts. A winning Five Card Hand Bonus Wager shall be paid irrespective of whether the player's hand outranks the dealer's hand. If a player has won a Five Card Hand Bonus or any Magic Card or Lucky Bonus payout, the dealer shall:

- (1) Verify that the hand is a winning hand.
- (2) Have a floorperson or above verify any Five Card Hand Bonus payout with odds of 500 for 1 or a payout that is a percentage of the jackpot amount on the progressive meter in accordance with approved internal control procedures submitted under § 465a.2 (relating to internal control systems and audit protocols).

(3) Credit the player's game account for the winning Five Card Hand Bonus Wager or the Magic Card or Lucky Bonus payout in accordance with § 657.12(f). If a player has won a Five Card Hand Bonus payout that is a percentage of the jackpot amount on the progressive meter, the payout may not be paid to the player's game account. If a player has won a payout that is not being paid to the player's game account, the winning hand must remain on the table until the necessary documentation has been completed.

(g) After the Play, Ante, Queens Up and Super Bonus Wagers have been settled, the dealer shall

settle the player's Six Card Bonus Wager. The dealer shall reveal the Six Card Bonus card and combine it with the player's five cards to form the highest ranking Poker hand in accordance with § 657a.6(e) (relating to Crazy 4 Poker rankings). If the player's hand:

- (1) Does not contain a three-of-a-kind or better, the dealer shall collect the player's losing Six Card Bonus Wager.
- (2) Contains a three-of-a-kind or better, the dealer shall pay the winning Six Card Bonus Wager in accordance with § 657a.12(g).

[(g)] (h) After all wagers have been settled, the dealer shall remove all remaining cards from the table and place them in the discard rack in a manner that permits the reconstruction of each hand in the event of a question or dispute.

§ 657a.12. Payout odds; Envy Bonus; rate of progression.

\* \* \* \* \*

(c) [A player placing a Queens Up Wager shall be paid] The certificate holder shall pay out winning Queens Up Wagers at the odds in one of the following paytables, selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2 (relating to table games Rules Submissions):

\* \* \* \* \*

(d) If a certificate holder offers the Four-Card Progressive Payout Wager:

(1) [A player placing a Four-Card Progressive Payout Wager shall be paid] The certificate holder shall pay out winning Four-Card Progressive Payout Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

\* \* \* \* \*

(3) The rate of progression (incrementation rate) and the seed and reseed amounts for the meter used for the progressive payout in paragraph (1) must be [in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$5,000 for payable A and \$1,000 for payable B.] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

	<i>Paytable A</i>	<i>Paytable B</i>
Seed/reseed	\$5,000 for 1	\$1,000 for 1
Incrementation rate		
Primary	29%	25%
Reserve	N/A	5%

(4) Winning Four-Card Progressive Payout Hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with § 657a.11(e) (relating to procedures for completion of each round of play).

\* \* \* \* \*

- (e) If a certificate holder offers the Five-Card Progressive Payout Wager:
  - (1) [A player placing a Five-Card Progressive Payout Wager shall be paid at the following odds:] The certificate holder shall pay out winning Five-Card Progressive Payout Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Royal flush	100% of meter	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>	<b>100% mega jackpot</b>
Straight flush	10% of meter	<b>100% major jackpot</b>	<b>100% major jackpot</b>	<b>100% major jackpot</b>
Four-of-a-kind	300 for 1	<b>300 for 1</b>	<b>100% minor jackpot</b>	<b>100% minor jackpot</b>
Full house	50 for 1	<b>50 for 1</b>	<b>50 for 1</b>	<b>50 for 1</b>
Flush	40 for 1	<b>40 for 1</b>	<b>40 for 1</b>	<b>40 for 1</b>
Straight	30 for 1	<b>30 for 1</b>	<b>30 for 1</b>	<b>30 for 1</b>
Three-of-a-kind	9 for 1	<b>9 for 1</b>	<b>10 for 1</b>	<b>9 for 1</b>

(2) A player shall receive the payout for only the highest ranking five-card Poker hand formed.

(3) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be [ **in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$10,000.** ] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
<b>Seed/reseed</b>	<b>\$10,000 for 1</b>			
<b>Incrementation rate</b>				
<b>Primary</b>			<b>21%</b>	
<b>Reserve</b>			<b>N/A</b>	
<b>Seed/reseed</b>				
<b>Mega</b>	<b>\$10,000 for 1</b>		<b>\$10,000 for 1</b>	<b>\$10,000 for 1</b>
<b>Major</b>	<b>\$1,000 for 1</b>		<b>\$1,000 for 1</b>	<b>\$1,000 for 1</b>
<b>Minor</b>	<b>N/A</b>		<b>\$250 for 1</b>	<b>\$250 for 1</b>
<b>Incrementation rate</b>				
<b>Mega</b>		<b>11%</b>	<b>9%</b>	<b>10%</b>
<b>Major</b>		<b>10%</b>	<b>7%</b>	<b>8%</b>
<b>Minor</b>		<b>N/A</b>	<b>3%</b>	<b>3%</b>

(4) Winning Five-Card Progressive Payout Hands shall be paid in accordance with the amount on the meter when it is the player's turn to be paid in accordance with § 657a.11(e).

\* \* \* \* \*

(f) If a certificate holder offers the Five Card Hand Bonus Wager:

\* \* \* \* \*

(4) The rate of progression (**incrementation rate**) and the **seed and reseed amounts** for the meter used for the progressive payout in paragraph (1) must be [ **in the certificate holder's Rules Submission filed in accordance with § 601a.2. The initial and reset amount must also be in the certificate holder's Rules Submission and must be at least \$10,000.** ] based upon the amount of the Progressive Payout Wager being offered and must be as follows:

<b>Seed</b>	<b>\$10,000 for 1</b>
<b>Reseed</b>	<b>\$0</b>
<b>Incrementation rate</b>	
<b>Primary</b>	<b>13%</b>
<b>Reserve</b>	<b>8%</b>

(g) A certificate holder shall pay out winning Six Card Bonus Wagers at the odds in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Royal flush	<b>1,000 to 1</b>	<b>1,000 to 1</b>	<b>1,000 to 1</b>
Straight flush	<b>200 to 1</b>	<b>200 to 1</b>	<b>200 to 1</b>
Four-of-a-kind	<b>50 to 1</b>	<b>50 to 1</b>	<b>100 to 1</b>
Full house	<b>25 to 1</b>	<b>25 to 1</b>	<b>20 to 1</b>
Flush	<b>20 to 1</b>	<b>15 to 1</b>	<b>15 to 1</b>
Straight	<b>10 to 1</b>	<b>10 to 1</b>	<b>9 to 1</b>
Three-of-a-kind	<b>5 to 1</b>	<b>5 to 1</b>	<b>8 to 1</b>

**Hand**

Six-card royal flush—diamonds  
 Six-card royal flush—hearts, spades or clubs  
 Royal flush  
 Straight flush  
 Four-of-a-kind  
 Full house  
 Flush  
 Straight  
 Three-of-a-kind

**Paytable D**

1,000 to 1  
 200 to 1  
 100 to 1  
 20 to 1  
 15 to 1  
 10 to 1  
 7 to 1

**Paytable E**

200,000 to 1  
 20,000 to 1  
 1,000 to 1  
 200 to 1  
 50 to 1  
 20 to 1  
 15 to 1  
 10 to 1  
 5 to 1

**CHAPTER 677a. WORLD POKER TOUR HEADS-UP HOLD 'EM**

**§ 677a.7. Wagers.**

\* \* \* \* \*

(e) [A player may not wager on more than one player position at a World Poker Tour Heads-Up Hold 'Em table.] The certificate holder shall specify in its Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

**§ 677a.12. Payout odds; payout limitation.**

\* \* \* \* \*

(f) Notwithstanding the payout odds in subsections [ (a)—(e) ] (a) and (b), if specified in its Rules Submission form filed in accordance with § 601a.2, the certificate holder may establish an aggregate payout limit per player per round of play which may not be less than \$50,000 or the maximum amount that one patron could win per round when betting the minimum wager, whichever is greater. A maximum payout limit established by the certificate holder must apply only to payouts of Ante, Raise and Odds Wagers placed under subsections (a) and (b) and does not apply to payouts for Bad Beat Bonus, Pocket Bonus or Trips Plus Wagers placed under subsections (c)—(e).

**CHAPTER 679a. THREE CARD PRIME**

**§ 679a.8. Procedures for dealing the cards from a manual dealing shoe.**

\* \* \* \* \*

(g) If the count of the stub indicates that the number of cards in the deck is incorrect, the dealer shall determine if the cards were misdealt. If the cards were misdealt but 52 cards remain in the deck, all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

(h) If specified in its Rules Submission form required under § 601a.2 (relating to table games Rules Submissions), a certificate holder may deal one community card to be used by all players who placed a Pair Bonus Wager authorized under § 679a.7(d)(3) instead of dealing each player who placed a Pair Bonus Wager an additional card as provided in subsection (c). If the certificate holder elects to utilize one Pair Bonus community card, the community card shall be dealt after each player who placed an Ante Wager and the dealer have three cards. The community card shall be dealt to the area on the table layout designated for the placement of the Pair Bonus community card.

**§ 679a.9. Procedures for dealing the cards from the hand.**

\* \* \* \* \*

(f) If the count of the stub indicates that the number of cards in the deck is incorrect, the dealer shall determine if the cards were misdealt. If the cards were misdealt but 52 cards remain in the deck, all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

(g) If specified in its Rules Submission form required under § 601a.2 (relating to table games Rules Submissions), a certificate holder may deal one community card to be used by all players who placed a Pair Bonus Wager authorized under § 679a.7(d)(3), instead of dealing each player who placed a Pair Bonus Wager an additional card as provided in subsection (b). If the certificate holder elects to utilize one Pair Bonus community card, the community card shall be dealt after each player who placed an Ante Wager and the dealer have three cards. The community card shall be dealt to the area on the table layout designated for the placement of the Pair Bonus community card.

**§ 679a.10. Procedures for dealing the cards from an automated dealing shoe.**

\* \* \* \* \*

(g) Notwithstanding the requirements in subsections (b) and (c), if a certificate holder is utilizing an automated dealing shoe that automatically reshuffles the cards, the dealer may distribute four cards to each player and the dealer provided that as the cards are dispensed and distributed to each player:

(1) The top card of a stack dealt to a player who placed a Pair Bonus Wager shall be moved off the top of the stack and placed face down on the table layout until it is revealed by the dealer in accordance with § 679a.11(d)(2) (relating to procedures for completion of each round of play).

(2) The top card of a stack dealt to a player who did not place a Pair Bonus Wager and to the dealer shall be collected and placed face down in the discard rack.

(h) If specified in its Rules Submission form required under § 601a.2 (relating to table games Rules Submissions), a certificate holder may deal one community card to be used by all players who placed a Pair Bonus Wager authorized under § 679a.7(d)(3), instead of dealing each player who placed a Pair Bonus Wager an additional card as provided in subsection (c). If the certificate holder elects to utilize one Pair Bonus community card, the community card shall be dealt after each player



who placed an Ante Wager and the dealer have three cards. The community card shall be dealt to the area on the table layout designated for the placement of the Pair Bonus community card.

**§ 679a.11. Procedures for completion of each round of play.**

\* \* \* \* \*

(d) After settling the player's Ante and Play Wagers, the dealer shall settle any optional wagers as follows:

\* \* \* \* \*

(2) For the Pair Bonus Wager, if the player's hand:

(i) Does not contain a pair or better, the dealer shall collect the losing Pair Bonus Wager.

(ii) Contains a pair or better, the dealer shall reveal the fourth card dealt to the player **or if the certificate holder is utilizing a Pair Bonus community card as provided in § 679a.8(h), § 679a.9(g) or § 679a.10(h), the dealer shall reveal the Pair Bonus community card.** If the fourth card dealt to the player **or the Pair Bonus community card is:**

(A) **[ Is not ]** Not a 2, the dealer shall pay the winning Pair Bonus Wager in accordance with § 679a.12(e).

(B) **[ Is a ]** A 2, the dealer shall pay the winning Pair Bonus Wager in accordance with § 679a.12(f).

\* \* \* \* \*

**§ 679a.12. Payout odds; Bad Beat Bonus.**

\* \* \* \* \*

(h) Notwithstanding the payout odds in subsections **[ (a)—(g) ] (a) and (b)**, if specified in its Rules Submission form filed in accordance with § 601a.2, the certificate holder may establish an aggregate payout limit per player per round of play which may not be less than \$50,000 or the maximum amount that one patron could win per round when betting the minimum wager, whichever is greater. **[ However, if a certificate holder is offering the All-Six Bonus Wager and selects payable E, the aggregate payout limit established may not include the payout for the six-card royal flush. ] A maximum payout limit established by the certificate holder must apply only to payouts of Ante and Play Wagers under subsections (a) and (b) and does not apply to payouts for Bad Beat Bonus, Prime, Pair Bonus or All Six Bonus Wagers under subsections (c)—(g).**

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

**CHAPTER 684a. FOUR CARD FRENZY**

Sec.  
 684a.1. Definitions.  
 684a.2. Four Card Frenzy table physical characteristics.  
 684a.3. Cards; number of decks.  
 684a.4. Opening of the table for gaming.  
 684a.5. Shuffle and cut of the cards.  
 684a.6. Four Card Frenzy rankings.  
 684a.7. Wagers.  
 684a.8. Procedures for dealing the cards from a manual dealing shoe.  
 684a.9. Procedures for dealing the cards from the hand.  
 684a.10. Procedures for dealing the cards from an automated dealing shoe.  
 684a.11. Procedures for completion of each round of play.  
 684a.12. Payout odds; payout limitation.  
 684a.13. Irregularities.

**§ 684a.1. Definitions.**

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

*All-Six Bonus Wager*—An optional wager a player shall make prior to any cards being dealt to compete against a posted payout table.

*Ante Wager*—The wager that a player is required to make prior to any cards being dealt to compete against the dealer's hand.

*Fold*—The withdrawal of a player from a round of play by not making a Raise Wager.

*Four Card Bonus Wager*—An optional wager a player shall make prior to any cards being dealt to compete against a posted payout table.

*Odds Wager*—A wager that a player is required to make prior to any cards being dealt to compete against the dealer's hand and a posted payout table.

*Prime Wager*—An optional wager a player shall make prior to any cards being dealt to compete against a posted payout table.

*Raise Wager*—An additional wager that a player shall make if the player opts to remain in competition against the dealer.

**§ 684a.2. Four Card Frenzy table physical characteristics.**

(a) Four Card Frenzy shall be played at a table having betting positions for no more than six players on one side of the table and a place for the dealer on the opposite side of the table.

(b) The layout for a Four Card Frenzy table shall be submitted to the Bureau of Gaming Operations in accordance with § 601a.10(a) (relating to approval of table game layouts, signage and equipment) and contain, at a minimum:

- (1) The name or logo of the certificate holder.
- (2) Three separate betting areas designated for the placement of Ante, Odds and Raise Wagers for each player.
- (3) If the certificate holder offers the optional Prime Wager authorized under § 684a.7(d)(2) (relating to wagers), the Four Card Bonus Wager authorized under § 684a.7(d)(3) or the All-Six Bonus Wager authorized under § 684a.7(d)(4), a separate area designated for the placement of each of the wagers for each player.

(4) Inscriptions that advise patrons of the payout odds for all permissible wagers offered by the certificate holder. If payout odds are not inscribed on the layout, a sign indicating the payout odds for all permissible wagers shall be posted at each Four Card Frenzy table.

(5) If the certificate holder establishes a payout limit per player, per round of play, as authorized under § 684a.12(g) (relating to payout odds; payout limitation), inscriptions that advise patrons of the payout limit. If the payout limit is not inscribed on the layout, a sign identifying the payout limit shall be posted at each Four Card Frenzy table.

(c) Each Four Card Frenzy table must have a drop box and a tip box attached on the same side of the table as, but on opposite sides of, the dealer, as approved by the Bureau of Casino Compliance in accordance with § 601a.10(g). The Bureau of Casino Compliance may approve an alternative location for the tip box when a

card shuffling device or other table game equipment prevents the placement of the drop box and tip box on the same side of the gaming table as, but on opposite sides of, the dealer.

(d) Each Four Card Frenzy table must have a discard rack securely attached to the top of the dealer's side of the table.

**§ 684a.3. Cards; number of decks.**

(a) Except as provided in subsection (b), Four Card Frenzy shall be played with 1 deck of 52 cards that are identical in appearance and 1 cover card.

(b) If an automated card shuffling device is utilized, Four Card Frenzy may be played with 2 decks of 52 cards in accordance with the following requirements:

(1) The cards in each deck must be of the same design. The backs of the cards in one deck must be of a different color than the cards included in the other deck.

(2) One deck of cards shall be shuffled and stored in the automated card shuffling device while the other deck is being used to play the game.

(3) Both decks are continuously alternated in and out of play, with each deck being used for every other round of play.

(4) The cards from only one deck are placed in the discard rack at any given time.

(c) The decks of cards used in Four Card Frenzy shall be changed at least every:

(1) Four hours if the cards are dealt by hand.

(2) Eight hours if the cards are dealt from a manual or automated dealing shoe.

**§ 684a.4. Opening of the table for gaming.**

(a) After receiving one or more decks of cards at the table, the dealer shall inspect the cards for any defects. The floorperson assigned to the table shall verify the inspection.

(b) After the cards are inspected, the cards shall be spread out face up on the table for visual inspection by the first player to arrive at the table. The cards shall be spread in horizontal fan shaped columns by deck according to suit and in sequence.

(c) After the first player arriving at the table has been afforded an opportunity to visually inspect the cards, the cards shall be turned face down on the table, mixed thoroughly by a washing of the cards and stacked. Once the cards have been stacked, the cards shall be shuffled in accordance with § 684a.5 (relating to shuffle and cut of the cards).

(d) If an automated card shuffling device is utilized and two decks of cards are received at the table, each deck of cards shall be spread for inspection, mixed, stacked and shuffled in accordance with subsections (a)—(c).

(e) If the decks of cards received at the table are preinspected and reshuffled in accordance with § 603a.16(u) or (v) (relating to cards; receipt, storage, inspection and removal from use), subsections (a)—(d) do not apply.

**§ 684a.5. Shuffle and cut of the cards.**

(a) Immediately prior to commencement of play, unless the cards were reshuffled in accordance with § 603a.16(u) or (v) (relating to cards; receipt, storage, inspection and removal from use), after each round of

play has been completed or when directed by a floorperson or above, the dealer shall shuffle the cards, either manually or by use of an automated card shuffling device, so that the cards are randomly intermixed. Upon completion of the shuffle, the dealer or automated shuffling device shall place the deck of cards in a single stack. The certificate holder may use an automated card shuffling device which, upon completion of the shuffling of the cards, inserts the stack of cards directly into a dealing shoe.

(b) If an automated card shuffling device is being used, which counts the number of cards in the deck after the completion of each shuffle and indicates whether 52 cards are present, and the device reveals that an incorrect number of cards are present, the deck shall be removed from the table.

(c) After the cards have been shuffled and stacked, the dealer shall:

(1) If the cards were shuffled using an automated card shuffling device, deal the cards in accordance with § 684a.8, § 684a.9 or § 684a.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe).

(2) If the cards were shuffled manually or were reshuffled, cut the cards in accordance with subsection (d).

(d) If a cut of the cards is required, the dealer shall place a cover card in the stack at least ten cards in from the top of the stack. Once the cover card has been inserted, the dealer shall take all cards above the cover card and the cover card and place them on the bottom of the stack. The stack of cards shall then be inserted into the dealing shoe for commencement of play.

(e) After the cards have been cut and before any cards have been dealt, a floorperson or above may require the cards to be recut if the floorperson determines that the cut was performed improperly or in any way that might affect the integrity or fairness of the game.

(f) If there is no gaming activity at a Four Card Frenzy table which is open for gaming, the cards shall be removed from the dealing shoe and discard rack and spread on the table face down unless a player requests that the cards be spread face up on the table. After the first player arriving at the table is afforded an opportunity to visually inspect the cards, the procedures in § 684a.4(c) (relating to opening of the table for gaming) and this section shall be completed.

(g) A certificate holder may utilize a dealing shoe or other device that automatically reshuffles and counts the cards provided that the device is submitted to the Bureau of Gaming Laboratory Operations and approved in accordance with § 461a.4 (relating to submission for testing and approval) prior to its use in the licensed facility. If a certificate holder is utilizing the approved device, subsections (d)—(f) do not apply.

**§ 684a.6. Four Card Frenzy rankings.**

(a) The rank of the cards used in Four Card Frenzy, in order of highest to lowest rank, shall be: ace, king, queen, jack, 10, 9, 8, 7, 6, 5, 4, 3 and 2. Notwithstanding the foregoing, an ace may be used to complete a straight flush or a straight with a 2, 3 and 4 but may not be combined with any other sequence of cards (for example, queen, king, ace and 2). All suits shall be equal in rank.

(b) The permissible Poker hands in the game of Four Card Frenzy, in order of highest to lowest rank, shall be:

(1) A four-of-a-kind, which is a hand consisting of four cards of the same rank with four aces being the highest ranking four-of-a-kind and four 2s being the lowest ranking four-of-a-kind.

(2) A straight flush, which is a hand consisting of four cards of the same suit in consecutive ranking, with an ace, king, queen and jack being the highest ranking straight flush and an ace, 2, 3 and 4 being the lowest ranking straight flush.

(3) A three-of-a-kind, which is a hand consisting of three cards of the same rank, with three aces being the highest ranking three-of-a-kind and three 2s being the lowest ranking three-of-a-kind.

(4) A flush, which is a hand consisting of four cards of the same suit, regardless of rank.

(5) A straight, which is a hand consisting of four cards of more than one suit and of consecutive rank, with an ace, king, queen and jack being the highest ranking straight and an ace, 2, 3 and 4 being the lowest ranking straight.

(6) Two pairs, which is a hand consisting of two sets of two cards of the same rank, with two aces and two kings being the highest ranking two pairs and two 3s and two 2s being the lowest ranking two pair.

(7) A pair, which is a hand consisting of two cards of the same rank, with two aces being the highest ranking pair and two 2s being the lowest ranking pair.

(c) When comparing two Poker hands that are of identical rank under subsection (b), or that contain none of the hands in subsection (b), the hand that contains the highest ranking card under subsection (a), which is not contained in the other hand, shall be considered the higher ranking hand. If the hands are of equal rank after the application of this section, the hands shall be considered a tie.

(d) If a certificate holder offers the Four Card Bonus Wager authorized under § 684a.7(d)(3) (relating to wagers), the hands eligible for a payout shall be:

(1) A four-of-a-kind, which is a hand consisting of four cards of the same rank.

(2) A royal flush, which is a hand consisting of an ace, king, queen and jack of the same suit.

(3) A straight flush, which is a hand consisting of four cards of the same suit in consecutive ranking, other than a royal flush.

(4) A three-of-a-kind, which is a hand consisting of three cards of the same rank.

(5) A flush, which is a hand consisting of four cards of the same suit, regardless of rank.

(6) A straight, which is a hand consisting of four cards of more than one suit and of consecutive rank.

(7) Two pairs, which is a hand consisting of two sets of two cards of the same rank.

(e) If a certificate holder offers the All-Six Bonus Wager authorized under § 684a.7(d)(4), the hands eligible for a payout shall be:

(1) A six-card royal flush, which is a hand consisting of an ace, king, queen, jack, 10 and 9 of the same suit.

(2) A royal flush, which is a hand consisting of an ace, king, queen, jack and 10 of the same suit.

(3) A straight flush, which is a hand consisting of five cards of the same suit in consecutive ranking, other than a royal flush.

(4) A four-of-a-kind, which is a hand consisting of four cards of the same rank, regardless of suit.

(5) A full house, which is a hand consisting of three-of-a-kind and a pair.

(6) A flush, which is a hand consisting of five cards of the same suit.

(7) A straight, which is a hand consisting of five cards of consecutive rank, regardless of suit.

(8) A three-of-a-kind, which is a hand consisting of three cards of the same rank, regardless of suit.

#### § 684a.7. Wagers.

(a) Wagers at Four Card Frenzy shall be made by placing value chips, plaques or other Board-approved table game wagering instruments on the appropriate areas of the table layout. Verbal wagers accompanied by cash may not be accepted.

(b) Only players who are seated at a Four Card Frenzy table may wager at the game. Once a player has placed a wager and received cards, that player shall remain seated until the completion of the round of play. If a player leaves the table during a round of play, any wagers made by the player may be considered abandoned and may be treated as losing wagers.

(c) All wagers, except the Raise Wager, shall be placed prior to the dealer announcing "no more bets" in accordance with the dealing procedures in § 684a.8, § 684a.9 or § 684a.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe). Except as provided in § 684a.11(b) (relating to procedures for completion of each round of play), a wager may not be made, increased or withdrawn after the dealer has announced "no more bets."

(d) The following wagers may be placed in the game of Four Card Frenzy:

(1) A player may compete solely against the dealer's Four Card Frenzy hand by placing Ante and Odds Wagers in equal amounts, then a Raise Wager in accordance with § 684a.11(b).

(2) If specified in its Rules Submission under § 601a.2 (relating to table games Rules Submissions), a certificate holder may offer to each player at a Four Card Frenzy table the option to make an additional Prime Wager which shall win if at least four of player's five cards are of the same color.

(3) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player at a Four Card Frenzy table the option to make an additional Four Card Bonus Wager, which shall win if the player's four-card hand contains two pair or better as provided in § 684a.6(d) (relating to Four Card Frenzy rankings).

(4) If specified in its Rules Submission under § 601a.2, a certificate holder may offer to each player at a Four Card Frenzy table the option to make an additional All-Six Bonus Wager, which shall win if the player's five cards and the additional All-Six Bonus card forms a three-of-a-kind or better as provided in § 684a.6(e).

(e) A certificate holder shall specify in its Rules Submission under § 601a.2 the number of adjacent boxes on which a player may place a wager in one round of play.

**§ 684a.8. Procedures for dealing the cards from a manual dealing shoe.**

(a) If a manual dealing shoe is used, the dealing shoe must be located on the table in a location approved by the Bureau of Casino Compliance in accordance with § 601a.10(g) (relating to approval of table game layouts, signage and equipment). Once the procedures required under § 684a.5 (relating to shuffle and cut of the cards) have been completed, the stacked deck of cards shall be placed in the dealing shoe by the dealer or by an automated card shuffling device.

(b) Prior to dealing any cards, the dealer shall announce "no more bets." To deal the cards, the dealer shall remove each card from the dealing shoe with the hand of the dealer that is closest to the dealing shoe and place it on the appropriate area of the layout with the opposite hand.

(c) If a player has placed an All-Six Bonus Wager, the dealer shall deal the first card face down to the area of the layout designated for the All-Six Bonus card. Thereafter, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, the dealer shall deal one card at a time to each player who has placed Ante and Odds Wagers in accordance with § 684a.7(d)(1) (relating to wagers) and to the dealer until each player who placed Ante and Odds Wagers and the dealer have five cards. All cards shall be dealt face down.

(d) After five cards have been dealt to each player and the dealer, the dealer shall remove the stub from the manual dealing shoe and, except as provided in subsection (e), place the stub in the discard rack without exposing the cards.

(e) If an automated card shuffling device that counts the number of cards in the deck after the completion of each shuffle and indicates whether 52 cards are present is not being used, the dealer shall count the stub at least once every 5 rounds of play to determine if the correct number of cards are still present in the deck. The dealer shall determine the number of cards in the stub by counting the cards face down on the layout.

(f) If the count of the stub indicates that 52 cards are in the deck, the dealer shall place the stub in the discard rack without exposing the cards.

(g) If the count of the stub indicates that the number of cards in the deck is incorrect, the dealer shall determine if the cards were misdealt. If the cards were misdealt but 52 cards remain in the deck, all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

**§ 684a.9. Procedures for dealing the cards from the hand.**

(a) If the cards are dealt from the dealer's hand, the following requirements shall be observed:

(1) An automated shuffling device shall be used to shuffle the cards.

(2) After the procedures required under § 684a.5 (relating to shuffle and cut of the cards) have been completed, the dealer shall place the stacked deck of cards in either hand. After the dealer has chosen the hand in which to hold the cards, the dealer shall continue to use that hand whenever holding the cards during that round of play. The cards held by the dealer shall be kept over the table inventory container and in front of the dealer at all times.

(3) Prior to dealing any cards, the dealer shall announce "no more bets."

(b) To deal the cards, the dealer shall hold the deck of cards in the chosen hand and use the other hand to remove the top card of the deck and place it face down on the appropriate area of the layout. If a player has placed an All-Six Bonus Wager, the dealer shall deal the first card face down to the area of the layout designated for the All-Six Bonus card. Thereafter, starting with the player farthest to the dealer's left and continuing around the table in a clockwise manner, the dealer shall deal one card at a time to each player who has placed Ante and Odds Wagers in accordance with § 684a.7(d)(1) (relating to wagers) and to the dealer until each player who placed Ante and Odds Wagers and the dealer have five cards.

(c) After five cards have been dealt to each player and the dealer, except as provided in subsection (d), the dealer shall place the stub in the discard rack without exposing the cards.

(d) If an automated card shuffling device that counts the number of cards in the deck after the completion of each shuffle and indicates whether 52 cards are present is not being used, the dealer shall count the stub at least once every 5 rounds of play to determine if the correct number of cards are still present in the deck. The dealer shall determine the number of cards in the stub by counting the cards face down on the layout.

(e) If the count of the stub indicates that 52 cards are in the deck, the dealer shall place the stub in the discard rack without exposing the cards.

(f) If the count of the stub indicates that the number of cards in the deck is incorrect, the dealer shall determine if the cards were misdealt. If the cards were misdealt but 52 cards remain in the deck, all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

**§ 684a.10. Procedures for dealing the cards from an automated dealing shoe.**

(a) If the cards are dealt from an automated dealing shoe, the following requirements shall be observed:

(1) After the procedures required under § 684a.5 (relating to shuffle and cut of the cards) have been completed, the cards shall be placed in the automated dealing shoe.

(2) Prior to the shoe dispensing any stacks of cards, the dealer shall announce "no more bets."

(b) The dealer shall deliver the first stack of five cards dispensed by the automated dealing shoe face down to the player farthest to the dealer's left who has placed Ante and Odds Wagers in accordance with § 684a.7(d)(1) (relating to wagers). As the remaining stacks are dispensed to the dealer by the automated dealing shoe, the dealer shall, moving clockwise around the table, deliver a stack face down to each of the other players who have placed Ante and Odds Wagers. The dealer shall then deliver a stack of five cards face down to the area designated for the placement of the dealer's cards. If any player placed an All-Six Bonus Wager, the dealer shall then remove the next stack of five cards dispensed by the automated dealing shoe and deal the top card of the stack face down to the area of the layout designated for the All-Six Bonus card and place the remaining cards of the stack in the discard rack without exposing the cards.

(c) After all cards have been dispensed and delivered in accordance with subsection (b), the dealer shall remove the stub from the automated dealing shoe and, except as provided in subsection (d), place the cards in the discard rack without exposing the cards.

(d) If an automated card shuffling device that counts the number of cards in the deck after the completion of each shuffle and indicates whether 52 cards are present is not being used, the dealer shall count the stub at least once every 5 rounds of play to determine if the correct number of cards are still present in the deck. The dealer shall determine the number of cards in the stub by counting the cards face down on the layout.

(e) If the count of the stub indicates that 52 cards are in the deck, the dealer shall place the stub in the discard rack without exposing the cards.

(f) If the count of the stub indicates that the number of cards in the deck is incorrect, the dealer shall determine if the cards were misdealt. If the cards were misdealt but 52 cards remain in the deck, all hands shall be void and all wagers shall be returned to the players. If the cards were not misdealt, all hands shall be void, all wagers shall be returned to the players and the entire deck of cards shall be removed from the table.

**§ 684a.11. Procedures for completion of each round of play.**

(a) After the dealing procedures required under § 684a.8, § 684a.9 or § 684a.10 (relating to procedures for dealing the cards from a manual dealing shoe; procedures for dealing the cards from the hand; and procedures for dealing the cards from an automated dealing shoe) have been completed, each player shall examine his cards subject to the following limitations:

(1) Each player who wagers at Four Card Frenzy shall be responsible for his own hand and no person other than the dealer and the player to whom the cards were dealt may touch the cards of that player.

(2) Each player shall keep his five cards in full view of the dealer at all times.

(b) After each player has examined his cards and formed the best possible four-card hand, the dealer shall, beginning with the player farthest to the dealer's left and moving clockwise around the table, ask each player who placed Ante and Odds Wagers if he wishes forfeit the Ante and Odds Wagers and end his participation in the round of play or make a Raise Wager. If the player elects to:

(1) Place a Raise Wager, the player's Raise Wager shall be equal to the player's Ante Wager if player's hand is a pair of kings or lower as provided in § 684a.6(b) (relating to Four Card Frenzy rankings). If the player's hand is a pair of aces or higher, the player's Raise Wager may be equal to one, two or three times the player's Ante Wager.

(2) Forfeit his Ante and Odds Wagers by failing to place a Raise Wager, the dealer shall collect the player's Ante and Odds Wagers and place the player's cards in the discard rack provided that if a player has placed an optional Four Card Bonus, Prime or All Six-Bonus Wager, the player does not forfeit the optional wagers and the player's cards shall remain on the layout until the optional wagers are settled in accordance with subsection (d).

(c) After each player has either placed a Raise Wager on the designated area of the layout or forfeited his Ante and Odds Wagers, the dealer shall reveal the dealer's

cards and place the cards so as to form the highest possible ranking four-card hand. After the dealer's cards are turned face up, the dealer shall, beginning with the player farthest to the dealer's right and continuing around the table in a counterclockwise direction, complete the following applicable procedures in succession for each player:

(1) The dealer shall turn the cards of each player face up on the layout and compare the player's four-card hand to the dealer's four-card hand. The dealer shall then settle the player's required wagers as provided in paragraphs (2)—(4).

(2) For purposes of the Ante Wager:

(i) If the dealer's highest ranking four-card hand is not a king high or better, as described in § 684a.6(b) and (c), the dealer shall return the player's Ante Wager.

(ii) If the dealer's highest ranking four-card hand is a king high or better, and the player's highest ranking four-card hand:

(A) Is greater than or equal to the dealer's hand, the dealer shall pay the winning Ante Wager in accordance with § 684a.12(a) (relating to payout odds; payout limitation).

(B) Is lower than the dealer's hand, the dealer shall collect the player's losing Ante Wager.

(3) For purposes of the Raise Wager:

(i) If the player's highest ranking four-card hand is greater than or equal to the dealer's hand, the dealer shall pay the winning Raise Wager in accordance with § 684a.12(a).

(ii) If the player's highest ranking four-card hand is lower than the dealer's hand, the dealer shall collect the player's losing Raise Wager.

(4) For purposes of the Odds Wager:

(i) If a player's highest ranking four-card hand is a straight or higher, as provided in § 684a.6(b) and the player's hand is:

(A) Greater than or equal to the dealer's hand, the dealer shall pay the winning Odds Wager in accordance with § 684a.12(b).

(B) Lower than the dealer's hand, the dealer shall pay a bad beat payout on the player's Odds Wager in accordance with § 684a.12(c).

(ii) If a player's highest ranking four-card hand is two pair or lower, as provided in § 684a.6(b) and the player's hand is:

(A) Greater than or equal to the dealer's hand, the dealer shall return the player's Odds Wager.

(B) Lower than the dealer's hand, the dealer shall collect the player's losing Odds Wager.

(d) After settling the player's Ante, Odds and Raise Wagers, the dealer shall settle any optional wagers as follows:

(1) For the Prime Wager, if four or more of the player's five cards:

(i) Are not the same color, the dealer shall collect the losing Prime Wager.

(ii) Are of the same color, the dealer shall pay the winning Prime Wager in accordance with § 684a.12(d).

(2) For the Four Card Bonus Wager, if the player's four-card hand:

(i) Does not contain two pair or better, as described in § 684a.6(d), the dealer shall collect the losing Four Card Bonus Wager.

(ii) Contains two pair or better, as described in § 684a.6(d), the dealer shall pay the winning Four Card Bonus Wager in accordance with § 684a.12(e).

(3) For the All-Six Bonus Wager, the dealer shall expose the All-Six Bonus card and combine it with the player's five cards to form the highest ranking six-card hand as provided in § 684a.6(e). If the hand:

(i) Does not contain a three-of-a-kind or better, as described in § 684a.6(e), the dealer shall collect the losing All-Six Bonus Wager.

(ii) Contains a three-of-a-kind or better, as described in § 684a.6(e), the dealer shall pay the winning All-Six Bonus Wager in accordance with § 684a.12(f).

(e) After all wagers of the player have been settled, the dealer shall remove any remaining cards from the table and place them in the discard rack in a manner that permits the reconstruction of each hand in the event of a question or dispute.

**§ 684a.12. Payout odds; payout limitation.**

(a) A certificate holder shall pay winning Ante and Raise Wagers at odds of 1 to 1.

(b) A certificate holder shall pay winning Odds Wagers in accordance with the following payout table:

<i>Hand</i>	<i>Payout</i>
Four aces	200 to 1
Any other four-of-a-kind	30 to 1
Straight flush	15 to 1
Three-of-a-kind	2 to 1
Flush	3 to 2
Straight	1 to 1

(c) A certificate holder shall pay a bad beat payout on the player's Odds Wager in accordance with one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2 (relating to table games Rules Submissions):

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Four-of-a-kind	30 to 1	100 to 1	100 to 1	500 to 1
Straight flush	15 to 1	30 to 1	50 to 1	50 to 1
Three-of-a-kind	2 to 1	4 to 1	4 to 1	5 to 1
Flush	3 to 2	3 to 1	3 to 1	4 to 1
Straight	1 to 1	2 to 1	2 to 1	2 to 1

(d) A certificate holder shall pay out winning Prime Wagers in accordance with one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>
All five of the same color	6 to 1	5 to 1
Four of the same color	1 to 1	1 to 1

(e) A certificate holder shall pay out winning Four Card Bonus Wagers in accordance with one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>	<i>Paytable D</i>
Four aces	50 to 1	50 to 1	200 to 1	200 to 1
Any other four-of-a-kind	50 to 1	50 to 1	100 to 1	100 to 1
Royal flush	40 to 1	40 to 1	50 to 1	50 to 1
Straight flush	40 to 1	40 to 1	30 to 1	40 to 1
Three aces	8 to 1	7 to 1	20 to 1	20 to 1
Any other three-of-a-kind	8 to 1	7 to 1	8 to 1	7 to 1
Flush	4 to 1	4 to 1	4 to 1	4 to 1
Straight	3 to 1	3 to 1	3 to 1	3 to 1
Two pair—other than two aces and two queens	2 to 1	2 to 1	2 to 1	2 to 1
Two aces and two queens	1 to 1	1 to 1	1 to 1	1 to 1

<i>Hand</i>	<i>Paytable E</i>	<i>Paytable F</i>	<i>Paytable G</i>	<i>Paytable H</i>
Four aces	200 to 1	200 to 1	200 to 1	200 to 1
Any other four-of-a-kind	100 to 1	100 to 1	100 to 1	100 to 1
Royal flush	50 to 1	50 to 1	50 to 1	50 to 1

<i>Hand</i>	<i>Paytable E</i>	<i>Paytable F</i>	<i>Paytable G</i>	<i>Paytable H</i>
Straight flush	30 to 1	40 to 1	40 to 1	40 to 1
Three aces	20 to 1	20 to 1	20 to 1	20 to 1
Any other three-of-a-kind	6 to 1	5 to 1	6 to 1	5 to 1
Flush	4 to 1	4 to 1	4 to 1	4 to 1
Straight	3 to 1	3 to 1	3 to 1	3 to 1
Two pair—other than two aces and two queens	2 to 1	2 to 1	2 to 1	2 to 1
Two aces and two queens	1 to 1	1 to 1	1 to 1	1 to 1

(f) A certificate holder shall pay out winning All-Six Bonus Wagers as provided in one of the following payout tables selected by the certificate holder in its Rules Submission filed in accordance with § 601a.2:

<i>Hand</i>	<i>Paytable A</i>	<i>Paytable B</i>	<i>Paytable C</i>
Royal flush	1,000 to 1	1,000 to 1	1,000 to 1
Straight flush	200 to 1	200 to 1	200 to 1
Four-of-a-kind	50 to 1	50 to 1	100 to 1
Full house	25 to 1	25 to 1	20 to 1
Flush	20 to 1	15 to 1	15 to 1
Straight	10 to 1	10 to 1	9 to 1
Three-of-a-kind	5 to 1	5 to 1	8 to 1

<i>Hand</i>	<i>Paytable D</i>	<i>Paytable E</i>
Six-card royal flush—diamonds		200,000 to 1
Six-card royal flush—hearts, spades or clubs		20,000 to 1
Royal flush	1,000 to 1	1,000 to 1
Straight flush	200 to 1	200 to 1
Four-of-a-kind	100 to 1	50 to 1
Full house	20 to 1	20 to 1
Flush	15 to 1	15 to 1
Straight	10 to 1	10 to 1
Three-of-a-kind	7 to 1	5 to 1

(g) Notwithstanding the payout odds in subsections (a)—(c), if specified in its Rules Submission form filed in accordance with § 601a.2, the certificate holder may establish an aggregate payout limit per player per round of play which may not be less than \$50,000 or the maximum amount that one patron could win per round when betting the minimum wager, whichever is greater. A maximum payout limit established by the certificate holder must apply only to payouts of Ante and Raise Wagers under subsections (a)—(c) and does not apply to payouts for Prime, Four Card Bonus or All-Six Bonus Wagers under subsections (d)—(f).

**§ 684a.13. Irregularities.**

(a) A card that is found face up in the shoe or the deck while the cards are being dealt may not be used in that round of play and shall be placed in the discard rack. If more than one card is found face up in the shoe or the deck during the dealing of the cards, all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.

(b) A card drawn in error without its face being exposed shall be used as though it were the next card from the shoe or the deck.

(c) If a player or the dealer is dealt an incorrect number of cards, all hands shall be void, all wagers shall be returned to the players and the cards shall be reshuffled.

(d) If one or more of the dealer's cards is inadvertently exposed prior to the player's placing their Raise Wagers

in accordance with § 684a.11(b) (relating to procedures for completion of each round of play), all hands shall be void, all Ante, Odds and Raise Wagers shall be returned to the players and the cards shall be reshuffled, provided that if any player placed a Prime, Four Card Bonus or All-Six Bonus Wager, those wagers shall be settled in accordance with § 684a.11(e).

(e) If an automated card shuffling device is being used and the device jams, stops shuffling during a shuffle or fails to complete a shuffle cycle, the cards shall be reshuffled.

(f) If an automated dealing shoe is being used and the device jams, stops dealing cards or fails to deal all cards during a round of play, the round of play shall be void, all wagers shall be returned to the players and the cards shall be removed from the device and reshuffled with any cards already dealt.

(g) If an automated card shuffling device or automated dealing shoe malfunctions and cannot be used, the automated card shuffling device or automated dealing shoe must be covered or have a sign indicating that the automated card shuffling device or automated dealing shoe is out of order placed on the device before any other method of shuffling or dealing may be utilized at that table.

[Pa.B. Doc. No. 17-958. Filed for public inspection June 9, 2017, 9:00 a.m.]

# STATEMENTS OF POLICY

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

#### [ 4 PA. CODE CH. 9 ]

#### Reorganization of the Department of Transportation

The Executive Board approved a reorganization of the Department of Transportation effective May 22, 2017.

The organization chart at 47 Pa.B. 3221 (June 10, 2017) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

*(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)*

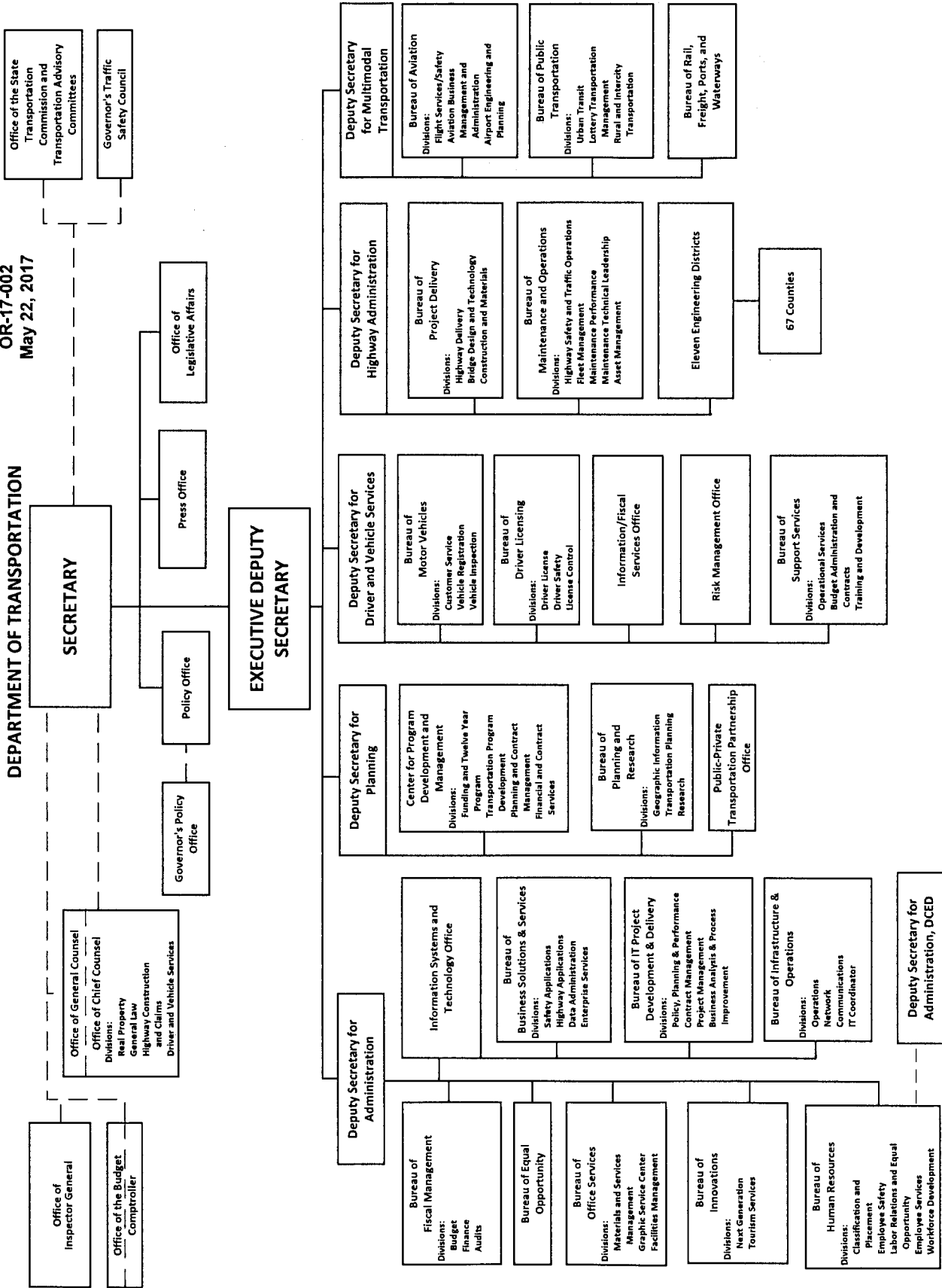
[Pa.B. Doc. No. 17-959. Filed for public inspection June 9, 2017, 9:00 a.m.]

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OR-17-002  
May 22, 2017

DEPARTMENT OF TRANSPORTATION



# NOTICES

## DEPARTMENT OF AGRICULTURE

### Fertilizer Nutrient Values

The Secretary of Agriculture, under the authority of 3 Pa.C.S. § 6710 (relating to commercial value), establishes the commercial values per pound of nitrogen, available phosphate and soluble potash.

The values are established as follows:

Nitrogen	\$0.54 per pound
Available phosphate	\$0.44 per pound
Soluble potash	\$0.38 per pound

### Further Information

Further information is available by contacting David Dressler, Agronomic Program Specialist, Bureau of Plant Industry, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 772-5215.

### Effective Date

These commercial values are effective beginning July 1, 2017, and shall remain effective until further notice.

RUSSELL C. REDDING,  
*Secretary*

[Pa.B. Doc. No. 17-960. Filed for public inspection June 9, 2017, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P.L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P.L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P.L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending May 30, 2017.

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, Corporate Applications Division, 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, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

### BANKING INSTITUTIONS

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-15-2017	Univest Bank and Trust Co. Souderton Montgomery County	940 2nd Street Pike Richboro Bucks County (Address changed from 922 2nd Street Pike)	Opened

##### Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-30-2017	FNCB Bank Dunmore Lackawanna County	<i>To:</i> 1150 Route 315 Wilkes-Barre Luzerne County  <i>From:</i> 734 Sans Souci Parkway Hanover Luzerne County	Approved
5-30-2017	FNCB Bank Dunmore Lackawanna County	<i>To:</i> 1150 Route 315 Wilkes-Barre Luzerne County  <i>From:</i> 3 Old Boston Road Pittston Luzerne County	Approved

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-30-2017	FNCB Bank Dunmore Lackawanna County	<i>To:</i> 1150 Route 315 Wilkes-Barre Luzerne County  <i>From:</i> 27 North River Road Plains Luzerne County	Approved
5-30-2017	Marquette Savings Bank Honesdale Wayne County	<i>To:</i> 16272 Conneaut Lake Road Meadville Crawford County  <i>From:</i> 16086 Conneaut Lake Road Meadville Crawford County	Approved

**Branch Consolidations**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-30-2017	FNCB Bank Dunmore Lackawanna County	<i>Into:</i> 1001 Main Street Honesdale Wayne County  <i>From:</i> 1127 Texas Palmyra Highway Honesdale Wayne County	Approved

**CREDIT UNIONS****Branch Applications****De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
5-24-2017	TruMark Financial Credit Union Fort Washington Montgomery County	1900 West Olney Avenue Philadelphia Philadelphia County	Approved

The Department's web site at [www.dobs.pa.gov](http://www.dobs.pa.gov) includes public notices for more recently filed applications.

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 17-961. Filed for public inspection June 9, 2017, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

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

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0021822 (Sewage)	Berlin Borough Valley Road Berlin, PA 15530	Somerset County Berlin Borough	Unnamed Tributary of Buffalo Creek (19-F)	Y
PA0090140 (Sewage)	Clymer Borough STP State Route 286 W Clymer, PA 15728	Indiana County Clymer Borough	Two Lick Creek (18-D)	Y
PA0219371 (Sewage)	Van Scoyoc SRSTP 7480 Primrose Drive Mentor On The Lake, OH 44060	Cambria County Dean Township	Clearfield Creek (8-C)	Yes
PA0253499 (Sewage)	Polito SRSTP 256 Park Lane Darlington, PA 16115	Beaver County Big Beaver Borough	Unnamed Tributary of Clarks Run (20-B)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0060496 (Sewage)	Aqua PA Wastewater Inc. Mast Hope Development WWTP Masthope Plank Road Lackawaxen, PA 18435	Pike County Lackawaxen Township	Delaware River (1-A)	Yes
PA0032107 (Sewage)	Beltzville State Park 2950 Pohopco Drive Leighton, PA 18235	Carbon County Franklin Township	Pohopoco Creek (2-B)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0009288—IW	Milton Hershey School 1201 Homestead Lane Hershey, PA 17033-0830	Dauphin County/ Derry Township	7D	Y
PA0085006—Sew	Conoy Township— Bainbridge STP 211 Falmouth Road Bainbridge, PA 17502-9801	Lancaster County/ Conoy Township	UNT Conoy Creek/7G	Y
PA0085022—Sew	Conoy Township—Falmouth STP 211 Falmouth Road Bainbridge, PA 17502-9801	Lancaster County/ Conoy Township	UNT Conoy Creek/7G	Y
PA0085291—IW	PA DCNR Bureau of State Parks Gifford Pinchot State Park 2200 Rosstown Road Lewisberry, PA 17739-9787	York County/ Warrington Township	Beaver Creek/7F	Y
PA0028886—Sew	Quarryville Borough Authority 300 Saint Catherine Street Quarryville, PA 17566	Lancaster County/ Providence Township	UNT South Fork Big Beaver Creek/7K	Y
PA0081787—Sew	Telco Developers Inc.— Gretna Springs MHP 5 Maple Avenue Manheim, PA 17545	Lebanon County/ West Cornwall Township	Chickies Creek/7G	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0263958 (Sewage)	Seldom Inn SFTF PO Box 126 Tionesta, PA 16353	Forest County Green Township	Unnamed Tributary to Little Tionesta Creek (16-E)	Yes
PA0223131 (Sewage)	Living Church International 59 West Penn Street Summerville, PA 15864-6527	Clarion County Redbank Township	Unnamed Tributary to Pine Creek (17-C)	Yes

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

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

**PA0061301**, Sewage, SIC Code 5812, **Inn at Starlight Lake**, 289 Starlight Lake Road, Starlight, PA 18461. Facility Name: Inn at Starlight Lake. This existing facility is located in Buckingham Township, **Wayne 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, an Unnamed Tributary to Shehawken Creek, is located in State Water Plan watershed 1-A and is classified for High Quality Waters—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 0.004 MGD.

(From Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0

## NOTICES

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Fecal Coliform (No./100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Total Phosphorus	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.004 MGD.

(From Permit Effective Date to 1 Year After Permit Effective Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	1.2	XXX	2.8
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.004 MGD.

(From 1 Year After Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.1
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	16.0	XXX	32.0
Nov 1 - Apr 30	XXX	XXX	XXX	Report	XXX	XXX

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

- TRC and Ammonia-Nitrogen Effluent Limits Compliance Schedule
- Solids Management

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

The EPA Waiver is in effect.

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

**PA0255246**, Sewage, SIC Code 8800, **Charles R Culotta**, 6 East Clarke Avenue, Milford, DE 19963. Facility Name: Culotta SRSTP. This proposed facility is located in Wharton Township, **Fayette County**.

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

The receiving stream(s), Unnamed Tributary to Meadow Run, is located in State Water Plan watershed 19-E 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 0.0004 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	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	1,000
				Geo Mean		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.

**PA0026069**, Sewage, SIC Code 4952, **Latrobe Municipal Authority**, PO Box 88, Latrobe, PA 15650-0088. Facility Name: Latrobe Municipal Authority STP. This existing facility is located in Latrobe Borough, **Westmoreland 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), Loyalhanna Creek, is located in State Water Plan watershed 18-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 6.0 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Average Weekly</i>	
Aluminum, Total	XXX	XXX	XXX	Report	Report	XXX
Chromium, Hexavalent	XXX	XXX	XXX	Report	Daily Max	XXX
Copper, Total	XXX	XXX	XXX	Report	Report	XXX
Cyanide, Free	XXX	XXX	XXX	Report	Daily Max	XXX
Iron, Total	XXX	XXX	XXX	Report	Report	XXX
Manganese, Total	XXX	XXX	XXX	Report	Daily Max	XXX
Selenium, Total	XXX	XXX	XXX	Report	Report	XXX
Zinc, Total	XXX	XXX	XXX	Report	Daily Max	XXX
Pentachlorophenol	XXX	XXX	XXX	Report	Report	XXX
Acrolein	XXX	XXX	XXX	Report	Daily Max	XXX
Hexachlorobutadiene	XXX	XXX	XXX	Report	Report	XXX
					Daily Max	

The proposed effluent limits for Outfall 001 are based on a design flow of 6.0 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Average Weekly</i>	
Aluminum, Total	XXX	XXX	XXX	0.75	0.75	XXX
Chromium, Hexavalent	XXX	XXX	XXX	0.012	Daily Max	XXX
Copper, Total	XXX	XXX	XXX	0.015	0.019	XXX
Cyanide, Free	XXX	XXX	XXX	0.011	Daily Max	XXX
Iron, Total	XXX	XXX	XXX	1.50	0.023	XXX
Manganese, Total	XXX	XXX	XXX	1.00	Daily Max	XXX
Selenium, Total	XXX	XXX	XXX	0.011	3.00	XXX
Zinc, Total	XXX	XXX	XXX	0.120	Daily Max	XXX
Pentachlorophenol	XXX	XXX	XXX	0.002	2.00	XXX
Acrolein	XXX	XXX	XXX	0.0030	Daily Max	XXX
Hexachlorobutadiene	XXX	XXX	XXX	0.003	0.017	XXX
					Daily Max	
					0.188	
					Daily Max	
					0.003	
					Daily Max	
					0.0034	
					Daily Max	
					0.005	
					Daily Max	

## NOTICES

The proposed effluent limits for Outfall 001 are based on a design flow of 6.0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Average Weekly</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	1,001.0	1,501.0	XXX	20.0	30.0	40
May 1 - Oct 31	500.0	Wkly Avg 751.0 Wkly Avg	XXX	10.0	Wkly Avg 15.0 Wkly Avg	20
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	1,251.0	1,877.0	XXX	25.0	37.5	50
		WklyAvg			Wkly Avg	
Total Suspended Solids Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report Daily Max	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	375.0	XXX	XXX	7.5	XXX	15
May 1 - Oct 31	125.0	XXX	XXX	2.5	XXX	5
Cadmium, Total	XXX	XXX	XXX	Report	Report Daily Max	XXX
Sulfate, Total	XXX	XXX	XXX	Report	Report Daily Max	XXX
1,3-Dichloropropylene	XXX	XXX	XXX	Report	Report Daily Max	XXX
Chloride	XXX	XXX	XXX	Report	Report Daily Max	XXX
Bromide	XXX	XXX	XXX	Report	Report Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 6.0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Average Weekly</i>	
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Toxicity, Chronic—Pimephales Survival (TUc)	XXX	XXX	XXX	XXX	2.2 Daily Max	XXX
Growth (TUa)	XXX	XXX	XXX	XXX	2.2 Daily Max	XXX

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

The EPA Waiver is not in effect.

**PA0253201**, Sewage, SIC Code 4952, **East Franklin Township**, 106 Cherry Orchard Avenue, Kittanning, PA 16201. Facility Name: Tarrtown STP. This existing facility is located in East Franklin Township, **Armstrong 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, the Allegheny River, is in State Water Plan watershed 17-E 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 0.045 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Average Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Weekly Average</i>	<i>Maximum</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 0.045 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Average Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Weekly Average</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Min 4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	0.5	XXX	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	9.4	XXX	25.0	38.0	XXX	50.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	XXX	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	XXX	XXX	XXX
Total Suspended Solids	11.3	XXX	30.0	45.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	Report	XXX	XXX	Report

The EPA Waiver is in effect.

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5970.*

**PA0244945**, Storm Water, SIC Code 3841, **DSM Biomedical, Inc.**, 735 Pennsylvania Drive, Exton, PA 19341-1130. Facility Name: DSM Biomedical, Inc. This proposed facility is located in East Whiteland Township, **Chester County**.

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

The receiving stream(s), Shamona Creek, is located in State Water Plan watershed 3-H and is classified for High Quality Waters—Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	Inst Min XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	Inst Min XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

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

Proposed Part C Conditions:

- I. Stormwater Outfalls and Authorized Non-Stormwater Discharges
- II. Best Management Practices (BMPs)
- III. Routine Inspections
- IV. Preparedness, Prevention, and Contingency (PPC) Plan
- V. Stormwater Monitoring Requirements
- VI. Other Requirements
  - A. Acquire Necessary Property Rights
  - B. Sludge Disposal Requirements
  - C. BAT/ELG Reopener
  - D. Small Stream Discharge
  - E. Remedial Measures if Public Nuisance

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

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

**PA0087564**, Sewage, SIC Code 6514, **Donald & Linda Yingling**, 3574 Taneytown Road, Gettysburg, PA 17325-8635. Facility Name: Yingling Development STP. This existing facility is located in Cumberland Township, **Adams County**.

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

The receiving stream(s), Dry Swale to Unnamed Tributary to Plum Run, is located in State Water Plan watershed 13-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 0.0019 MGD.—Limits.

<i>Parameter</i>	<i>Mass Units (lbs/day)</i>		<i>Effluent Limitations</i>			
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
				<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Total Residual Chlorine (TRC) (permit effective date to end of interim period)	XXX	XXX	XXX	Report	XXX	Report
(end of interim period to permit expiration date)	XXX	XXX	XXX	0.5	XXX	1.6
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0

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

- Optimize chlorine dosages
- Septic tank pumping requirement
- Stormwater prohibition

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.

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

**PA0232866**, Storm Water, SIC Code 5541, 7539, **Sapp Bros Truck Stops, Inc.**, 9915 S 148th Street, Omaha, NE 68138-3876. Facility Name: Sapp Bros Truck Stop of PA. This proposed facility is located in Lawrence Township, **Clearfield County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated Industrial Wastewater and Stormwater.

The receiving stream(s), West Branch Susquehanna River, is located in State Water Plan watershed 8-C and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 101 are based on a design flow of 0.000053 MGD.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	
Flow (GPM)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
				Avg		
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Oil and Grease	XXX	XXX	XXX	15.0	XXX	30
Iron, Dissolved	XXX	XXX	XXX	XXX	XXX	7.0
Benzene	XXX	XXX	XXX	XXX	XXX	0.0025
BTEX, Total	XXX	XXX	XXX	XXX	XXX	0.25

The proposed effluent limits for Outfall 201 are based on a design flow of 0 MGD.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Benzene	XXX	XXX	XXX	XXX	Report	XXX
BTEX, Total	XXX	XXX	XXX	XXX	Report	XXX

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

- Requirements applicable to stormwater discharges

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

The EPA Waiver is in effect.

**PA0233846 A-1**, Concentrated Animal Feeding Operation (CAFO), **Drew Remley**, 1170 Salt Spring Road, Roaring Branch, PA 17765-8824.

Drew Remley has submitted an application for an Individual NPDES permit for an amendment of a CAFO known as Remley Farms Swine Facility, located in Liberty Township, **Tioga County**.

The CAFO is situated near Unnamed Tributary to Salt Spring Run in Watershed 10-A, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 1,583.56 animal equivalent units (AEUs) consisting of 8,720 finishing swine, 9,600 nursery swine, 25 beef cows, 8 steer, and 25 calves. Manure is stored in underbarn manure storages. Prior to operation of the manure storage facilities, the design engineer will be required to submit certification that the facilities were constructed in accordance with appropriate PA Technical Guide Standards. 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.

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

**PA0265080**, Sewage, SIC Code 8800, **Charlotte & Robert Russo**, 6480 Lakeside Drive, Sharpsville, PA 16150. Facility Name: Charlotte & Robert Russo SRSTP. This proposed facility is located in South Pymatuning Township, **Mercer County**.

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

The receiving stream(s), Unnamed Tributary to Shenango River Reservoir, 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 0.0004 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

**PA0265039**, Sewage, SIC Code 8059, **Lifestyle Support Services, Inc.**, 1109 Deveaux Street, Elmora, PA 15737. Facility Name: Lifestyle Support Services SFTF. This proposed facility is located in Conewango Township, **Warren County**.

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

The receiving stream(s), Allegheny River, is located in State Water Plan watershed 16-B 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 0.0005 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Average Monthly</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	10.0	XXX	XXX	20
Total Suspended Solids	XXX	XXX	10.0	XXX	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	200	XXX	XXX	XXX

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

**PA0264938**, Sewage, SIC Code 8800, **James S Stevens**, 455 Settlers Village Circle, Cranberry Twp, PA 16066. Facility Name: James Stevens SRSTP. This proposed facility is located in Limestone Township, **Warren County**.

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

The receiving stream, an unnamed tributary to the Allegheny River, is located in State Water Plan watershed 16-F 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 0.0005 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	XXX

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

- Requirement to submit an Annual Maintenance Report and a Discharge Monitoring Report
- No stormwater admitted to the treatment system
- Septic tank pumping requirement
- Solids handling
- Abandonment of the treatment system (for public sewage)

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.

**III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law**

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

**WQM Permit No. 6517401**, Sewage, **Pilot Travel Center LLC**, 5508 Lonas Drive, Knoxville, TN 37909-3221.

This proposed facility is located in South Huntingdon Township, **Westmoreland County**.

Description of Proposed Action/Activity: Replace STP

**WQM Permit No. 6317402**, Sewage, **North Strabane Township Municipal Authority**, 333 Rouser Road, Moon Township, PA 15108.

This proposed facility is located in North Strabane Township, **Washington County**.

Description of Proposed Action/Activity: construction and operation of the McDowell Lane sanitary pump station.

**WQM Permit No. 2698401 A-2**, Sewage, **Redstone Township Sewer Authority**, 1010 Main Street, Republic, PA 15475.

This proposed facility is located in Redstone Township, **Fayette County**.

Description of Proposed Action/Activity: Proposed construction of sanitary sewers, pump stations, and Sewage Treatment Plant (STP) expansion project to correct existing malfunctioning on-lot treatment systems in the Fairbank, Filbert, Herbert, Orient, and Tower Hill Areas of Redstone Township.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a potential funding source.

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

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

*Carbon County Conservation District, 5664 Interchange Road, Lehigh, PA 18235-5114.*

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD130004	PA Department of General Services 18th and Herr Streets Harrisburg, PA 17125	Carbon	Kidder Township	Sand Spring Run (HQ-CWF, MF)

*Lehigh County Conservation District, Lehigh Ag Center, Suite 102, 4184 Dorney Park Rd., Allentown, PA 18104.*

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD390032	PPL Electric Utilities Corporation 2 North 9th Street Allentown, PA 18101	Lehigh	Upper Macungie Township	Cedar Creek (HQ-CWF, MF)

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief, 717.705.4802.*

Permit #	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD310003	David Kauffman 12050 Greenwood Road Huntingdon, PA 16652	Huntingdon County	Jackson Township	UNT Standing Stone Creek (HQ-CWF)

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.*

*Lycoming County Conservation District: 542 County Farm Road, Suite 202, Montoursville, PA 17754, (570) 433-3003.*

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD410003	Jay Dresh Sunoca Pipeline LP 4041 Market St Aston, PA 19014	Lycoming	Cascade, Eldred & Gamble Twps	Salt Run—EV, MF Joe Gray Run—EV, MF UNT to Wallis Run—EV, MF UNT to Loyalsock Creek—EV, MF

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

PAG-12 CAFOs

### CAFO Notices of Intent Received

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

**NPDES Permit No. PAG123855, CAFO, Dream Farms, D/B/A Dream Farms, Newburg, PA 17240.**

This proposed facility is located in Lurgan Township, **Franklin County**.

Description of size and scope of proposed operation/activity: Dairy (Heifers): 2,295 AEU's.

The receiving stream, Unnamed Tributary to Conodoguinet Creek, is in watershed 7-B and classified for: Warm Water Fishes.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

**NPDES Permit No. PAG123545, CAFO, Hershey Ag, 138 Airport Rd, Marietta, PA 17547.**

This existing facility is located in South Londonderry Township, **Lebanon County**.

Description of size and scope of existing operation/activity: Swine (Wean to Sow): 982.5 AEU's.

The receiving stream, Unnamed Tributary of Little Chiques Creek, is in watershed 7-G and classified for: Migratory Fishes and Trout Stocking.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

**NPDES Permit No. PA0266558, CAFO, Lapp Jonathan Z, 274 Media Road, Oxford, PA 19363.**

This proposed facility is located in East Nottingham Township, **Chester County**.

Description of size and scope of proposed operation/activity: Poultry (Pullets): 166.67 AEU's.

The receiving stream, Unnamed Tributary to Jordan Run, is in watershed 7-K and classified for: Exceptional Value Waters and Migratory Fish.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

**NPDES Permit No. PAG123854**, CAFO, **LHF Enterprises LLC**, 932 Turner Camp Road, Schellsburg, PA 15559.

This proposed facility is located in Napier Township, **Bedford County**.

Description of size and scope of proposed operation/activity: Swine (Finishing): 684.89 AEUs.

The receiving stream, Unnamed Tributary to Raystown Branch Juniata River, is in watershed 11-C and classified for: Migratory Fishes and Warm Water Fishes.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

**STATE CONSERVATION COMMISSION**

**PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs**

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

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

**CAFO NMP**

**PUBLIC NOTICE SPREADSHEET—APPLICATIONS (Submission)**

<i>Agricultural Operation (Name and Address)</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units (AEUs)</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
(Owner) Arlin Benner 880 Pinkerton Road Mount Joy, PA 19330						
(Operator) Cochranville Farm 2391 Glenville Road Cochranville, PA 19330 West Fallowfield Township	Chester	327.4	1,950.00	Dairy Cows	None	New
Sunrise Farms Kenneth Beers 1236 Newport Rd Duncannon, PA 17020	Perry	478.9	188.80	Chicken Pullets	NA	Renewal
Keister Family Farms LLC 105 Keister Farm Lane Middleburg, PA 17842	Snyder	116.63	442.01	Turkeys Steers	None	Renewal

## PUBLIC WATER SUPPLY (PWS) PERMITS

Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

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

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

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

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

### SAFE DRINKING WATER

#### Applications Received Under the Pennsylvania Safe Drinking Water Act

*Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Application No. 4017503MA**, Public Water Supply.

Applicant	<b>Keystone Job Corps Center</b> 235 West Foothills Drive Butler Township, PA 18222
[Township or Borough]	Butler Township, <b>Luzerne County</b>
Responsible Official	Eric Peters, Maintenance Manager 235 West Foothills Drive Butler Township, PA 18222
Type of Facility	PWS
Consulting Engineer	Bryon A. Killian, P.E. Entech Engineering, Inc. 685 South Mountain Blvd Dorrance Township, PA 18707
Application Received Date	05/18/2017
Description of Action	Installation of tank mixing system.

**Permit No. 5417501 Major Amendment**, Public Water Supply.

Applicant	<b>Aqua PA, Inc.</b> 1 Aqua Way White Haven, PA 18661
[Township or Borough]	North Union Township, <b>Schuylkill County</b>
Responsible Official	Patrick R. Burke, PE Aqua PA, Inc. 204 E. Sunbury Street Shamokin, PA 17872
Type of Facility	PWS
Consulting Engineer	Jonathan Morris, PE GHD 326 East Second Street Bloomsburg, PA 17815 (570) 387-5283
Application Received	05/22/2017
Description of Action	Construction of a new booster station, storage tank and associated transmission main.

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

**Permit No. 2817504 MA**, Public Water Supply.

Applicant	<b>South Mountain Restoration Center</b>
Municipality	Guilford Township
County	<b>Franklin</b>
Responsible Official	Randy Rock, Facility Maintenance Manager 1005 South Mountain Road South Mountain, PA 17261
Type of Facility	Public Water Supply
Consulting Engineer	Michele A. Aukerman, P.E. Uni-Tec Consulting Engineers, Inc. 2007 Cato Avenue State College, PA 16801
Application Received:	5/24/2017
Description of Action	This permit is for a new 30 gallon per minute (gpm) well and a new treatment facility. Treatment for the well will consist of sodium hypochlorite disinfection only.

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

**Permit No. 6517521**, Public Water Supply.

Applicant	<b>Municipal Authority of Westmoreland County</b> 124 Park & Pool Road New Stanton, PA 15672
[Township or Borough]	City of Jeanette
Responsible Official	William Castelli, Distribution Facility Superintendent Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
Type of Facility	George Sweeney water system





Type of Facility Water system  
 Consulting Engineer Gibson-Thomas Engineering, Co., Inc.  
 1004 Ligonier Street  
 Latrobe, PA 15650  
 Application Received Date May 12, 2017  
 Description of Action Fifteen (15) bulk load-out hydrants.

**Application No. 6517522MA, Minor Amendment.**

Applicant **Municipal Authority of Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672  
 [Township or Borough] North Huntingdon and Sewickley Townships  
 Responsible Official William Castelli, Distribution Facility Superintendent  
 Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Type of Facility Water system  
 Consulting Engineer Gibson-Thomas Engineering, Co., Inc.  
 1004 Ligonier Street  
 Latrobe, PA 15650  
 Application Received Date May 18, 2017  
 Description of Action Installation of approximately 10,500 feet of 12-inch diameter waterline and a pressure reducing vault.

**Application No. 0217516WMP-1, Minor Amendment.**

Applicant **Municipal Authority of Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672  
 [Township or Borough] White Oak Borough  
 Responsible Official Scott Sachs, Project Engineer  
 Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Type of Facility McKeesport water system  
 Consulting Engineer Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672  
 Application Received Date May 30, 2017  
 Description of Action Two (2) bulk load-out hydrants.

**Application No. 2617508WMP-1, Minor Amendment.**

Applicant **Municipal Authority of Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672

[Township or Borough] North Huntingdon, Salem, Mt. Pleasant, East Huntingdon, North Versailles, Rostraver, and Hempfield Townships; and New Stanton Borough

Responsible Official Scott Sachs, Project Engineer  
 Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Type of Facility Indian Creek water system  
 Consulting Engineer Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Application Received Date May 30, 2017

Description of Action Sixteen (16) bulk load-out hydrants.

**Application No. 6517507WMP-1, Minor Amendment.**

Applicant **Municipal Authority of Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672

[Township or Borough] North Huntingdon and Penn Townships; Murrysville, Manor and New Alexandria Boroughs

Responsible Official Scott Sachs, Project Engineer  
 Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Type of Facility Beaver Run water system  
 Consulting Engineer Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Application Received Date May 30, 2017

Description of Action Seven (7) bulk load-out hydrants.

**RESIDUAL WASTE GENERAL PERMITS**

**Renewal Application(s) Received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash**

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

**General Permit Renewal Application No. WMGR028SC005A. H&K Group, Inc.,** has submitted a general permit renewal application for Silver Hill Quarry, 470 Yellow Hill Rd., Narvon, PA 17555 in Brecknock Township, **Lancaster County.** This general permit authorizes the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a

component or ingredient in the manufacturing of construction products. The application for renewal was determined to be complete on May 25, 2017.

**General Permit Renewal Application No. WMGR028SC005B. H&K Group, Inc.**, has submitted a general permit renewal application for Bechtelsville Asphalt, 1355 North Reading Ave., Bechtelsville, PA 19505 in Colebrookdale Township, **Berks County**. This general permit authorizes the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. The application for renewal was determined to be complete on May 25, 2017.

**General Permit Renewal Application No. WMGR028SC005C. H&K Group, Inc.**, has submitted a general permit renewal application for Reading Materials Asphalt Plant, 148 Angstadt Lane, Birdsboro, PA 19508 in Cumru Township, **Berks County**. This general permit authorizes the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. The application for renewal was determined to be complete on May 25, 2017.

Persons interested in obtaining more information about the general permit renewal applications may contact Mr. John Oren, P.E., Permits Section Chief, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Department Regional Office. The address and phone number of the Regional Office is listed before the application notices.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the Department's Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments, protests and information. Each submission must contain

the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P.S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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

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

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

*Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.*

**09-0216A: B. Blair Corporation** (95 Louise Drive, Ivyland, PA 18974) for installation and operation of a portable nonmetallic mineral processing plant in Northampton Township, **Bucks County**. The plan approval is for a non-Title V facility and will consist of a 400 ton per hour jaw crusher powered by a 2014 model year 350 horsepower diesel-fired engine. Potential emissions to the atmosphere will be less than or equal to the following: NO<sub>x</sub>—9.18 tpy, CO—7.97 tpy, and PM—3.92 tpy. There will be no add-on control technology for the air emissions from this engine. PM emissions from the crusher will be controlled by appropriate water sprays. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-0044C: Glasgow, Inc.** (Church & Flint Hill Roads, King of Prussia, PA 19406), for the following modifications for the existing batch hot mix asphalt (HMA) plant

and associated dust collector (baghouse) at its McCoy Quarry & Asphalt Plant facility:

- Revisions to the hourly and annual particulate matter (PM)/PM less than 10  $\mu\text{m}$  in aerodynamic diameter (PM<sub>10</sub>) emission rate restrictions for the batch HMA plant to correspond with the best available technology PM emission concentration restrictions of 0.016 grain per dry standard cubic foot (gr/dscf) for filterable PM and 0.021 gr/dscf for PM<sub>10</sub> (i.e., filterable plus condensable). The revisions result in an increase in the potential to emit PM/PM<sub>10</sub> for the batch HMA plant from 2.01 tons/yr to 5.71 tons/yr (PM) and 7.50 tons/yr (PM<sub>10</sub>), as based on adjusted exhaust gas flow parameters from the most recent stack test for the batch HMA plant.

- A change to the source description for the batch HMA plant to correct the name of the baghouse manufacturer and the quantity of filter bags used in the baghouse.

The facility is located in Upper Merion Township, **Montgomery County**, and is a non-Title V facility.

The plan approval will include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**18-00030C: First Quality Tissue, LLC** (904 Woods Avenue, Lock Haven, PA 17745) for the construction of a 376.5 ton per day paper towel and tissue machine comprised of a wet-end section, the particulate matter emissions from which shall be controlled by a cyclone separator, a wet-end dryer section incorporating a through-air-dryer equipped with a 105 million Btu per hour, natural gas/propane-fired burner, a dry-end dryer section incorporating a through-air-dryer equipped with a 65 million Btu per hour, natural gas/propane-fired burner and a yankee dryer equipped with a 13 million Btu per hour, natural gas/propane-fired burner, a dry-end section, the particulate matter emissions from which shall be controlled by two venturi scrubbers, a dissolved-air-flotation clarifier, six additive storage tanks, with storage capacities ranging from 13,000 gallons to 3,400 gallons, and a converting area incorporating adhesive, printing and paper processing operations, the particulate matter emissions from which shall be controlled by a venturi scrubber; a 68 million Btu per hour, natural gas/propane-fired boiler equipped with low-NO<sub>x</sub> burners and flue gas recirculation; numerous natural gas/propane-fired air-makeup units and heaters with a total combined heat input of 76.09 million Btu per hour; and a 1,500 kilowatt, diesel-fired emergency generator at their facility located in Castanea Township, **Clinton County**.

The Department of Environmental Protection's (Department) review of the information submitted by First Quality Tissue, LLC indicates that the air contamination sources to be constructed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the Federal Standards of Performance for Small Industrial Steam Generating Unit, 40 CFR 60.40c—60.48c, the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR 63.6580—63.6675, the Federal Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, 40 CFR 60.4200—60.4218, the New

Source Review requirements (NSR) of 25 Pa. Code §§ 127.201—127.218 and the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction.

The emissions from all proposed sources included in this project will not exceed the following limits: 58.60 TPY NO<sub>x</sub>, 128.72 TPY CO, 64.49 TPY VOCs, 94.52 TPY PM/PM<sub>10</sub>, 0.59 TPY SO<sub>x</sub>, 3.39 TPY HAPs and 142,685 TPY CO<sub>2e</sub> GHGs.

In addition to the emission limitations, the following is a brief description of the conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements: ppmvd, lbs/mmbtu, lbs/hr and tpy emission limitations for NO<sub>x</sub> and CO, lbs/ton of product, lbs/hr and tpy emission limitations for VOCs, gr/dscf, lbs/hr and tpy emission limitations for PM/PM<sub>10</sub>, VOC content and vapor pressure limitations for paper additives, installation of differential pressure instrumentation for cyclone separator, installation of differential pressure and flow instrumentation for venturi scrubbers, fuel type requirements and usage limitations, gr/kw-hr and tpy emission limitations for NMHC+NO<sub>x</sub>, CO and PM for the emergency generator, operating limitation for the emergency generator, NO<sub>x</sub> and VOC ERC requirements, recordkeeping requirements which ensure compliance with limitations listed herein and requirement that records be submitted to the Department on a semi-annual basis.

The facility is a major (Title V) facility. If the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 18-00030C, the requirements established in the plan approval will be incorporated into Title V Operating Permit 18-00030 pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.*

**63-00922D: Robinson Power Company, LLC** (P.O. Box 127, 563 Route 18, Burgettstown, PA 15021) Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Department of Environmental Protection ("Department") intends to issue Air Quality Plan Approval: PA-63-00922D to Robinson Power Company, LLC ("Robinson Power") for the construction of a natural gas-fired combined cycle power plant named the Beech Hollow Project and to be located adjacent to the Champion Processing, Inc. waste coal pile in Robinson Township, **Washington County**.

The Department will hold a public hearing on Wednesday, July 12, 2017, from 6:00—8:00PM at the Fort Cherry Fort Cherry Jr./Sr. High School Auditorium, 110 Fort Cherry Road, McDonald, PA 15057 to take oral testimony regarding this Air Quality Plan Approval application. Notice of this hearing is separately published within this *Pennsylvania Bulletin*.

Air contamination sources and controls to be authorized at this site include:

- Two (2) Siemens, SGT6-8000H (or equivalent), natural gas-fired combustion turbines, 3,051 MMBtu/hr heat input rating (LHV) each, including natural gas-fired duct burners, 618 MMBtu/hr heat input rating each; controlled by SCR and oxidation catalysts; 1,000 MW total net generating capacity.
- One (1) natural gas-fired auxiliary boiler, 30 MMBtu/hr heat input rating

- One (1) Cummins, QSX15 (or equivalent), diesel-fired fire pump engine, 411 bhp rating; including one (1) diesel fuel storage tank, 100 gallon maximum capacity.

- Miscellaneous components in natural gas service, and circuit breakers; controlled by leak detection and repair ("LDAR").

Potential to emit from the facility will be limited to not exceed the following:

Table 1: Facility Wide Potential to Emit

<i>Air Contaminant</i>	<i>Emission Rate (tpy)</i>
Nitrogen Oxides (NO <sub>x</sub> )	190.44
Carbon Monoxide (CO)	142.24
Total Particulate Matter (PM)	112.98
Particulate Matter Less Than 10 Microns In Diameter (PM <sub>10</sub> )	112.87
Particulate Matter Less Than 2.5 Microns In Diameter (PM <sub>2.5</sub> )	112.85
Sulfur Oxides (SO <sub>x</sub> )	15.42
Sulfuric Acid (H <sub>2</sub> SO <sub>4</sub> ) Mist	7.67
Volatile Organic Compounds (VOC)	45.42
Hazardous Air Pollutants (HAP)	30.5
Formaldehyde (HCHO)	4.40
Ammonia (NH <sub>3</sub> )	12.40
Carbon Dioxide Equivalents (CO <sub>2</sub> e)	2,931,104

This authorization is subject to Prevention of Significant Deterioration (PSD) requirements of 40 CFR 52.21; adopted in its entirety by the Department and incorporated by reference under 25 Pa. Code § 127.83; for nitrogen dioxide (NO<sub>2</sub>), CO, PM, PM<sub>10</sub>, PM<sub>2.5</sub>, H<sub>2</sub>SO<sub>4</sub>, and CO<sub>2</sub>e. In accordance with the PSD rules in 40 CFR 52.21 and 25 Pa. Code § 127.83, Robinson Power has performed an air quality analysis which utilizes dispersion modeling. Robinson Power's air quality analysis satisfies the requirements of the PSD rules and is consistent with the U.S. Environmental Protection Agency's (EPA) Guideline on Air Quality Models (40 CFR Part 51, Appendix W) and the EPA's air quality modeling policy and guidance.

In accordance with 40 CFR 52.21(k) through (n), Robinson Power's air quality analysis demonstrates that Robinson Power's proposed emissions will not cause or contribute to air pollution in violation of the National Ambient Air Quality Standards (NAAQS) for CO, NO<sub>2</sub>, or PM<sub>2.5</sub>, PM<sub>10</sub>. Robinson Power's air quality analysis demonstrates that Robinson Power's proposed emissions will not cause or contribute to air pollution in violation of the Class II or Class I PSD increments for NO<sub>2</sub>, PM<sub>2.5</sub>, or PM<sub>10</sub>. In accordance with the public notice requirements in 25 Pa. Code § 127.45(b)(4), the degree of Class II and Class I increment consumption expected to result from the operation of the Robinson Power facility is provided in the following tables:

Table 2: Degree of Class II Increment Consumption from Operation of the Robinson Power Facility

<i>Pollutant</i>	<i>Averaging Period</i>	<i>Degree of Class II Increment Consumption</i>		<i>Class II Increment</i>
		<i>micrograms/meter<sup>3</sup></i>	<i>% of Class II Increment</i>	<i>micrograms/meter<sup>3</sup></i>
NO <sub>2</sub>	Annual	<0.07648	<0.31%	25
PM <sub>2.5</sub>	24-Hour	<1.56537	<17.40%	9
	Annual	<0.06611	<1.66%	4
PM <sub>10</sub>	24-Hour	<1.40015	<4.67%	30
	Annual	<0.06227	<0.37%	17

Table 3: Degree of Class I Increment Consumption from Operation of Robinson Power Facility

<i>Pollutant</i>	<i>Averaging Period</i>	<i>Degree of Class I Increment Consumption</i>		<i>Class I Increment</i>
		<i>micrograms/meter<sup>3</sup></i>	<i>% of Class I Increment</i>	<i>micrograms/meter<sup>3</sup></i>
NO <sub>2</sub>	Annual	<0.00124	<0.05%	2.5
PM <sub>2.5</sub>	24-Hour	<0.02055	<1.03%	2
	Annual	<0.00107	<0.11%	1

Pollutant	Averaging Period	Degree of Class I Increment Consumption		Class I Increment
		micrograms/meter <sup>3</sup>	% of Class I Increment	micrograms/meter <sup>3</sup>
PM <sub>10</sub>	24-Hour	<0.01844	<0.24%	8
	Annual	<0.00101	<0.03%	4

In accordance with 40 CFR 52.21(o), Robinson Power provided additional impact analysis of the impairment to visibility, soils, and vegetation that would occur as a result of the Robinson Power facility and general commercial, residential, industrial, and other growth associated with the Robinson Power facility.

In accordance with 40 CFR 52.21(p), written notice of the proposed project has been provided to the Federal Land Managers of nearby Class I areas as well as initial screening calculations to demonstrate that Robinson Power's proposed emissions will not adversely impact visibility and air quality related values (AQRV) in nearby Class I areas.

This authorization is subject to New Source Review (NSR) requirements of 25 Pa. Code Chapter 127, Subchapter E for NO<sub>x</sub>. This air contaminant is subject to Lowest Achievable Emission Rate (LAER) requirements. Prior to commencing operation, Robinson Power will be required to secure 219 tons of NO<sub>x</sub> emission reduction credits (ERCs) in order to offset emission increases from this air contaminant.

This authorization is subject to State regulations including 25 Pa. Code Chapters 123, 127, 129, 135, 139 and 145. State standards for contaminants and sources are superseded in most cases by more stringent BACT and LAER requirements. This authorization is also subject to Federal New Source Performance Standards (NSPS) including 40 CFR Part 60 Subparts Dc, IIII, KKKK, and TTTT; and National Emission Standards for Hazardous Air Pollutants (NESHAP) including 40 CFR Part 63 Subparts YYY, and ZZZZ. Other applicable Federal regulations include 40 CFR Parts 52—Approval and Promulgation of Implementation Plans (specifically 52.21—Prevention of Significant Deterioration of Air Quality), 68—Chemical Accident Prevention Provisions; 72, 73, and 75—Permits Regulation, Sulfur Dioxide Allowance System, and Continuous Emission Monitoring; Part 97—Federal NO<sub>x</sub> Budget Trading Program, CAIR NO<sub>x</sub> and SO<sub>2</sub> Trading Programs, and CSAPR NO<sub>x</sub> and SO<sub>2</sub> Trading Programs, and Part 98—Mandatory Greenhouse Gas Reporting.

Plan approval conditions will include source specific and facility-wide emission limitations, operational restrictions, compliance testing and monitoring requirements, work practice standards, and associated recordkeeping and reporting requirements. The Department has determined that the proposed facility satisfies BACT, LAER, and the Department's Best Available Technology (BAT) requirements. Once compliance with the Plan Approval is demonstrated, the applicant will be required to submit a Title V Operating Permit (TVOP) application in accordance with 25 Pa. Code Subchapters F and G.

A person may oppose the proposed plan approval by filing a written protest with the Department through Alan Binder via the U.S. Postal Service to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; email to abinder@pa.gov; or fax to 412.442.4194. Additional written comments may also be submitted. Each protest or set of written comments must contain the name, address and telephone

number of the person submitting the comments, identification of the proposed Plan Approval (PA-63-00922D) and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based.

Robinson Power's Plan Approval application, the Department's Air Quality Review Memorandum, and the Proposed Air Quality Plan Approval for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the Robinson Power Plan Approval Application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed air Quality Plan Approval for this project, a person may contact the Department's Southwest Regional Office File Review Coordinator at 412.442.4000.

All comments must be received prior to the close of business 30 days after the date of this publication.

#### PLAN APPROVAL

#### PUBLIC HEARINGS

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.*

**63-00922D: Robinson Power Company, LLC**, Beech Hollow Project Proposed Plan Approval Authorization, Robinson Township, **Washington County**.

Under 25 Pa. Code § 127.48, notice is hereby given that the Pennsylvania Department of Environmental Protection (DEP) will hold a public hearing from 6:00—8:00PM on Wednesday, July 12, 2017, at the Fort Cherry Fort Cherry Jr./Sr. High School Auditorium, 110 Fort Cherry Road, McDonald, PA 15057.

The purpose of the hearing is to take testimony concerning the Department's intent to issue Plan Approval No. 63-00922D to Robinson Power Company, LLC for the construction of a natural gas-fired combined cycle power plant named the Beech Hollow Project and to be located adjacent to the Champion Processing, Inc. waste coal pile in Robinson Township, Washington County. The primary air emission sources to be constructed are two combined cycle turbines with duct burners (combined 1,000 MW generating capacity). The Department is publishing a notice of intent to issue this plan approval in today's *Pennsylvania Bulletin* to allow for public comments regarding the proposed plan approval.

In accordance with 25 Pa. Code §§ 127.48 and 127.49, the DEP will accept and record testimony concerning Robinson Power's application. Those wishing to present testimony during the hearing should contact Environmental Community Relations Coordinator, Lauren Fraley, at 412.442.4203 or lfraley@pa.gov before noon on July 12, 2017, to register. Individuals who do not register may also present testimony the day of the hearing. Organizations are encouraged to designate one witness to present

testimony on behalf of the organization. Persons unable to attend the public hearing can submit three copies of a written statement to the DEP within 10 days thereafter. Written statements should be sent through Alan Binder via the U.S. Postal Service to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; email to abinder@pa.gov; or fax to 412.442.4194. Each written statement must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval (PA-63-00922D) and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based.

Individuals in need of an accommodation as provided for in the Americans with Disabilities Act of 1990 should contact Lauren Fraley or the Pennsylvania AT&T Relay Service at 1.800.654.5984 (TDD) to discuss how DEP may accommodate your needs.

### OPERATING PERMITS

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

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.*

**TVOP 46-00221: Upper Moreland—Hatboro Joint Sewer Authority**, (2875 Terwood Road, Willow Grove, PA 19090) located in Upper Moreland Township, **Montgomery County**. The facility operates a sewage sludge incinerator and is subject to 40 CFR Part 62 Subpart LLL. The facility is required to obtain a Title V operating permit per 40 CFR 60.5240. The permit contains all applicable requirements including monitoring, recordkeeping and reporting.

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

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**28-03011: Landis Solutions, LLC** (360 South Church Street, Waynesboro, PA 17268) for operation of two natural gas fired boilers, 20.3 MMBtu/hr each, and three blast cabinets, 13 part washers, controlled by fabric collectors in Waynesboro Borough, **Franklin County**. The potential emissions are 14.6 tons of CO, 17.4 tons of NO<sub>x</sub>, less than 3.0 tons of PM, 0.1 ton of SO<sub>x</sub>, and less than 2.0 tons of VOC. 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.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.*

**OP-63-00994: Hydro Recovery LP** (572 State Route 18, Burgettstown, PA 15021), In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Depart-

ment of Environmental Protection (DEP) is providing notice that it intends to issue a State Only Operating Permit (SOOP-63-00994) to Hydro Recovery LP ("Hydro") for the operation of a frack water treatment plant at their Washington facility located in Hanover Township, **Washington County**.

The facility's air contamination sources consist of eleven (11) fracking waste water storage tanks of various capacities and a backup pump rated at 24 bhp. The VOC emissions from the storage tanks are controlled by closed roofs tanks equipped with an activated carbon filter vent. Facility wide emissions are estimated to be less than 2.7 tons VOC, less than 0.5-ton single HAP, less than 1.0 ton combined HAP, 0.2-ton NO<sub>x</sub>, 0.2-ton CO, and 0.1-ton PM<sub>10</sub>. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed SOOP includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards.

Hydro's State Only Operating Permit application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Thomas Kaminski at tkaminski@pa.gov or 412.442.4097.

Any person may submit comments, requests for the Department to hold a public hearing, or protests to the operating permit or a proposed condition thereof, by filing such submissions in writing to the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 63-00994) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

Comments, protests and requests for a public hearing should be directed to Jesse Parihar, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. (jparihar@pa.gov; fax 412.442.4194).

**OP-04-00480: Valley Medical Facilities, Inc.** (1000 Dutch Ridge Road, Beaver, PA 15063-1013), In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a renewal State Only Operating Permit (SOOP-04-00480) to Valley Medical Facilities, Inc. ("VMF") to authorize the continued operation of boilers, emergency generators, and ethylene oxide sterilizer located at their Heritage Valley Beaver in Brighton Township, **Beaver County**.

The facility's air contamination sources consist of two (2) 25.5 MMBtu/hr natural gas or No. 2 fuel oil-fired boilers, one (1) 12.075 MMBtu/hr natural gas or No. 2 fuel oil-fired boiler, four (4) emergency generators, and one (1) ethylene oxide sterilizer. Potential emissions from the emission sources of the facility are based on burning natural gas in all boilers for 8,760 hours per year and low sulfur diesel fuel in the emergency generators for 500 hours per year. Potential emissions are estimated to be 66.7 tons NO<sub>x</sub>, 15.1 tons CO, 72.2 tons SO<sub>x</sub>, 5.9 tons PM, and 0.6 tons VOC. Ethylene Oxide is estimated to be 70 pounds per year. Actual emissions from the facility are much lower considering most of the boilers do not operate at full rated capacity.

This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. Proposed SOOP renewal includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements. The emergency generator is subject to the applicable requirement of 40 CFR Part 63 Subpart ZZZZ and the Ethylene Oxide Sterilizer is subject to 40 CFR Part 63 Subpart WWWW.

VMF State Only Operating Permit renewal application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Thomas Kaminski at [thkaminski@pa.gov](mailto:thkaminski@pa.gov) or 412.442.4097.

Any person may submit comments, requests for the Department to hold a public hearing, or protests to the operating permit or a proposed condition thereof, by filing such submissions in writing to the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 04-00480) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion,

decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

Comments, protests, and requests for a public hearing should be directed to Jesse S. Parihar, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. ([jparihar@pa.gov](mailto:jparihar@pa.gov), fax 412.442.4194).

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for



an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

*Coal Applications Received*

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

**30831303 and NPDES No. PA0013511. Cumberland Contura, LLC**, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Whiteley and Wayne Townships, **Greene County** and related NPDES Permit for installation of twenty-nine (29) GOB-Ventilation Boreholes in Panels 67 and 68. Surface Acres Proposed 17.64. No additional discharges. The application was considered administratively complete on May 19, 2017. Application received March 7, 2017.

**56121301 and NPDES No. PA0236152. AK Coal Resources, Inc.**, (1134 Stoystown Road, Friedens, PA 15541). To revise the permit for the North Fork Mine in Jenner and Quemahoning Townships, **Somerset County** and related NPDES Permit to add underground and subsidence control plan acres on the Middle Kittanning Coal Seam. Underground Acres Proposed 573.9, Subsidence Control Plan Acres Proposed 573.9. No additional discharges. The application was considered administratively complete on May 24, 2017. Application received February 7, 2017.

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

**Permit No. 56160102 and NPDES No. PA0279480. Transfer from Berwind Coal Sales Co.**, 509 15th Street, Windber, PA 15963 to Elk Resources, Inc., 30 Pounds Road, West Lebanon, PA 15783, commencement, operation and restoration of a bituminous surface and auger mine in Paint Township, **Somerset County**, affecting 418.5 acres. Receiving streams: unnamed tributaries to Spruce Creek and Shade Creek to Stonycreek River, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: March 30, 2017.

*Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.*

**16060102. Terra Works, Inc.** (49 South Sheridan Road, Clarion, PA 16214). Renewal of an existing bituminous surface mine in Beaver and Licking Townships, **Clarion County** affecting 29.0 acres. Receiving streams: Unnamed tributaries to Clarion River, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. This renewal is for reclamation only. Application received: May 24, 2017.

*New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.*

**65-17-01 and NPDES Permit No. PA0278246. David L. Patterson, Jr.** (12 Short Cut Road, Smithfield, PA 15478). Application for commencement, operation and restoration for a Government Financed Construction Contract, located in Salem Township, **Westmoreland County**, affecting 15.4 acres. Receiving streams: unnamed tributaries to Beaver Run Reservoir, classified for the following use: HQ-CWF. The potable water supply intake within 10 miles downstream from the point of discharge: MAWC—Beaver Run Reservoir. Application received: May 5, 2017.

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

**Permit No. 49970202R4. Susquehanna Coal Company**, (P.O. Box 27, Nanticoke, PA 18634), renewal of an existing anthracite coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 808.1 acres, receiving stream: North Branch Shamokin Creek, classified for the following uses: cold water and migratory fishes. Application received: May 12, 2017.

**Permit No. 49860201R6. Rosini Enterprises, Inc.**, (P.O. Box 568, Shamokin, PA 17872), renewal of an existing anthracite coal refuse reprocessing operation in Coal Township, **Northumberland County** affecting 39.8 acres, receiving stream: Carbon Run, classified for the following uses: cold water and migratory fishes. Application received: May 12, 2017.

### MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

*Effluent Limits for Coal Mining Activities*

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

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

\* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

*Effluent Limits for Noncoal Mining Activities*

The limits for noncoal mining activities as provided in 25 Pa. Code Chapter 77 are pH 6 to 9 and other parameters the Department may require.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

*Coal NPDES Draft Permits*

*New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.*

**NPDES No. PA0251470 (Mining permit no. 30080201), Shannopin Materials LLC**, 103 Corporate Road, Suite 102, Morgantown, WV 26501, renewal and revision to the NPDES permit for an existing bituminous surface mine in Monongahela Township, **Greene County**, affecting 19.6 acres. Receiving stream: Monongahela River, classified for the following use: WWF. Application received: Renewal on September 12, 2014 and Revision on November 14, 2016.

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

The treated wastewater outfall(s) listed below discharge to Monongahela River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
007	Y	Mine Drainage Treatment
008	Y	Mine Drainage Treatment

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: 007, 008</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)	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	70	90

Sulfates (mg/L) Monitor & Report

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

Alkalinity must exceed acidity at all times.

The stormwater outfall(s) listed below discharge to Monongahela River.

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

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Outfalls: 002, 006</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)	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	70	90
Sulfates (mg/L)	Monitor and Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

*Noncoal NPDES Draft Permits*

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

**NPDES Permit No. PA0122351 on Surface Mining Permit No. 7976SM2. Eureka Stone Quarry, Inc.,** (P.O. Box 249, Chalfont, PA 18914), renewal of an NPDES Permit for an argillite quarry operation in Warrington Township, **Bucks County**, affecting 1,720.0 acres. Receiving stream: unnamed tributary to Neshaminy Creek, classified for the following use: trout stock and migratory fishes. Application received: August 1, 2016.

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

The outfalls listed below discharge to unnamed tributary to Neshaminy Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Pit Sump
002	No	Sedimentation Pond

The proposed effluent limits for the above listed outfall are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instantaneous</i>
		<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Total Suspended Solids		35.0	70.0	90.0
Iron (mg/l)		3.5	7.0	
Manganese (mg/l)		2.0	4.0	

<sup>1</sup> The parameter is applicable at all times.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301–303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311–1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in

writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

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

**Applications Received under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1–693.27) and section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.**

### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Southeast Region: Waterways and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900.*

**E46-1153. Wissahickon Valley Watershed**, 12 Morris Road, Ambler, PA 19002-5407, Upper Gwynedd Township, **Montgomery County**, ACOE Philadelphia District.

To restore, construct, and maintain approximately 1,613 linear feet of the Wissahickon Creek utilizing stream bank restoration methods which include 6-in stream riffle structure, channel alignments, and regrading the floodplain area for the purpose of ecological up lift.

The proposed work will extend from the walking bridge of the Wissahickon Green Ribbon Trail to the existing confluence with another tributary near the intersection of Moyer Blvd. and West Point Pike. (Lansdale, PA USGS map; Lat: 40.210982; Long: -75.292400).

**E51-277. City of Philadelphia and John Bartram Association**, 54th Street and Lindbergh Boulevard, Philadelphia, PA 19030, Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To construct and maintain 100-foot-long by 24-foot-wide small vessel dock situated at west of existing large vessel dock (refer permit E51-195) along the Schuylkill River (WWF-MF) associated with the public boat access to Bartram's Garden. The project also includes the minor rehabilitation of the existing dock including the access ramp.

The site is located at about 500 feet southeast of Wheeler Avenue and 53rd Street (Philadelphia, PA USGS Quadrangle Latitude: 39.933271; Longitude: -75.208391).

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.*

**E64-309. Pennsylvania Department of Transportation, Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512, in Sterling Township, **Wayne County**, U.S. Army Corps of Engineers, Philadelphia District.

To authorize the following water obstructions and encroachments associated with roadway improvements along SR 0084:

1. To clean maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 345-foot long, 42-inch diameter RCP;

2. To remove the existing structure and to construct and maintain a new concrete endwall on the upstream side of the stream enclosure pipe.

The overall improvements will permanently impact 0.02 acre of wetlands and 0.00 square feet of stream channel and temporarily impact 0.03 acre of wetlands and 1,466 square feet of stream channel in Wayne County. The proposed overall project is located along a 7-mile section of SR 0084 starting approximately 0.5 mile west of the Wayne County line moving East to Exit 26 (Newfoundland and Promised Land, PA Quadrangles Latitude: 41° 20' 49"; Longitude: -75° 16' 18") in Greene and Palmyra Townships, Pike County. This application only covers the impacts in Sterling Township, Wayne County.

**E52-255. Blooming Grove Hunting & Fishing Club**, 123 Old Field Road, Hawley, PA 18428, in Blooming Grove Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a stream restoration project in a 5,900-foot reach of Shohola Creek (HQ-CWF, MF) with work consisting of 4 toe woods, 13 rock toes, 3 log boulder steps/grade control structures, 3 single log vanes, 4 root wads, 5 random boulder placements, 24 digger log vanes, 20 j-hook log vanes, 1 double throat cross log vane, 5 cross log vanes, 4 mud sill structures, live stake

plantings, excavation, backfill, and grading in various areas of the channel and embankments. The project begins where the Shohola Creek intersects Interstate 84 and extends upstream from that point for approximately 5,900 linear feet (Pecks Pond, PA Quadrangle, Latitude: 41°21'9"; Longitude: -75°6'2").

**E45-607. Stroud Township**, 1211 North Fifth Street, Stroudsburg, PA 18360, in Stroud Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove an existing structure and to construct and maintain a 4,100 square foot building and deck within the 100-year floodplain of the Brodhead Creek (HQ-CWF, MF). The project is located at 1539 Cherrylane Road (East Stroudsburg, PA Quadrangle, Latitude: 41°3'27"; Longitude: -75°13'5").

**E52-256. Pennsylvania Department of Transportation, Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512, in Greene and Palmyra Townships, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To authorize the following water obstructions and encroachments associated with roadway improvements along SR 0084:

1. To remove the existing structure and to construct and maintain a road crossing carrying Eastbound SR 0084 over Wallenpaupack Creek (HQ-CWF, MF), consisting of a 280 feet long three-span pre-stressed concrete bulb-tee beam bridge constructed with a 30-degree skew to the stream flow on concrete piers and abutments;

2. To remove the existing structure and to construct and maintain a road crossing carrying Westbound SR 0084 over Wallenpaupack Creek (HQ-CWF, MF), consisting of a 280 feet long three-span pre-stressed concrete bulb-tee beam bridge constructed with a 30-degree skew to the stream flow on concrete piers and abutments;

3. To remove an existing endwall from a stormwater outfall pipe and to construct and maintain a new concrete endwall with riprap outlet apron within the floodway of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF);

4. To remove an existing 88-foot long stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of an 18-inch diameter pipe connecting two regulated wetlands (the upstream wetland is proposed as a total take);

5. To remove the existing structure and to construct and maintain an in-kind stream enclosure at the same location of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 204-foot long, 36-inch diameter RCP depressed 6 inches below streambed elevation with concrete endwalls and riprap outlet apron;

6. To repair and maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 590-foot long, 8-foot wide box culvert with concrete endwalls;

7. To repair and maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 328-foot long, 8-foot wide box culvert with concrete endwalls;

8. To remove an existing structure and to construct and maintain an in-kind stream enclosure at the same location of an unnamed tributary to Wallenpaupack Creek

(HQ-CWF, MF), consisting of a 300-foot long, 24-inch diameter RCP to connect two regulated wetlands with no open water component;

9. To construct and maintain a stormwater outfall within the floodway of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a pipe, concrete endwall, riprap outlet protection and minor grading within the stream channel to connect with the new pipe;

10. To maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 217-foot long, 42-inch diameter RCP with concrete endwalls which connects two regulated wetlands with no open water component;

11. To maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 137-foot long, 42-inch diameter RCP which connects two regulated wetlands with no open water component, replace the concrete endwalls in-kind, and to construct and maintain a 36-inch diameter sleeve within the existing 42-inch RCP;

12. To remove an existing endwall and to construct and maintain a replacement concrete endwall at the south end of an existing stream enclosure of an unnamed tributary to Lake Wallenpaupack (HQ-CWF, MF);

13. To maintain an existing stream enclosure of an unnamed tributary to Lake Wallenpaupack (HQ-CWF, MF), consisting of a 195-foot long, 48-inch diameter CMP which connects two regulated wetlands with no open water component;

14. To remove the existing structure and to construct and maintain a stream enclosure of an unnamed tributary to East Branch Wallenpaupack Creek (HQ-CWF, MF), consisting of a 358-foot long, 36-inch diameter CMP depressed 6 inches below streambed elevation with concrete endwalls which connects two regulated wetlands;

15. To maintain an existing stream enclosure of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF), consisting of a 360-foot long, 42-inch diameter CMP with concrete endwalls;

16. To temporarily disturb 11 linear feet of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF) to access an existing downstream stream enclosure for maintenance purposes;

17. To temporarily disturb 73 linear feet of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF) to access and construct a proposed fill slope;

18. To repair and maintain an existing stream enclosure of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF), consisting of a 377-foot long, 8-foot wide concrete box culvert with concrete endwalls;

19. To repair and maintain an existing stream enclosure of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF), consisting of a 476-foot long, 8-foot wide concrete box culvert with concrete endwalls;

20. To place and maintain riprap outlet protection within an unnamed tributary to Kleinhans Creek (HQ-CWF, MF), along with 24 square feet of temporary disturbance for access to the work area;

21. To replace and maintain 10 linear feet of 36-inch diameter RCP and a concrete endwall at the downstream end of an existing stream enclosure of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF);

22. To construct and maintain a concrete endwall and riprap outlet protection within an unnamed tributary to Kleinhans Creek (HQ-CWF, MF).

The overall improvements will permanently impact 0.13 acre of wetlands and 5,879 square feet of stream channel and temporarily impact 0.27 acre of wetlands and 24,916 square feet of stream channel in Pike County. The proposed overall project is located along a 7-mile section of SR 0084 starting approximately 0.5 mile west of the Wayne County line moving East to Exit 26 (Newfoundland and Promised Land, PA Quadrangles Latitude: 41° 20' 49"; Longitude: -75° 16' 18") in Greene and Palmyra Townships, Pike County.

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.*

**E31-237: Plenary Walsh Keystone Partners, S.R.** 1019, Section 001 (East Branch Road) in Huntingdon, PA, Jackson Township, **Huntingdon County**, U.S. Army Corps of Engineers Baltimore District.

To remove the existing structure and to install and maintain 1) a single-span prestressed concrete spread box beam, having a total span of 69.0 feet, an hydraulic opening of 358.0 square feet crossing over East Branch Standing Stone Creek (HQ-CWF, MF) and 2) a relocation of a 33.0-foot section of an Unnamed Tributary to East Branch Standing Stone Creek (HQ-CWF, MF) downstream of the bridge due to interference with a wingwall and roadway widening. The project is located on SR 1019 (East Branch Road) in Huntingdon, PA, Jackson Township, Huntingdon County (Latitude 40° 36' 3.6", Longitude -77° 49' 54.8"). The project will temporarily impact 0.171 acre of Palustrine Shrub (PSS) wetland, permanently impact 0.018 acre of Palustrine Shrub (PSS) and Palustrine emergent (PEM) wetlands, 0.038 acre of permanent stream impacts, and 0.02 acre of permanent floodway impacts. The purpose of the project is to improve the roadway to current safety standards. The project will have a detour implemented to maintain traffic control.

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.*

**E53-452. UGI Central Penn Gas, Inc.**, 2525 North 12th Street, Suite 360, Reading, PA 19612-2677. Sweden Valley Gas Pipeline Extension Project, Eulalia and Sweden Townships, **Potter County**, USACOE Pittsburgh District (Sweden Valley, PA Quadrangle, Western Terminus Latitude 41° 46' 03.22" N; Longitude 77° 58' 34.17" W and Eastern Terminus Latitude 41° 45' 20.02" N; Longitude 77° 56' 58.50" W).

UGI Central Penn Gas, Inc., is seeking Department approval to abandon an existing 4-inch diameter gas distribution pipeline and construct, operate and maintain approximately 10,000 linear feet of new natural gas distribution pipeline within a 20-foot right-of-way requiring seven (7) watercourse and three (3) wetland water obstruction and/or encroachment activities at location as follows:

<i>Identified Activity</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Regulated Waters</i>	<i>Designated Water Quality</i>	<i>Regulated Waters Impact</i>
Impact 1 Bored Utility Line Crossing	41.765420°	-77.975889°	Tributary # 1 Mill Creek	HQ-CWF, MF	20-Feet
Impact 2A Bored Utility Line Crossing	41.766624°	-77.977493°	Wetland # 2	EV	3,000-Feet <sup>2</sup>
Impact 2B Excavated Utility Line Crossing	41.766624°	-77.977493°	Wetland # 2	EV	1,800-Feet <sup>2</sup>
Impact 3 Bored Utility Line Crossing	41.764832°	-77.972270°	Tributary # 2 Mill Creek	HQ-CWF, MF	20-Feet
Impact 4 Bored Utility Line Crossing	41.764118°	-77.971358°	Tributary # 3 Mill Creek	HQ-CWF, MF	20-Feet
Impact 5 Bored Utility Line Crossing	41.763829°	-77.970546°	Tributary # 4 Mill Creek	HQ-CWF, MF	20-Feet
Impact 6 Bored Utility Line Crossing	41.763264°	-77.969492°	Wetland # 5	EV	538-Feet <sup>2</sup>
Impact 7 Bored Utility Line Crossing	41.760778°	-77.967130°	Mill Creek	HQ-CWF, MF	35-Feet
Impact 8 Bored Utility Line Crossing	41.761448°	-77.963030°	Tributary # 5 Mill Creek	HQ-CWF, MF	20-Feet
Impact 9 Bored Utility Line Crossing	41.757907°	-77.953676°	Tributary # 6 Mill Creek	HQ-CWF, MF	25-Feet
Impact 10A Bored Utility Line Crossing	41.757673°	-77.952840°	Lyman Creek	HQ-CWF, MF	26-Feet
Impact 10B Bored Utility Line Crossing	41.757673°	-77.952840°	Wetland # 6	EV	100-Feet <sup>2</sup>
Impact 11 Bored Utility Line Crossing	41.757066°	-77.951622°	Tributary # 7 Mill Creek	HQ-CWF, MF	4.6-Feet

Boring of the 4-inch diameter HPDE gas distribution pipeline crossings beneath the above listed watercourses shall be performed to ensure the depth between stream channel bottom and top of bore casing is minimally 3-feet. Excavation or fill placement, as a part of pipeline maintenance within the 20-foot right-of-way, shall not be performed at the above listed EV (Exceptional Value) wetlands without prior written approval from the Department. The Sweden Valley Gas Pipeline Extension Project is located along the southern right-of-way of SR 0006 approximately between its intersection with SR 0044 and SR 0872.

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Michael Forbeck, Acting Waterways and Wetlands Program Manager, 412-442-4000.*

**E02-1756, Norfolk Southern Corporation, 1200 Peachtree St, NE Atlanta, GA 30309, Glen Osborne Borough, Allegheny County, Pittsburgh ACOE District.**

The applicant proposes to:

1. Construct and maintain a gabion-basket wall along 650 l.f. of the Ohio River (WWF, N); and,
2. Place and maintain compacted structural fill material and stone behind the aforementioned wall, which will impact approximately 16,500 square feet of the floodway, along the Ohio River;

For the purpose of stabilizing an adjacent railroad embankment. The project is located along Ohio River Boulevard, approximately 4.1 miles north of Camp Horne Road (Ambridge and Emsworth, PA USGS Topographic Quadrangle; Latitude: 40° 31' 40"; Longitude: -80° 9' 53"; Pittsburgh ACOE District; Chapter 93: WWF, N; Sub-basi20), in Glen Osborne Borough, Allegheny County.

**E02-1760, Newbury Development Associates, LP, 1263 Newbury Highlands, Pittsburgh, PA 15017, South Fayette Township, Allegheny County, Pittsburgh ACOE District.**

The applicant proposes to:

1. widen and maintain the existing bridge (Access Road 3) having a span of 77.0 feet with a minimum underclearance of 5.9 feet across Millers Run (WWF),
2. construct and maintain a new bridge (Access Road 4) having a span of 82.0 feet with a minimum underclearance of 14.3 feet across Millers Run,
3. place and maintain fill in approximately
  - a. 0.53 acre of open water in association with the construction of mitigation area MA-2 and
  - b. 0.40 acre of wetland (aka Wetland 7), and
4. construct and maintain nine (9) outfall structures along Millers Run and Chartiers Creek (WWF) and UNT-8 that will cumulatively impact 142.25 feet of watercourse and/or 1.911 ft<sup>2</sup> floodway,

For the purpose of constructing Phases II and III of the retail and commercial portion of the Newbury Market Town Center development. (Impacts that occurred to watercourses, floodways and bodies of water, including wetlands, in association with the construction of Phase I of this development project, were authorized under Permit No. E02-1574.) The project is located on the west side of SR 79, approximately 8,000.0 feet northwest from the intersection of SR 50 and SR 79 (Canonsburg, PA Quadrangle N: 21.0 inches; W: 17.5 inches; Latitude: 40°-21'-45"; Longitude: 80°-07'-18") in South Fayette Township, Allegheny County.

To compensate for these environmental impacts, and the environmental impacts that were authorized by Permit No. E02-1574, the applicant previously reconstructed and relocated 1,402 feet of watercourse and created approximately 0.75 acre of wetland (MA-1 and MA-2), and will complete the construction of MA-1 and MA-2, in accordance with the original specifications. In addition, the applicant will reconstruct and relocate an additional 227 l.f. of watercourse (MA-2), construct 0.13 acre of open water habitat, and create an additional 1.03 acre of wetlands (MA-1 and MA-2). The permittee will also make a payment into an approved wetland mitigation bank to compensate for a portion (0.23 acre) of the proposed impacts to Wetland 7.

**E04-250-A2, Shell Chemical Appalachia, LLC**, 300 Frankfort Road, Monaca, PA 15601, Potter Township, **Beaver County**, Pittsburgh ACOE District.

The applicant proposes to:

1. Construct and maintain an approximately 37.5 foot extension of an existing approximately 65 l.f. 24" RCP culvert, in an unnamed tributary (UNT), within the Ohio River basin (WWF, N), in association with;
2. Place and maintain fill in approximately 0.018 acre of wetland (aka Wetland A) and the floodplain of the aforementioned unnamed tributary, as a result of the aforementioned widening of S.R. 18 and utility relocations;
3. Place and maintain fill in approximately 0.25 acre of wetlands (aka Wetland B and Wetland C,

For the purpose of widening SR 18 relocating utilities and constructing parking and an administrative building for the applicant's nearby petrochemical complex. The project is located along S.R. 18, near where this roadway crosses over Racoon Creek (Beaver, PA Quadrangle; Latitude: 40° 39' 31.36"; Longitude: -80° 20' 37.87"), in Potter Township, Beaver County.

**E26-377, Plenary Walsh Keystone Partners**, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275, Franklin Township and North Union Township, **Fayette County**, Pittsburgh ACOE District.

The applicant proposes to:

1. Remove an existing single span, steel I beam bridge, 28.93' long, 25.36' wide, with under clearance of 10.07' over Bute Run (WWF) (aka Stream # 1);
2. Construct and maintain a replacement single span concrete bridge, 43.0' long, 28.67' wide, with under clearance of 9.64' over Bute Run, which includes: updating guiderail, improving drainage, and milling and overlaying the approaches;
3. Stream 1 will be temporarily impacted (76 LF) due to the construction of the new bridge. Due to scour protection underneath the structure, permanent impacts to Stream # 1 will be 61 LF;
4. Stream 2 will be temporarily impacted 56 LF due to construction of the new bridge.
5. To relocate approximately 42 LF of an unnamed tributary to Bute Run (aka Stream # 2) in association with the construction of the replacement bridge.
6. In addition approximately 30 LF of another unnamed tributary of Bute Run (aka Stream # 3) will be temporarily impacted due to construction of the new bridge.

For the purpose of replacing the existing, SR 1018, Section A00 (Vances Mill Road) over Bute Run (WWF), which is located near the intersection of Vances Mill Road with Bitner Road, (Uniontown, PA USGS topographic quadrangle; Latitude: 39° 57' 08" Longitude: 79° 43' 48"; Sub-basin: 19C; Pittsburgh Corps District), in Franklin and North Union Township, Fayette County. Cumulatively this project will permanently impact 103 LF of watercourse and temporarily impact 162 LF of stream impact.

**E32-514, Plenary Walsh Keystone Partners**, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275. SR 0954 Bridge Replacement in Washington Township, **Indiana County**, Pittsburgh ACOE District.

The applicant proposes to:

1. Remove an existing, 42.0' long by 36.7' wide, single span, steel I-beam bridge over South Branch Plum Creek (WWF), with underclearance of 9.0'; and
2. Construct and maintain a replacement, 51' long by 45.25' wide, single span cantilever abutment bridge, with underclearance of 10.42'; and
3. Place and maintain fill in 480 square feet of PEM wetland; and
4. Construct and maintain rock slope protection in the floodway on the upstream and downstream side of the new structure, R-6 rock riprap scour protection along both abutments, and associated improvements to the guiderails, approach roads and stormwater drainage;

For the purpose of replacing the existing, SR 0954, structurally deficient structure over PA South Branch Plum Creek (WWF). The project is located near the intersection of Cooper Valley and Five Points Road (Ernest, PA USGS topographic quadrangle; Latitude: 40° 43' 43.0"; Longitude: -79° 12' 03.0"; Sub-basin: 17E; Pittsburgh Corps District), in Washington Township, Indiana County. This project will impact approximately 260' of watercourse.

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

**E10-509, TOA Cranberry, LP**, 201 King of Prussia Road, Suite 307, Radnor, PA 19087. TOA Cranberry Residential Development, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Baden, PA Quadrangle N: 40°, 41', 47"; W: 80°, 08', 51").

Applicant proposes to construct a residential development consisting of 102 single family homes, a club house, and associated grading, roadways, utilities, and stormwater management facilities. The project will permanently impact 0.61 acre of wetland and 566 LF of streams (tributaries to Brush Creek) and temporarily impact 22 LF of stream (tributary to Brush Creek). Mitigation is proposed in the form of the creation of at least 0.76 acre of wetland on site and the restoration of approximately 476 LF of a tributary to Brush Creek on site.

**E20-602, Borough of Conneaut Lake**, 395 High Street, Conneaut Lake, PA 16316. Conneaut Lake Revitalization and Economic Development at Fireman's Beach in the Borough of Conneaut Lake and Sadsbury Township, **Crawford County**, ACOE Pittsburgh District (Conneaut Lake, PA Quadrangles N: 41°, 36', 21"; W: -80°, 18', 10").

To conduct the following activities within Conneaut Lake and along the shoreline and within 100-year floodplain of Conneaut Lake (HQ-WWF):

- Demolition of the following items listed as they generally appear from north to south:

- o 80 LF of seawall at the northern shoreline of the swimming beach area
- o 150 LF of chain link fence between the beach and parking areas
- o Approximately 20' × 60' boat ramp at the northern extent of parking area
- o Public information signage throughout the parking/egress areas
- o 74 +/- concrete curb blocks throughout the parking/egress areas
- o 18 wood posts (wood bollards) throughout the parking/egress areas
- o 5 post-mounted fire grills along the shoreline area south of the boat ramp

- o 80 ft<sup>2</sup> shoreline deck south of the main entrance
- Relocation of the following items as part of the new site plan:

- o 16 concrete picnic benches to new locations
- o 11 metal trash cans
- o 8 wood picnic benches
- o 4 parking area lights
- o 2 flanking boat ramp docks
- o 1 wood picnic shelter
- o 1 portable toilet
- Construction & maintenance of the following items listed as they generally appear north to south:
  - o Additional sand for the swim beach area
  - o Concrete sidewalk beginning at the snack bar & restrooms building and continuing to the parking area and along the shoreline to its southern extent
  - o 36.67' × 19.75' pavilion slab between the snack bar and parking area
  - o Twin 141.5' × 46' floating docks anchored near the old boat launch area
  - o Bioretention cell between the shoreline sidewalk and parking areas
  - o Approximately 20' of lake wall repair by concrete barrier and tie-backs at two locations near the old boat ramp
  - o Concrete and asphalt paving with curbing in the parking area
  - o 16' × 51' concrete boat docking ramp at southern extent of parking area

*District Oil & Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701.*

**E5829-123: New Milford and Jackson Townships,** Bluestone Pipeline Company of Pennsylvania, LLC, 333 Technology Drive, Suite 255, Canonsburg, PA 15317; New Milford and Jackson Townships, **Susquehanna County,** ACOE Baltimore District.

To construct, operate, and maintain:

1) a permanent access road crossing impacting 285 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Harford, PA Quadrangle; Latitude: 41° 50' 30"N, Longitude: 75° 38' 34"W),

2) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 97 lineal feet of Little Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 08"N, Longitude: 75° 38' 17"W),

3) a permanent right of way crossing and temporary timber mat crossing impacting 303 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Harford, PA Quadrangle; Latitude: 41° 50' 06"N, Longitude: 75° 38' 15"W),

4) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 554 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Harford, PA Quadrangle; Latitude: 41° 50' 02"N, Longitude: 75° 38' 04"W),

5) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 704 square feet (0.02 acre) of a palustrine emergent wetland (PEM) (Harford, PA Quadrangle; Latitude: 41° 50' 13"N, Longitude: 75° 37' 50"W),

6) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 53 lineal feet of Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 13"N, Longitude: 75° 37' 45"W),

7) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 59 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 13"N, Longitude: 75° 37' 44"W),

8) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 52 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 10"N, Longitude: 75° 37' 39"W),

9) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 52 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 08"N, Longitude: 75° 37' 36"W),

10) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 60 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 05"N, Longitude: 75° 37' 31"W),

11) a right of way crossing temporarily impacting 21 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 05"N, Longitude: 75° 37' 31"W),

12) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 15 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 04"N, Longitude: 75° 37' 30"W),

13) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 87 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 03"N, Longitude: 75° 37' 29"W),

14) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 39 lineal feet



of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 02"N, Longitude: 75° 37' 29"W),

15) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 1,492 square feet (0.03 acre) of a palustrine emergent wetland (PEM) (Harford, PA Quadrangle; Latitude: 41° 50' 01"N, Longitude: 75° 37' 27"W),

16) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 217 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 01"N, Longitude: 75° 37' 26"W),

17) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 85 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 00"N, Longitude: 75° 37' 25"W),

18) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 141 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 50' 00"N, Longitude: 75° 37' 24"W),

19) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 78 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 49' 59"N, Longitude: 75° 37' 23"W),

20) a 12-inch diameter steel natural gas pipeline and timber mat crossing temporarily impacting 106 lineal feet of unnamed tributary to Butler Creek (CWF-MF) (Harford, PA Quadrangle; Latitude: 41° 49' 59"N, Longitude: 75° 37' 22"W),

21) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 915 square feet (0.02 acre) of a palustrine emergent wetland (PEM) (Harford, PA Quadrangle; Latitude: 41° 50' 01"N, Longitude: 75° 37' 27"W).

The 59—60 Loop Pipeline project consists of constructing a 12-inch diameter steel natural gas pipeline approximately 0.8 mile long in New Milford and Jackson Townships, Susquehanna County. The project will result in 1,162 lineal feet of temporary stream impacts, 4,253 square feet (0.10 acre) of temporary wetlands impacts all for the purpose of providing safe reliable conveyance of Marcellus Shale natural gas to market.

#### ENVIRONMENTAL ASSESSMENTS

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.*

**EA36-048: The Nature Conservancy**, 2101 N. Front Street, Building 1, Suite 200, Harrisburg, PA 17110 in West Cocalico Township, **Lancaster County**, Army Corps of Engineers Baltimore District.

To 1.) relocate and maintain approximately 760 feet of Harnish Run (WWF, MF); and, 2.) install 620 feet of instream toe wood structures, all permanently impacting 0.04 acre of exceptional value, palustrine emergent wetlands for the purposes stabilizing the stream and reconnecting it with its floodplain. The project is located along Peartown Road approximately 0.2 mile north of its intersection with Blue Lake Road (Wolmelsdorf, PA Quadrangle, Latitude 40° 16' 41.58"N, Longitude: 76° 09'

12.81"W) in West Cocalico Township, Lancaster County. Although wetland impacts are de minimus, the applicant proposes to create 0.05 acre of wetlands onsite.

#### EROSION AND SEDIMENT CONTROL PERMITS

The following parties have applied for Erosion and Sediment Control Permits for earth disturbance activities associated with either road maintenance or timber harvesting operations.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department proposes to issue a permit to discharge, subject to certain limitations in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

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

Following the 30-day comment period, the appropriate regional office water management program manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board (Board).

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the appropriate regional office.

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

#### Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402)

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

ESCGP-2 # ESG29-081-14-0010

Applicant Name Inflection Energy PA LLC

Contact Person Thomas Gillespie

Address 101 W 3rd St, 5th Fl

City, State, Zip Williamsport, PA 17701

County Lycoming

Township(s) Wolf & Mill Ck

Receiving Stream(s) and Classification(s) Mill Ck

(HQ-TSF); Laurel Run (EV)

Secondary—Loyalsock Ck (EV); Muncy Ck (TSF)

ESCGP-2 # ESX29-117-17-0015

Applicant Name SWEPI LP

Contact Person Jason Shoemaker

Address 150 N Dairy Ashford, E1296-E

City, State, Zip Houston, TX 77079  
 County Tioga  
 Township(s) Sullivan  
 Receiving Stream(s) and Classification(s) Corey Ck (CWF)

ESCGP-2 # ESG29-081-17-0014  
 Applicant Name Anadarko E&P Onshore LLC  
 Contact Person Stephen Barondeau  
 Address 33 W Third St, Suite 200  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming  
 Township(s) Gamble  
 Receiving Stream(s) and Classification(s) Miller Run  
 (EV); Mill Ck (EV)  
 Secondary—Murray Run (EV); Loyalsock Ck (EV)

ESCGP-2 # ESX09-117-0046(02)  
 Applicant Name SWEPI LP  
 Contact Person Jason Shoemaker  
 Address 150 N Dairy Ashford E1296-E  
 City, State, Zip Houston, TX 77079  
 County Tioga  
 Township(s) Clymer  
 Receiving Stream(s) and Classification(s) Jemison Ck  
 (HQ-CWF)

ESCGP-2 # ESG29-081-17-0015  
 Applicant Name Anadarko E&P Onshore LLC  
 Contact Person Stephen Barondeau  
 Address 33 W Third St, Suite 200  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming

Township(s) Cascade  
 Receiving Stream(s) and Classification(s) W Branch Wal-  
 lis Run (EV); E Branch Wallis Run (EV)  
 Secondary—Wallis Run (EV)

ESCGP-2 # ESG29-113-17-0002  
 Applicant Name Chesapeake Appalachia LLC  
 Contact Person Brian Davis  
 Address 14 Chesapeake Lane  
 City, State, Zip Sayre, PA 18840  
 County Sullivan  
 Township(s) Cherry  
 Receiving Stream(s) and Classification(s) Marsh Run (EV)

ESCGP-2 # ESX12-081-0146(01)  
 Applicant Name Anadarko E&P Onshore LLC  
 Contact Person Stephen Barondeau  
 Address 33 W Third St, Suite 200  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming  
 Township(s) Pine  
 Receiving Stream(s) and Classification(s) Bonnell Run  
 (EV); Fourmile Run (EV)  
 Secondary—Little Pine Ck (EV); Texas Ck (EV)

ESCGP-2 # ESX29-115-17-0005  
 Applicant Name Cabot Oil & Gas Corp  
 Contact Person Kenneth Marcum  
 Address 2000 Park Lane, Suite 300  
 City, State, Zip Pittsburgh, PA 15275  
 County Susquehanna  
 Township(s) Harford  
 Receiving Stream(s) and Classification(s) Martins Ck  
 (CWF-MF) and UNTs thereto

## ACTIONS

### THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

#### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a

different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

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

### I. NPDES Renewal Permit Actions

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0096474 A-1 (Storm Water and Hydrostatic Test Water)	Buckeye Terminals LLC Coraopolis/Pittsburgh Terminal Station 3200 University Boulevard Coraopolis, PA 15108	Allegheny County Coraopolis Borough	Ohio River (20-G)	Yes

This final action is a result of the settlement of Environmental Hearing Board appeal Docket # 2016-143-B.

PA0219240 (Sewage)	Fortuna SR STP 108 Hamilton Drive Sewickley, PA 15143	Allegheny County Bell Acres Borough	Unnamed Tributary to Little Sewickley Creek (20-G)	Yes
PA0029971 (Sewage)	Avella Elementary & High School 1000 Avella Road Avella, PA 15312-9699	Washington County Cross Creek Township	Unnamed Tributary of South Fork Cross Creek (20-D)	Yes
PA0096423 (Sewage)	Turkeyfoot Valley Area School 172 Turkeyfoot Road Confluence, PA 15424	Somerset County Lower Turkeyfoot Township	Casselman River (19-F)	Yes
PA0203793 (Sewage)	Debevec SR STP 4418 Rostosky Ridge Road Monongahela, PA 15063-4319	Allegheny County Forward Township	Perry Mill Run (19-C)	Yes
PA0252999 (Sewage)	14 Mile Run STP PO Box 506 Pleasant Unity, PA 15676-0506	Westmoreland County Unity Township	Fourmile Run (18-C)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0038385— SEW	DLA Installation Support @ Susquehanna 5750 3rd Street Building 750 New Cumberland, PA 17070-5076	Fairview Township York County	Susquehanna River in Watershed(s) 7-E	N
PA0085405— SEW	Baladerry Inn LP 40 Hospital Road Gettysburg, PA 17325-7798	Cumberland Township Adams County	UNT to Rock Creek in Watershed(s) 13-D	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0091341 (Sewage)	Moniteau Jr. Sr. High School 1810 W Sunbury Road West Sunbury, PA 16061-1220	Butler County Cherry Township	South Branch Slippery Rock Creek (20-C)	Yes
PA0102296 (Sewage)	Stateline Travel Plaza 205 W 10th Street Erie, PA 16501-1411	Erie County Springfield Township	Unnamed Tributary of Raccoon Creek (15-A)	Yes

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


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

**NPDES Permit No. PA0021768**, Sewage, SIC Code 4952, **Somerset Borough Municipal Authority Somerset County**, PO Box 71, Somerset, PA 15501-0071.

This existing facility is located in Somerset Township, **Somerset County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage.

**NPDES Permit No. PA0027570**, Sewage, SIC Code 4952, **Western Westmoreland Municipal Authority**, 12441 Route 993, N Huntingdon, PA 15642-0366.

This existing facility is located in North Huntingdon Township, **Westmoreland County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage.

**NPDES Permit No. PA0002437**, Industrial, SIC Code 3312, **Shenango Inc.**, 200 Neville Road, Pittsburgh, PA 15225-1690.

This existing facility is located in Neville Township, **Allegheny County**.

Description of Existing Action/Activity: Issuance of an NPDES permit for discharges of storm water from a closed cokemaking facility.

**NPDES Permit No. PA0255203**, Industrial, SIC Codes 6531, 4225, 5712, **JD&D Enterprises**, 100 Ross Street, Pittsburgh, PA 15219.

This proposed facility is located in Franklin Township, **Fayette County**.

Description of Proposed Action/Activity: Issuance of an NPDES permit for new discharges of treated groundwater and storm water.

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

**NPDES Permit No. PA0266434**, Sewage, **Prime Home Investments LLC**, 1525 Oregon Pike, Suite 2001, Lancaster, PA 17601.

This proposed facility is located in Amity Township, **Berks County**.

Description of Proposed Action/Activity:

Prime Home Investments Properties, located in Amity Township, Berks County, is authorized to discharge from a facility, known as Prime Home Investments LLC to a dry swale that drains to an Unnamed Tributary to Monocacy Creek in Watershed(s) 3-D.

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**III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law**


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

**WQM Permit No. 0406201 A-1**, Industrial, SIC Code 2992, **Ashland LLC**, 5200 Blazer Parkway, Dublin, OH 43017.

This existing facility is located in Freedom Borough, **Beaver County**.

Description of Proposed Action/Activity: Addition of granular activated carbon treatment to the existing treatment system.

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

**WQM Permit No. 0616409**, Sewerage, **Prime Home Investments LLC**, 1525 Oregon Pike, Suite 2001, Lancaster, PA 17601.

This proposed facility is located in Amity Township, **Berks County**.

Description of Proposed Action/Activity:

This permit transfer approves the operation and transfer of sewage facilities consisting of:

Concrete 1,000-gallon 2-compartment septic tank with filter at outlet end

Concrete 650-gallon tank and Ecoflo Biofilter STB—650, with approximately 195 ft<sup>3</sup> of coconut fiber media

Ultraviolet disinfection unit with alarm and LED light

Approximately 150 linear feet of 4"  $\Phi$  gravity-flow discharge pipe to a swale on the property which drains to a stream

Entire system relies on gravity flow, no pumps included

Planning Approval: A-3-06917-197-3S (October 6, 2016)

**WQM Permit No. 0692402 A-3**, Sewerage, **Exeter Township Berks County**, 4975 DeMoss Road, Reading, PA 19606-9060.

This proposed facility is located in Exeter Township, **Berks County**.

Description of Proposed Action/Activity:

This permit amendment approves the construction/modification of sewage facilities consisting of:

Replacement of existing raw wastewater influent pumps with three suction pumps, 100 hp each, 4,500 gpm each at 65' TDH, with one of the 3 pumps serving as a redundant pump; as well as force main piping and associated fittings and appurtenances within the influent pump station, sump pump, HVAC fans and motors, new hoist and trolley, wet well level transducer with float back-up, pump controls and electrical panels, Variable Frequency Drives, and alarms.

**WQM Permit No. 4477201**, Industrial Waste, **Standard Steel LLC**, 500 N Walnut Street, Burnham, PA 17009.

This proposed facility is located in Burnham Borough, **Mifflin County**.

Description of Proposed Action/Activity:

This amendment approves the modification of industrial wastewater facilities consisting of:

- Installation of a concrete tank of 15' × 40' × 11' 8.5" to temporarily hold wastewater from WEMCO flotation unit if the treatment of the process wastewater is upset. Once the system is adjusted or corrected, the wastewater from this tank will be pumped back to API skimmer/headworks and will run in "closed loop" until the effluent reaches compliance and will discharge through Outfall 002.
- Installation of a submersible 1.5 HP Goulds WS\_D3 series model 3888D3 or equivalent pump in the proposed tank to pump the wastewater from the holding tank to headworks or API skimmer.

**WQM Permit No. 3616206**, CAFO, **Meadow Spring Farms LLC**, 340 West Meadow Valley Road, Lititz, PA 17543.

This proposed facility is located in Ephrata Township, **Lancaster County**.

Description of Proposed Action/Activity:

This permit approves the construction of manure storage facilities consisting of:

An 155' diameter × 14' deep concrete manure storage tank. The tank will consist of a 12" thick wall, made of steel reinforced, 4,000 psi concrete and a 5" steel reinforced, 4,000 psi tank floor.

A leak detection system will drain towards daylight and outlet into an observation well. The observation well will have a shut-off valve installed on both the inlet and the outlet pipes in order to temporarily contain a leak until the manure can be pumped out, field applied, or stored in a different storage.

**WQM Permit No. 2117402**, Sewerage, **North Middleton Authority**, 240 Clearwater Drive, Carlisle, PA 17013-1185.

This proposed facility is located in North Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity:

This permit transfer approves the operation and transfer of sewage facilities consisting of:

This permit approves the construction/operation of sewage facilities consisting of:

- A new Pump Station consisting of a wet well, manhole, submersible pumps (3), and a heated and ventilated building with controls, valves and magnetic flow meter.
- A new 8-inch PVC SDR-21 force main (400 ft.)
- Existing force main and pump station will be abandoned.

**WQM Permit No. 3614404 A-1**, Sewerage, **Conestoga Hills Community, LLC**, PO Box 375, Gap, PA 17527.

This proposed facility is located in Conestoga Township, **Lancaster County**.

Description of Proposed Action/Activity:

This permit approves the construction/modification of sewage facilities consisting of:

- Conversion of one (1) intermittent sand filter bed to a recirculating sand filter bed
- One (1) pump station for the recirculating sand filter effluent
- One (1) 3,000 gallon equalization tank
- Four (4) recirculation tanks
- Discontinuation of chlorine disinfection feed

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

**WQM Permit No. 3781402 A-1**, Sewage, **Ellwood City Lawrence County**, 525 Lawrence Avenue, Ellwood City, PA 16117-1927.

This existing facility is located in Ellwood City Borough, **Lawrence County**.

Description of Proposed Action/Activity: Replace pumps and force main at Woodside 1 Pump Station.

**VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions**

*Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD090001	KTMT LIG I, LP 1030 Reed Avenue Suite 100 Wyomissing, PA 19610	Bucks	Chalfont Borough	Unnamed Tributary to West Branch Neshaminy Creek WWF
PAD150030	Emanuel Stoltzfus 283 Mounty Pleasant Road Honey Brook, PA 19344	Chester	Honey Brook Township	West Branch Brandywine Creek HQ-TSF
PAD150033	W.S. Ridgecrest, LLC 409 Silverside Road Suite 105 Wilmington, DE 19809	Chester	East Fallowfield Township	Unnamed Tributary to Brandywine EV
PAD150032	LeBoutillier Road Associates Acquisition Corporation 595 East Lancaster Avenue Suite 203 St. Davids, PA 19087	Chester	Tredyffrin Township	Valley Creek EV
PAD150036	Villa Building Company, Inc. 3720 Skip View Lane Collegetown, PA 19426	Chester	South Coventry Township	Pigeon Creek HQ-TSF-MF
PAI012316006	WV—PP Towne Center, L.P. 940 West Sproul Road Suite 301 Springfield, PA 19064-1255	Delaware	Middletown Township	Chrome Run TSAF-MF and Unnamed Tributary to Rock Run HQ-CWF-MF
PAD150011	Swedesford Square Apartments L/CAL Limited Partnership 850 Cassatt Road Suite 300 Berwyn, PA 19312	Chester	East Whiteland Township	Valley Creek EV-MF
PAI011516011	Gunner Properties, Ltd. 2 Lindbergh Boulevard Hanger 5B Coatesville, PA 19320	Chester	Upper Uwchlan Township	Unnamed Tributary to Marsh Creek HQ-TSF

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450016	DEPG Bartonsville Route 611 Plaza, LP c/o James DePetris 580 West Germantown Pike Suite 103 Plymouth Meeting, PA 19462	Monroe	Stroud Township	Pocono Creek (HQ-CWF, MF) Wigwam Creek (HQ-CWF, MF)
PAD450006	DEPG Parcel D, LLC c/o James DePetris 580 West Germantown Pike Suite 103 Plymouth Meeting, PA 19462			
PAD450006	Farda Realty Associates, LP c/o Mr. Anthony Farda PO Box 130 Tannersville, PA 18372	Monroe	Pocono Township	UNT to Pocono Creek (HQ-CWF, MF)
PAD450014	Pocono Mountains Municipal Airport Authority c/o Mr. James L. Decker 188 Airport Road Tobyhanna, PA 18466	Monroe	Coolbaugh Township and Mount Pocono Borough	Unnamed Tributary to Red Run (HQ-CWF, MF)

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Nathan Crawford, Section Chief, Telephone 717.705.4802.*

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD050001 Issued May 23, 2017	Northern Bedford County School District Todd B. Beatty 152 NBC Drive Loysburg, PA 16659	Bedford County	South Woodbury Township	Three Spring Run (HQ-CWF, MF)
PAD500001 Issued May 23, 2017	PA Department Conservation and Natural Resources— Bureau of State Parks PO Box 8551 Harrisburg, PA 17105	Perry County	Centre Township	Little Buffalo Creek (HQ-CWF, MF) Little Buffalo Creek (CWF, MF)
PAI036715002 Issued May 22, 2017	Brenda Miller 5111 Miller Road Glenville, PA 17329	York County	Codorus Township	South Branch Codorus Creek Designated use: (WWF, MF) Existing use: (CWF, MF)

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.*

*Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140014	S&A Homes 2121 Old Gatesburg Rd State College, PA 16801	Centre	Halfmoon Township	Halfmoon Creek HQ-CWF

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Michael Forbeck, Acting Waterways and Wetlands Program Manager, 412-442-4000.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD040001	Blackhawk School District 500 Blackhawk Road Beaver Falls, PA 15010	Beaver County	Chippewa Township	North Fork Little Beaver Creek (HQ-CWF)
PAD630003	Hard Four Investments 601 DeKalb Street Farmington, NM 87401	Washington County	North Strabane Township	UNT to Little Chartiers Creek (HQ-CWF)
PAI056516002	Richard Morchesky 231 York Lane Export, PA 15632	Westmoreland County	Salem Township	Thorn Run (HQ-CWF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062516002	O'Reilly Automotive Stores, Inc. 233 South Patterson Springfield, MO 65802	Erie County	Girard Boro	Godfrey Run HQ-CWF; MF
PAI061016001	Commercial Asphalt Supply, Inc. P.O. Box 672 Valencia, PA 16059	Butler County	Clearfield Twp	UNT to Buffalo Creek HQ TSF
PAD160001	Fryburg DPP, LLC 9010 Overlook Blvd Brentwood, TN 37027	Clarion County	Washington Twp	McCaulty Run EV

## **VII. Approvals to Use NPDES and/or Other General Permits**

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

**List of NPDES and/or Other General Permit Types**

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

*General Permit Type—PAG-02*

*Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Limerick Township Montgomery County	PAC460065	Diamond Credit Union 1600 Medical Drive Pottstown, PA 19464	Mingo Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Whitemarsh Township Montgomery County	PAC460049	Mark Dooley 1511 Stockton Road Jenkintown, PA 19046	Wissahickon Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Moreland Township Montgomery County	PAC460035	Upper Moreland School District 2900 Terwood Road Willow Grove, PA 19090	Fitzwatertown Creek and Round Meadow Run TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Providence Township Montgomery County	PAC460068	Lower Providence Rod Gun Club 2857 Egypt Road Audubon, PA 19407	Mine Run TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510018	Shomrin, LLC 1208 Sandringham Road Bala Cynwyd, PA 19004	Delaware Estuary WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900



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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
City of Philadelphia Philadelphia County	PAC510015	Philadelphia Housing Authority 12 South 23rd Street Philadelphia, PA 19103-3014	Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Taylor Borough Lackawanna County	PAC350006	Walter Stocki, Jr. 501 Oak Street Old Forge, PA 18518	Keyser Creek (CWF, MF)	Lackawanna County Conservation District 570-392-3086
Lynn Township Lehigh County	PAC390003	Christopher T. Weiss 8384 Allemaengel Road New Tripoli, PA 18066	Ontelaunee Creek (CWF, MF)	Lehigh County Conservation District 610-391-9583
Frailey Township Schuylkill County	PAG02005416008	Rausch Creek Industrial Park, L.P. 978 Gap Street Valley View, PA 17983	Lower Rausch Creek (CWF, MF) Good Spring Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742

*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief, 717.705.4802.*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Bern Township Berks County Issued	PAC060062	Frank Ike, Bulk Chemicals, Inc. 1074 Stinson Drive Reading, PA 19605	Tulpehocken Creek (WWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 201 Gettysburg, PA 17325 610.372.4657
Lower Heidelberg Township Berks County Issued	PAC060044	Michael Snedeker Community Evangelical Church 51 Green Valley Road Sinking Spring, PA 19608	Cacoosing Creek (CWF)	Berks County Conservation District 1238 County Welfare Road Suite 201 Gettysburg, PA 17325 610.372.4657
Ontelaunee Township Berks County Issued	PAC060059	Michael Moran, Ashley Furniture Industries, Inc 1 Ashley Way Arcadia, WI 54612	Schuylkill River (WWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 201 Gettysburg, PA 17325 610.372.4657
Ontelaunee Township and Leesport Borough Berks County Issued	PAC060021	Kirk Sears, Williamsport Holdings, LP 3745 Hempland Road Mountville, PA 17522	Schuylkill River (WWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 201 Gettysburg, PA 17325 610.372.4657
Amity Township Berks County Issued	PAC060034	Geran Moor, Douglassville DPP, LLC 9010 Overlook Boulevard Brentwood, TN 37027	UNT to Schuylkill River (WWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 201 Gettysburg, PA 17325 610.372.4657

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Cass Township Huntingdon County Issued	PAC310002	John Cornelius 18121 Hares Valley Road Mapleton Depot, PA 17052	Hares Valley Creek (TSF)	Huntingdon County Conservation District 10605 Raystown Road Suite A Huntingdon, PA 16652 814.627.1627
East Manchester Township York County Issued	PAC670044	Kinsley Equities II, LP Mike Jeffers 6259 Reynolds Mill Road Seven Valleys, PA 17360	UNT to Little Conewago Creek (TSF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Penn Township York County Issued	PAC670053	South Western School District Nathan Osborne 225 Bowman Road Hanover, PA 17331	Oil Creek (WWF, MF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Windsor Township York County Issued	PAC670047	PennDOT District 8 Christopher A. Drda 2140 Herr Street Harrisburg, PA 17103-1699	Kreutz Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Fairview Township York County Issued	PAC670001	Fishing Creek Salem UMC Leon E. Wintermyer (Trustee) 402 Valley Road Etters, PA 17319	UNT to Fishing Creek (TSF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430
Windsor Township York County Issued	PAC670066	Argento Family Partnership Domenick Argento 707 Linden Road Hershey, PA 17033	Kreutz Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 (717) 840-7430

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Benner Twp Centre Cnty	PAG02001405013R(1)	Pen Fern Oil Company 1 Sterling Avenue Dallas, PA 18612	UNT—Spring Creek CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Pine Creek Twp Clinton Cnty	PAC180001	Liberty Truckstop, Inc. 1492 Oliver Road New Milford, PA 18834	UNT to the West Branch Susquehanna River CWF	Clinton County Conservation District 45 Cooperation Ln Mill Hall, PA 17751 (570) 726-3798
Wolf Twp Lycoming Cnty	PAG02004116014	Barbara Sones 496 Buckhill Rd Muncy, PA 17756	Muncy Creek TSF, MF	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville, PA 17754 (570) 433-3003

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*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Michael Forbeck, Acting Waterways and Wetlands Program Manager, 412-442-4000.*

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Center Township	PAC040015	Ardex Americas 400 Ardex Park Drive Aliquippa, PA 15001	Raccoon Creek (WWF)	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Robinson Township	PAC630004	Rivendale Farms Pittsburgh, LLC 1357 Valleyview Road Bulger, PA 15019	UNT to Little Raccoon Creek (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
North Strabane Township	PAC630037	Canon McMillan School District 1 North Jefferson Avenue Canonsburg, PA 15317	Chartiers Creek (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Muddy Creek Twp Butler County	PAC100054	PTV XX, LLC C/O Mr. Austin Weinman 1563 Woodward Drive Ext	UNT Muddy Creek WWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270
Grove City Boro Mercer County	PAC430013	Grove City Borough P.O. Box 110 Grove City, PA 16127	Wolf Creek CWF	Mercer County Conservation District 747 Greenville Road Mercer, PA 16137 724-662-2242
Millcreek Twp Erie County	PAC250001	LidL US LLC 4449 Easton Way Suite 200 Columbus, OH 43219	West Branch Cascade Creek WWF; WWF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
Shenango Twp Mercer County	PAC430012	Flynn Family HQ LLC P.O. Box 1050 Hermitage, PA 16148	Unnamed tributary of Hogback Run WWF	Mercer County Conservation District 747 Greenville Road Mercer, PA 16137 724-662-2242
Foster Twp McKean County	PAC420004	ALDI (Saxonburg Division) Christine Morascyzk 6000 North Noah Drive Saxonburg, PA 16056	Foster Brook CWF	McKean County Conservation District 17137 Route 6 Smethport, PA 16749 814-887-4001
Cranberry Twp Butler County	PAC100017	BDNPL Real Estate, LLC 20810 Route 19 Cranberry Township, PA 16066	UNT to Brush Creek WWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270

*Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water/Use**Contact Office &  
Phone No.*Plain Grove Township  
Lawrence County

PAC370011

Grassycrest Farms, Inc.  
Attn Dean Kind  
638 Miller Road  
Slippery Rock, PA 16057UNT to Jamison  
Run  
CWFLawrence County  
Conservation District  
Government Center  
430 Court Street  
New Castle, PA  
16101  
724-652-4512Summit Township  
Butler County

PAC100047

Pennsylvania American Water  
300 Galley Road  
McMurray, PA 15317Coal Run  
WWFButler County  
Conservation District  
122 McCune Drive  
Butler, PA 16001  
724-2845270North East Township  
Erie County

PAC250017

Ridg-U-Rak  
120 South Lake Street  
North East, PA 16428Sixteen Mile Creek  
WWF; MFErie County  
Conservation District  
1927 Wager Road  
Erie, PA 16509  
814-825-6403Summit Township  
Erie County

PAC250012

UHM Properties, Inc.  
150 Clay Street  
Suite 450  
Morgantown, WV 26501Unnamed tributary  
to Walnut Creek  
CWF; MFErie County  
Conservation District  
1927 Wager Road  
Erie, PA 16509  
814-825-6403*General Permit Type—PAG-03**Facility Location  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Receiving  
Water/Use**Contact Office &  
Phone No.*Delmont Borough  
Westmoreland  
County

PAG036189

Gulf Oil Limited Partnership  
80 William Street  
Suite 400  
Wellesley, MA 02481-3705Unnamed Tributary  
of Turtle Creek—  
19-ADEP Southwest  
Regional Office  
Clean Water Program  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
412.442.4000Hempfield Township  
Westmoreland  
County

PAR216166

Wendell H. Stone Company  
dba Stone & Company, Inc.  
606 McCormick Avenue  
Connellsville, PA 15425Unnamed Tributary  
37740 of Jacks  
Run—19-DDEP Southwest  
Regional Office  
Clean Water Program  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
412.442.4000Carmichaels Borough  
Greene County

PAG036160

Coen Market Inc.  
1045 West Chestnut Street  
Washington, PA 15301Monongahela  
River—19-GDEP Southwest  
Regional Office  
Clean Water Program  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
412.442.4000Greensburg City  
Westmoreland  
County

PAG036161

Coen Market Inc.  
1045 W Chestnut Street  
Washington, PA 15301-4628

Jacks Run—19-D

DEP Southwest  
Regional Office  
Clean Water Program  
400 Waterfront Drive  
Pittsburgh, PA  
15222-4745  
412.442.4000Jackson Township  
Butler County

PAG038343

Fedex Ground Package System  
Inc.  
Environmental Services  
1000 Fedex Drive  
Moon Township, PA 15108

Likens Run—20-C

DEP Northwest  
Regional Office  
Clean Water Program  
230 Chestnut Street  
Meadville, PA  
16335-3481  
814.332.6942

*General Permit Type—PAG-4*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Lurgan Township Franklin County	PAG043702	David S. Blank Jr. 38-A Middle Spring Road Shippensburg, PA 17257-8610	UNT to Paxton Run which is listed in Watershed 7-B	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-8 (SSN)*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Upper Frankford and Lower Mifflin Townships/ Cumberland County	PAG080002 PAG080003 PAG080004 PAG080005 PAG080006 PAG080008 PAG080011 PAG080016 PAG080018 PAG080021 PAG082203 PAG082211 PAG082219 PAG082223 PAG083501 PAG083506 PAG083510 PAG083515 PAG083518 PAG083522 PAG083535 PAG083540 PAG083547 PAG083551 PAG083556 PAG083565 PAG083567 PAG083568 PAG083573 PAG083596 PAG083597 PAG083600 PAG083605 PAG083610 PAG083611 PAG083825 PAG089903 PAG089904 PAG089905 PAG089909 PAG089910 PAG070003 PAG070005 PAG073508 PABIG9903 WMGR009	Synagro 1605 Dooley Road PO Box B Whiteford, MD 21160	Ken Wickard # 2 220 Hunter Road Newville, PA 17241	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
North Annville Township/ Lebanon County	PAG-08	Amerigreen, Inc. 96 Commerce Drive PO Box 170 Wyomissing, PA 19610	Richard Weaver Farm North Annville Township/ Lebanon County	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
North Annville Township/ Lebanon County	PAG-08	Amerigreen, Inc. 96 Commerce Drive PO Box 170 Wyomissing, PA 19610	Lynn Struphar Farm North Annville Township/ Lebanon County	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Oley Township/ Berks County	PAG082203 PAG082219 PAG083502 PAG083506 PAG083540 PAG083567 PAG083596 PAG089601 PAG089903 PAG089904 PAG089905	Old Line Environmental, Inc. 33 Stahl Point Road Building 6A Curtis Bay, MD 21226	GOTWALS— Pinebrook Farms Oley Township/Berks County	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

## 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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

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

### SAFE DRINKING WATER

#### Actions taken under the Pennsylvania Safe Drinking Water Act

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

#### Permit No. 0917506, Major Amendment. Public Water Supply.

Applicant	<b>Upper Bucks County Technical School</b> 3115 Ridge Road Perkasie, PA 18944
Borough	Perkasie
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	EarthRes P.O. Box 468 Pipersville, PA 18947
Permit to Construct Issued	May 17, 2017

#### Permit No. 2317503, Major Amendment. Public Water Supply.

Applicant	<b>Joseph Silvestri and Son, Inc.</b> 1168 Naamans Creek Road Garnet Valley, PA 19060
Township	Bethel
County	<b>Delaware</b>
Type of Facility	PWS
Consulting Engineer	CSC Technology, Inc. 170 Netherwood Drive Coatesville, PA 19320
Permit to Construct Issued	May 19, 2017

#### Permit No. 1517509, Minor Amendment. Public Water Supply.

Applicant	<b>Evans Christou</b> P.O. Box 159 Nottingham, PA 19362
Township	East Nottingham
County	<b>Chester</b>
Type of Facility	PWS
Consulting Engineer	Whitehill Consulting Engineers 763 Conowingo Road Quarryville, PA 17566
Permit to Construct Issued	May 16, 2017

**Operations Permit # 1517502** issued to: **Tel Hai Retirement Community**, 1200 Tel Hai Circle, P.O. Box 190, Honey Brook, PA 19344, [(PWSID)] Honey Brook Township, **Chester County** on May 12, 2017 for the operation of Iron and Manganese Treatment at Well No. 4.

*Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Permit No. 2450008, Transfer of Operation Permit, Public Water Supply.**

Applicant **Red Maple Investments, LP**  
Attention: Joanna L. Russell,  
General Partner  
611 Main Street  
Stroudsburg, PA 18360

Municipality Ross Township  
County **Monroe County**  
Type of Facility PWS  
Consulting Engineer N/A  
Permit to Operate May 18, 2017  
Issued

**Permit No. 3540070, Public Water Supply.**

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

[Township or Borough] Black Creek Township  
**Luzerne County**

Responsible Official Patrick R. Burke, PE  
Aqua PA, Inc.  
204 E. Sunbury Street  
Shamokin, PA 17872

Type of Facility PWS  
Consulting Engineer Peter Lusardi, PE  
GHD  
1240 North Mountain Road  
Harrisburg, PA 17112  
(717) 541-0622

Permit to Operation 05/12/2017  
Issued

**Permit No. 4516507MA, Minor Amendment. Public Water Supply.**

Applicant **Brodhead Creek Regional Authority**  
410 Mill Creek Road  
East Stroudsburg, PA 18301

Municipality Smithfield and Stroud Townships  
County **Monroe**  
Type of Facility PWS  
Consulting Engineer Russell D. Scott IV, P.E.  
RKR Hess, A Division of UTRS,  
Inc.  
112 North Courtland Street  
East Stroudsburg, PA 18301

Permit to Construct May 25, 2017  
Issued

**Permit No. 2640012, Operation Permit, Public Water Supply.**

Applicant **GSP Management Co.**  
(Canal Mobile Home Park)  
P.O. Box 677  
Morgantown, PA 19543

Municipality Texas Township  
County **Wayne**  
Type of Facility PWS  
Consulting Engineer James A. Cieri, P.E.  
914 N. Mountain Road  
Harrisburg, PA 17112

Permit to Operate May 25, 2017  
Issued

**Permit No. 4517504MA, Minor Amendment. Public Water Supply.**

Applicant **Brodhead Creek Regional Authority**  
410 Mill Creek Road  
East Stroudsburg, PA 18301

Municipality Pocono Township  
County **Monroe**  
Type of Facility PWS  
Consulting Engineer Max E. Stoner, P.E.  
Glance Associates, Inc.  
3705 Trindle Road  
Camp Hill, PA 17011

Permit to Construct May 30, 2017  
Issued

**Permit No. 3917503MA, Public Water Supply.**

Applicant **MHC Green Acres LP**  
(Green Acres MHP)  
8785 Turkey Ridge Properties  
Breiningsville, PA 18031-2042

[Borough or Township] Upper Macungie Twp.  
County **Lehigh**  
Type of Facility PWS  
Consulting Engineer John R. Poff, PE  
Light-Heigel & Associates, Inc.  
430 E. Main St.  
Palmyra, PA 17078

Permit to Construct 5/16/2017  
Issued

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

**Permit No. 2216511 MA, Minor Amendment. Public Water Supply.**

Applicant **Lykens Borough Authority**  
Municipality Jackson Township  
County **Dauphin**  
Responsible Official Robert Schreffler, Chairman  
200 Main Street, Suite C  
Lykens, PA 17048

Type of Facility Upgrade of the existing water filtration plant including the replacement of filter media and recoating of the interior and exterior of the tanks.

Consulting Engineer Max E. Stoner, P.E.  
Glace Associates, Inc.  
3705 Trindle Rd  
Camp Hill, PA 17011

Permit to Construct 5/25/2017  
Issued

**Permit No. 3817502**, Public Water Supply.

Applicant **Kenbook Bible Camp, Inc.**  
Municipality Swatara Township  
County **Lebanon**  
Responsible Official B Nicholas Ressler, Executive Director  
190 Pine Meadow Road  
Lebanon, PA 17046

Type of Facility Installation of GWR 4-log treatment, finished water storage, booster pump and the consolidation of entry points.

Consulting Engineer Charles A. Kehew II, P.E.  
James R. Holley & Associates, Inc.  
18 South George Street  
York, PA 17401

Permit to Construct 5/25/2017  
Issued

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

**Operations Permit issued to: Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) North Belle Vernon Borough, **Westmoreland County** on May 19, 2017 for the operation of facilities approved under Construction Permit # 2615506MA.

**Operations Permit issued to: Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Mount Pleasant Township, **Westmoreland County** on May 19, 2017 for the operation of facilities approved under Construction Permit # 2614516MA.

**Operations Permit issued to: Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Rostraver Township, **Westmoreland County** on May 19, 2017 for the operation of facilities approved under Construction Permit # 2614514MA.

**Operations Permit issued to: Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Mount Pleasant Township, **Westmoreland County** on May 19, 2017 for the operation of facilities approved under Construction Permit # 2614513MA.

**Operations Permit issued to: Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Mount Pleasant Township, **Westmoreland County** on May 19, 2017 for the operation of facilities approved under Construction Permit # 2614515MA.

**Operations Permit issued to: Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Hempfield Township, **Westmoreland County** on May 19, 2017 for the operation of facilities approved under Construction Permit # 2614517MA.

**Permit No. 3217524MA-E, Minor Amendment.** Public Water Supply.

Applicant **Indiana County Municipal Services Authority**  
602 Kolter Drive  
Indiana, PA 15701

[Borough or Township] Montgomery Township  
County **Indiana**  
Type of Facility Arcadia water treatment plant  
Consulting Engineer Gibson Thomas Engineering Co., Inc.  
1004 Ligonier Street  
Latrobe, PA 15650

Permit to Construct May 19, 2017  
Issued

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

**Permit No. 1069502-T1-MA11**, Public Water Supply.

Applicant **Pennsylvania American Water Company**  
Township or Borough Summit Township  
County **Butler County**  
Type of Facility Public Water Supply  
Consulting Engineer Tiffany A Reed, P.E.  
Pennsylvania American Water Company  
300 Galley Road  
McMurray, PA 15317

Permit to Construct May 22, 2017  
Issued

**Permit No. 1017502**, Public Water Supply.

Applicant **Harrisville United Methodist Church**  
Township or Borough Harrisville Borough  
County **Butler**  
Type of Facility Public Water Supply  
Consulting Engineer Walter W Spencer Jr. P.E.  
107 Coles Road  
Blackwood, NJ 08012

Permit to Construct May 22, 2017  
Issued

#### **SEWAGE FACILITIES ACT PLAN DISAPPROVAL**

#### **Plan Disapprovals Under the Pennsylvania Sewage Facilities Act (35 P.S. § 750.5)**

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

#### *Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Fermanagh Township	169 Juniata View Dr. Mifflintown, PA 17059	Juniata

*Plan Description:* The sewage planning exception (component 1 module) submitted for the Dan Haubert Subdivision, DEP Code No. A3-34904-170-1, APS Id 941546, is disapproved. The submission proposed a subdivision to create one new single family residential lot and a residual



tract with an existing dwelling, with each to use individual onlot sewage disposal systems. The proposed subdivision is located on the north side of Cedar Springs Road, east of the junction with Fielders Lane. This plan is disapproved because it lacked a preliminary hydrogeologic study, which must be submitted as part of the component 2 sewage planning module. A preliminary hydrogeologic study is required because the proposed subdivision is within 1/4 mile of water supplies documented to exceed 5 PPM nitrate-N and onlot sewage disposal is proposed. Reference: Chapter 71 §§ 71.55(a)(2) and 71.62(c)(2)(iii) and Fermanagh Township's Act 537 Sewage Facilities Plan (1989 update).

## **HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988**

### **Public Notice of proposed Consent Order and Agreement Cook Technologies Site, Green Lane Borough, Montgomery County**

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA), 35 P.S. §§ 6020.101—6020.1305, has entered a Consent Order and Agreement ("Agreement") with Cook Technologies Inc ("Cook") for the ongoing monitoring and maintenance of carbon filtration systems installed at residential properties surrounding the Cook Technologies Site.

The Cook Technologies Site ("the Site") is located to the east of the intersection of Gravel Pike (Route 29) and Main Street (Route 63) in Green Lane Borough Montgomery County. In 1981, soil and groundwater samples revealed the presence of Tetrachloroethene (PCE) contamination that had been released by operations at the Site. In August 2011, the Department issued an administrative order requiring that Cook conduct additional remedial investigation of the PCE contamination and formally enter the Act 2 program. Cook filed a timely appeal of the administrative order, and in June 2012, the appeal was settled through an agreement under which Cook and the Department agreed to perform tasks to investigate and address the PCE contamination. The Department has completed its investigation by installing and sampling monitoring wells, sampling residential water wells and carbon filtration systems, conducting soil vapor sampling, and testing residential indoor air quality at the Site. The Department has determined that approximately twenty (20) properties continue to require ongoing maintenance, which includes periodic sampling and replacement of filters on water wells at those properties. An additional six (6) properties require sampling to determine if carbon filtration systems are needed. Upon execution of the Agreement, Cook will assume (and have assumed) responsibility for the water filter maintenance, as they have maintained the filters since 1984.

This notice is provided under Section 1113 of the HSCA, 35 P.S. § 6020.1113. The Agreement may be examined from 8 a.m. to 4 p.m. at the Department's Southeast Regional Office, 2 East Main Street, Norristown, Pennsylvania 19401 by contacting either Bonnie McClennen (484) 250-5965 or Robert Schena at 484.250.5865. They may also be contacted electronically at [bmccledden@pa.gov](mailto:bmccledden@pa.gov) and [roschena@pa.gov](mailto:roschena@pa.gov), respectively. A public comment period on the Agreement will extend for a period of 60 days from the date of publication of this notice. Interested persons may submit written comments regarding the Agreement within 60 days from the date of

publication of this notice to the Department by submitting them to Bonnie McClennen at the previously listed address.

## **LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

### **UNDER ACT 2, 1995 PREAMBLE 2**

**The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).**

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Northeast Region: Eric Supey, Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**US Mini Mart-Childs Property**, 511 Main Street, Carbondale Township, Lackawanna County, Pennsylvania Tectonics, Inc., 723 Main Street, Archbald, PA 18403, on behalf of Singh is King, LLC, 306 Glen Ridge Road, Tobyhanna, PA 18466, submitted a Final Report concerning remediation of site soils and groundwater contaminated with Benzene, Cumene, EDB, EDC, Ethylbenzene, MTBE, Naphthalene, Toluene, 1,2,4-TMB, 1,3,5-TMB, Total Xylenes, and Total Lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**601 North Main Street Property**, Taylor Borough, Lackawanna County, Pennsylvania Tectonics, Inc., 723

Main Street, Archbald, PA 18403, on behalf of Brent Hudak, 601 North Main Street, Taylor, PA 18517, submitted a Site-Specific Remedial Investigation Report, Cleanup Plan, and Final Report concerning remediation of site soils contaminated with Chloroethane, 1,2-Dichloroethane (EDC), 1,1-Dichloroethene (1,1-DCE), Cis-1,2-Dichloroethene (Cis-1,2-DCE), Trans-1,2-Dichloroethene (Trans-1,2-DCE), Tetrachloroethene (PCE), 1,1,1-Trichloroethane (1,1,1-TCA), Trichloroethylene (TCE), and Vinyl Chloride. The report is intended to document remediation of the site to meet the Site-Specific Standard.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Conestoga MHP Lot 20**, 3327 Main Street, Lot 20, Conestoga, PA 17516, Conestoga Township, **Lancaster County**. Liberty Environmental, 480 New Holland Avenue, Suite 8203, Lancaster, PA 17602, on behalf of Conestoga Mobile Home Park, 252 Willow Valley Road, Lancaster, PA 17602, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to the Residential Statewide Health Standard.

**CVS Store No. 1677**, East Market Street & North Brown Street, (SW Corner), Lewistown, PA 17044, Lewistown Borough, **Mifflin County**. ECS Mid-Atlantic, LLC, 56 Grumbacher Road, Suite D, York, PA 17406, on behalf of PA CVS Pharmacy, LLC c/o J.C. Bar Development, LLC, 415 Fallowfield Road, Suite 301, Camp Hill, PA 17011, submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil and mercury. The report is intended to document remediation of the site to the Nonresidential Statewide Health Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment

report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Northeast Region: Eric Supey, Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Former Mineral Fiber Specialties (MFS)**, 1125 Easton Road, Bethlehem City, **Northampton County**. HDR Engineering, Inc., 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015, on behalf of JVI LLC, 1265 Miller Road, Wind Gap, PA 18091, submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soils contaminated with arsenic, chromium, and selenium. The Remedial Investigation Report and Cleanup Plan was approved by the Department May 19, 2017.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Lois E. Whisler Property/Miller Chemical Company Fire**, 539 Oxford Avenue, Hanover, PA 17331, Conewago Township, **Adams County**. Ramboll Environ US Corporation, 4350 North Fairfax Drive, Suite 300, Arlington, VA 22203, on behalf of Miller Chemical and Fertilizer, LLC, 120 Radio Road, Hanover, PA 17332, and Glendon Whisler, 100 Chancellor's Ridge Court, Cary, NC 27513 submitted a Remedial Investigation and Final Report concerning remediation of site soil contaminated with inorganics and fertilizers. The Final Report demonstrated attainment of the Site-Specific, Background and Residential Statewide Health Standards, and was approved by the Department on May 23, 2017.

**Former Hanover RUS Facility**, 121 North Blettner Avenue, Hanover, PA 17331, Penn Township, **York County**. Arcadis U.S., Inc., 10 Friends Lane, Suite 200, Newtown, PA 18940, on behalf of Cintas Corporation, 27 Whitney Drive, Milford, OH 45150, submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with PCE. The Remedial Investigation Report was administratively incomplete and was disapproved by the Department on May 24, 2017.

**Domestic Casting Company LLC**, 275 North Queen Street, Shippensburg, PA 17257, Shippensburg Township, **Cumberland County**. August Mack Environmental, Inc.,

941 Wheatland Avenue, Suite 202, Lancaster, PA 17603, on behalf of Domestic Casting Co., LLC, 620 Liberty Road, Delaware, OH 43015, submitted Remedial Investigation Report concerning remediation of site soil contaminated with arsenic. The Remedial Investigation Report was administratively incomplete and was disapproved by the Department on May 25, 2017.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**Larimer/East Liberty Blocks E&F**, City of Pittsburgh, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of City of Pittsburgh Housing Authority, 200 Ross Street, Pittsburgh, PA 15219 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with lead, arsenic, iron, benzo(a)pyrene, benzo(a)anthracene, benzo(k), fluoranthene, indeno(1,2,3-cd)pyrene, bromomethane. The Plan was approved by the Department on May 15, 2017 and demonstrated attainment of Residential site-specific standard for soil and groundwater.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

#### **Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.**

*Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170.*

#### *Hazardous Waste Transporter License Expired*

**Brenntag Northeast, Inc.**, 81 West Huller Lane, Reading, PA 19605. License No. PA-AH 0082. Effective Apr 30, 2017.

#### *New Applications Received*

**Alpha Bio/Med Services, LLC**, 600 Industrial Drive, Nesquehoning, PA 18240. License No. PA-AH 0861. Effective May 10, 2017.

#### *Renewal Applications Received*

**Interstate Ventures, Inc.**, 2553 Quality Lane, Knoxville, TN 37931. License No. PA-AH 0732. Effective May 15, 2017.

#### RESIDUAL WASTE GENERAL PERMITS

#### **Modification to General Permit No. WMGR052 Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.*

**General Permit No. WMGR052.** The Department of Environmental Protection (Department) proposes to modify General Permit No. WMGR052, which authorizes the low permeability cementitious (LPC) material, a mixture of lime, flue gas desulfurization (FGD) sludge and coal ash from coal-fired power plants, to be provided to persons for the proposed beneficial use as reclamation

material at specific mine sites, provided the reclamation is occurring at the site in accordance with a mining authorization.

The Department is proposing to expand the scope of the General Permit No. WMGR052 to allow placement of material for mine reclamation of active or abandoned mine sites.

The Department is authorized under the Solid Waste Management Act and 25 Pa. Code § 287.611 (relating to authorization for general permit) to modify general permits for any category of beneficial use or processing that results in beneficial use of residual waste on a Statewide basis when the Department determines that the use will not harm or present a threat of harm to the health, safety or welfare of the public or the environment and the activity can be adequately regulated using standard permit conditions.

Written comments concerning the requested amendment should be directed to Ali Tarquino-Morris, Program Manager, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments may also be submitted via e-mail at ra-epbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on WMGR052" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 30 days of this notice and may recommend revisions to, approval or denial of the modification. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

#### **Permit(s) Issued under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste other than Coal Ash.**

*Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.*

**General Permit No. WMGR081SW001: E-Loop LLC**, 2010 Borland Farm Road, Export, PA 15632, Municipality of Murrysville, **Westmoreland County**. A Determination of Applicability (DOA) under general permit WMGR081 for the processing prior to beneficial use of source separated waste electronics was approved by the Regional Office on May 18, 2017.

Persons interested in reviewing the general permit may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

#### REGISTRATION FOR GENERAL PERMIT—RESIDUAL WASTE

#### **Registration Issued Under the Solid Waste Management Act; the Residual Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.**

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.*

**General Permit Registration No. WMGR081SE003. Recovery Recycle LLC**, 38 Green Street, Souderton, PA 18964. Registration to operate under General Permit No. WMGR081SE003 for the processing, prior to reuse or recycling, of uncontaminated and source-separated electronic devices and components by sorting, disassembling, or mechanical processing (by sizing, shaping, separating and volume reduction only) at Recovery Recycling, LLC's Green Street Facility, located at 38 Green Street in the Borough of Souderton, **Montgomery County**. The registration was issued by Southeast Regional Office on May 22, 2017.

Persons interested in reviewing the general permit may contact the Pennsylvania Department of Environmental Protection ("DEP") Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915, or by telephone at 484.250.5960. TDD users may contact the DEP through the Pennsylvania AT&T Relay Service, (800) 654.5984.

**Registration for General Permit issued under the Solid Waste Management Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 relating to authorization for general permit).**

*Southcentral Regional Office: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.*

**General Permit No. WMGR109SC008. Whitsel Associates, Inc.**, 3791 Church Road, Chambersburg, PA 17202, located in Guilford Township, **Franklin County**. The Department of Environmental Protection has issued a Registration under General Permit WMGR109 to Whitsel Associates, Inc. for the processing of used restaurant oil, yellow grease, grease trap waste, oils and animal fat from food processing or rendering plants, waste from ethanol production, soybean soap stock, float grease from wastewater treatment plants, and off-specification vegetable oils for beneficial use as biofuel and biodiesel. This registration was issued on May 30, 2017.

Persons interested in reviewing the general permit may contact John Oren, Permits Section Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

#### **DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS**

**Renewal of a Determination of Applicability issued under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.**

*Southcentral Regional Office: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.*

**General Permit No. WMGR038SC001. Penn Turf, Inc.**, 531 Tel Power Road, Hollidaysburg, PA 16648, located in Frankstown Township, **Blair County**. The Department of Environmental Protection has issued a

Determination of Applicability under General Permit WMGR038 to Penn Turf Inc. for the processing, reuse and beneficial use of waste tires, which include whole tires, tire chips, baled tires, tire shreds, and crumb rubber. This Determination of Applicability was issued on May 23, 2017.

Persons interested in reviewing the general permit may contact John Oren, Permits Section Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

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

**Application received, under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate a Solid Waste Processing or Disposal Area or Site.**

*Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.*

**Permit ID No. 301374. Calgon Carbon Corporation**, 3000 GSK Drive, Moon Township, PA 15108. Application for a permit to operate a residual waste transfer facility in Neville Township, **Allegheny County** was received in the Regional Office on April 10, 2017.

#### **AIR QUALITY**

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

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

*Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920.*

**GP14-09-0144: Abby Glen Pet Memorial dba Orchard Hill Memorial Park** (187 Route 94, Lafayette, NJ 07848) On May 25, 2017 for three (3) Six-Cell Animal Crematoriums and after burner in Richland Township, **Bucks County**.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

*Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.*

**GP1-40-008: Department of Veterans Affairs** (1111 East End Boulevard, Wilkes-Barre, PA 18711) on May 18, 2017, for the operation of two (2) natural gas/# 2 oil fired boilers at facility located in Plains Twp., **Luzerne County**.

**GP1-40-009: Department of Veterans Affairs** (1111 East End Boulevard, Wilkes-Barre, PA 18711) on May 18, 2017, for the operation of three (3) natural gas/# 2 oil fired boilers at facility located in Plains Twp., **Luzerne County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**GP13-44-05013B: Glenn O. Hawbaker, Inc.** (711 East Collage Avenue, Bellefonte, PA 16823) on May 25, 2017, for a new drum asphalt plant, under GP13, at the Naginey Quarry located in Armagh Township, **Mifflin County**.

**GP3-28-03061A: New Enterprise Stone & Lime Co., Inc.** (3912 Brumbaugh Road, New Enterprise, PA 16664) on May 23, 2017, for their non-metallic mineral processing equipment, under GP3, at the Mount Cydonia I Quarry located in Guilford Township, **Franklin County**.

**GP13-36-03161D: Allan Myers, LP** (638 Lancaster Ave., Malvern, PA 19355) on May 25, 2017, for a new drum-mix asphalt plant, under GP13, at the Paradise Quarry, located in Paradise Township, **Lancaster County**.

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

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

**GP5-53-101D: Minard Run Oil Company** (609 South Avenue, Bradford, PA 16701) on April 27, 2017, for change of ownership and authorization to continue operation of a 203 bhp Caterpillar model G3306TA natural gas-fired compressor engine (S/N G6X01394), two (2) 6,000 gallon closed sulfa-treat tanks (T-001, T-002), one (1) 5,800 gallon methanol storage tank (T-003), and one (1) 2,100 gallon waste oil/brine storage tank (T-004) pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compressor and/or Processing Facilities (BAQ-GPA/GP-5) at the Wharton 1561 Compressor Station located in Wharton Township, **Potter County**.

**GP5-59-192E: Seneca Resources Corporation** (51 Zents Blvd., Brookville, PA 15825) on May 16, 2017, for the construction and operation of two (2) 1,380 bhp Caterpillar G3516BLE four stroke, lean burn, natural gas-fired compressor engines, both equipped with two way catalysts, pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Covington Compressor Station located in Covington Township, **Tioga County**. This issuance also incorporates the following existing sources presently operating under State Only Operating Permit 59-00024: one (1) 1,380 bhp Caterpillar G3516BLE four stroke, lean burn, natural gas-fired compressor engine, equipped with a two way catalyst; one 468 bhp Cummins QSK149G generator engine; two (2) 16,800 gallon produced water storage tanks; various fugitive emissions.

**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.*

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**67-03166B: C & S Wholesale Grocers, Inc.** (4875 N. Susquehanna Trail, York, PA 17406) on May 23, 2017, to install Diesel Oxidation Catalysts (DOC) to two 2,000 kW (2,885 HP) generators (Source IDs 101 & 102) and one

1,500 kW (2,168 HP) generator (Source ID 103) to meet the carbon monoxide (CO) emissions limit in the non-emergency requirements of the U.S. EPA's Reciprocating Internal Combustion Engine (RICE) National Emission Standards for Hazardous Air Pollutants (NESHAP) found at 40 CFR Part 63 Subpart ZZZZ, at the warehouse facility in Conewago Township, **York County**.

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

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**18-00026E: First Quality Products, Inc.** (Clinton County Industrial Park, 121 North Road, McElhatten, PA 17748-0270), issued plan approval on May 15, 2017 for the construction of a Curt G. Joa underpad machine (NGB03) in Wayne Township, **Clinton County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.*

**63-00988B: Amity Energy, LLC** (North Shore Place I, 358 North Shore Dr., Suite 201, Pittsburgh, PA 15212) On May 30, 2017, for the construction of a 22 MW natural-gas fired electric generating station located in Amwell Township, **Washington County**, consisting of three (3) 9,708 bhp (7.2 MW) 4 stroke lean burn Rolls Royce Bergen B-35:40V16AG2 natural gas-fired engine/generator sets, each equipped with both catalytic oxidation and selective catalytic reduction (SCR).

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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

*Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.*

**15-0009D: AGC Chemicals American Inc.** (255 S. Bailey Road, Downingtown, PA 19335-2033) On May 25, 2017 for the transition of a pilot plant installed under RFD No 3808 from R & D to production in Caln Township, **Chester County**.

**23-0003Z: Monroe Energy, LLC** (4101 Post Road, Trainer, PA 19061) On May 24, 2017 for minor modification to the Plan Approval for installing three (3) new cooling towers (Source ID 701) in Trainer Borough, **Delaware County**. The minor modification is to incorporate 15.25 tons of VOC emission reduction credits into the plan approval.

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

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**08-00048A: Beaver Dam Energy, LLC** (North Shore Place I, 358 North Shore Drive, Suite 201, Pittsburgh, PA 15212) on May 18, 2017, to extend the plan approval expiration date to November 25, 2017 to allow continued operation of five natural gas-fired reciprocating engines at their electric generating facility in Canton Township, **Bradford County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.*

**63-00936F: MarkWest Liberty Midstream & Resources, LLC** (1515 Arapahoe Street, Tower 1, Suite 1600, Denver, CO 80202) on May 25, 2017, to extend the period of temporary operation of the Houston Gas Plant located in Chartiers Township, **Washington County**. The new expiration date is November 28, 2017.

**63-00990B: Donora Dock LLC** (11 Lloyd Ave, Suite # 200, Latrobe, PA 15650-1711), on May 26, 2017, 180-day plan approval extension issuance for to continue operation for their existing coal handling facility located in Carroll Township, **Washington County**.

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**Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.*

**46-00046: Accellent Inc. DBA Lake Region Medical**, (200 W 7th Ave, Collegeville, PA 19426) On May 24, 2017 for the renewal of a Title V Operating Permit in Trappe Borough, **Montgomery County**. This renewal also includes a minor modification addressing the VOC emissions limits for Source Id Nos. 109 and 111 which were decreased from 6.4 tons per year (combined) to 2.7 tons or less per year for each source.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**41-00063: Ralph S. Alberts Co., Inc.** (60 Choate Circle, Montoursville, PA 17754) on May 25, 2017, was issued a renewal state only operating permit for their Montoursville Plant located in Fairfield Township, **Lycoming County**. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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*Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110.*

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.*

**67-05117: Bulk Dried Materials LLC** (PO Box 141, Spring Grove, PA 17362) on May 22, 2017, for the fluidized bed dryer for sand and pea gravel at their facility located in Jackson Township, **York County**. The State-only permit was administratively amended in order to reflect a change of ownership.

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**Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.**

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

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648.*

**41-00040: Williamsport Foundry Company, Inc.** (164 Maynard Street, Williamsport, PA 17701) terminated the State Only operating permit on April 27, 2017, for their Williamsport foundry facility located in the City of Williamsport, **Lycoming County**. All significant air contaminant sources have ceased operation and/or have been removed from the site.

**59-00024: Seneca Resources Corporation** (51 Zents Blvd., Brookville, PA 15825), terminated State Only (Natural Minor) operating permit on May 16, 2017, for the Covington Compressor Station located in Covington Township, **Tioga County**. The facility's air contamination sources were incorporated into General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5), GP5-59-192E.

**08-00055A: Mill Creek Energy, LLC** (North Shore Place I, 358 North Shore Drive, Suite 201, Pittsburgh, PA 15212) on May 16, 2017, requested termination of Plan Approval 08-00055A that the Department previously issued on January 12, 2016, for the construction of several sources for the proposed 22 MW Mill Creek Energy electric power generation station in Granville Township, **Bradford County**. The Department terminated Plan Approval 08-00055A on May 18, 2017.

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**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P.S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1002).**

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*Coal Permits Issued*

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

**Permit No. 13060101R2. Lehigh Anthracite, LP**, (1233 East Broad Street, Tamaqua, PA 18252), renewal of an existing anthracite surface mine operation in Nesquehoning Borough, **Carbon County** affecting 189.1 acres, receiving stream: Nesquehoning Creek. Application received: December 7, 2016. Renewal issued: May 22, 2017.

**Permit No. PAM113055R, Lehigh Anthracite, LP**, (1233 East Broad Street, Tamaqua, PA 18252), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 13060101 in Nesquehoning Borough, **Carbon County**, receiving stream: Nesquehoning Creek. Application received: December 7, 2016. Renewal issued: May 22, 2017.

**Permit No. 49871603T, Dale Lenig Coal, LLC**, (1006 Lower Road, Shamokin, PA 17872), transfer of an existing anthracite coal preparation plant operation in Little Mahanoy Township, **Northumberland County** affecting 2.1 acres, receiving stream: Mahanoy Creek. Application received: August 2, 2016. Transfer issued: May 23, 2017.

**Permit No. 49871603R, Dale Lenig Coal, LLC**, (1006 Lower Road, Shamokin, PA 17872), renewal of an existing anthracite coal preparation plant operation in Little Mahanoy Township, **Northumberland County** affecting 2.1 acres, receiving stream: Mahanoy Creek. Application received: August 2, 2016. Renewal issued: May 23, 2017.

**Permit No. PAM11205R, Dale Lenig Coal, LLC**, (1006 Lower Road, Shamokin, PA 17872), renewal and transfer of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 49871603 in Little Mahanoy Township, **Northumberland County**, receiving stream: Mahanoy Creek. Application received: August 2, 2016. Renewal issued: May 23, 2017.

**Permit No. 54860110R6, Reading Anthracite Company**, (PO Box 1200, Pottsville, PA 17901), renewal of an existing anthracite surface mine operation in Cass and Foster Townships, **Schuylkill County** affecting 99.0 acres, receiving stream: West Branch Schuylkill River. Application received: February 27, 2017. Renewal issued: May 23, 2017.

**Permit No. PAM112083R, Reading Anthracite Company**, (PO Box 1200, Pottsville, PA 17901), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54860110 in Cass and Foster Townships, **Schuylkill County**, receiving stream: West Branch Schuylkill River. Application received: February 27, 2017. Renewal issued: May 23, 2017.

#### *Noncoal Permits Issued*

*Knox District Mining Office: P.O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191.*

**10000305, Three Rivers Aggregates, LLC** (1807 Shenango Road, New Galilee, PA 16141) Renewal of existing NPDES Permit No. PA0241792 in Worth Township, **Butler County**. Receiving streams: Unnamed tributaries to Black Run and Black Run. Application received: February 9, 2017. Permit Issued: May 23, 2017.

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

**Permit No. 8074SM1C4, Glasgow, Inc.**, (PO Box 1089, Glenside, PA 19038), correction of an existing quarry to include reclamation fill for reclamation in Montgomery Township, **Montgomery County** affecting 59.0 acres, receiving stream: Park Creek. Application received: May 30, 2012. Correction issued: May 23, 2017.

**Permit No. 7973SM3C and NPDES Permit No. PA0594369, Naceville Materials**, (350 South Main Street, Doylestown, PA 18901), renewal of an NPDES

Permit for discharge of treated mine drainage from a quarry operation in Wrightstown Township, **Bucks County**, receiving stream: Mill Creek. Application received: October 16, 2013. Renewal issued: May 26, 2017.

#### **ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

#### *Blasting Permits Issued*

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.*

**59174104, Midstream Explosives LLC** (289 Southside Drive, Newville, PA 17241). Blasting for pipeline located in Liberty Township, **Tioga County** with an expiration date of May 22, 2018. Permit issued: May 24, 2017.

#### **FEDERAL WATER POLLUTION CONTROL ACT SECTION 401**

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

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

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.**

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

*Southeast Region: Waterway and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900.*

**E09-1010. Alexis Larinov**, 17 N. 3rd Street, Philadelphia, PA 19123, Lower Makefield Township, **Bucks County**, ACOE Philadelphia District.

To remove the existing two story dwelling and to construct and maintain a new house at the same location above the 100-year floodway of the Delaware River. (WWF, MF).

The site is located at 191 River Road, Lower Makefield, PA (USGS Quadrangle, Pennington, NJ-PA, Latitude: 40.1536; Longitude: -74.519).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

**E09-1008. Sunesys, LLC**, 185 Titus Avenue, Warrington, PA 19403, Bridgeton Township, **Bucks County**, ACOE Philadelphia District.

To install and maintain a new fiber optic cable 1.5-inch inner duct line attaching to the existing wooden power poles located on either banks of the Delaware River (WWF) associated with the fiber optic connections to the customers in NJ.

The site is located about 1,000 feet downstream from Upper Black Eddy Bridge (Frenchtown, NJ-PA-USGS Quadrangle Latitude: 40.564569, Longitude: -75.097906).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

**E46-1149. Walnut Creek Acquisitions, L.P.**, 404 N. Summeytown Pike, Suite 200, North Wales, PA 19454, Limerick Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain a 6-foot wide Steel Pedestrian Bridge situated along the Mingo Creek (WWF) and measuring approximately 90 feet in length associated with the Club View at Springford residential development and the existing trail system in the township. The lower chord of the bridge is above the FEMA floodway elevation.

The bridge is located at about 1,000 feet southwest of Royersford Road intersection with Souder Road (Phoenixville, PA USGS Quadrangle, Latitude: 40.207128; Longitude: -75.525786).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

**E15-881. North Coventry Township**, 845 South Hanover Street, Pottstown, PA 19465, North Coventry Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain a 6-foot wide by 16-foot long Pedestrian Bridge situated along the Pigeon Creek (HQ, TSF-MF) and a boardwalk 6-foot wide by 16-foot long along the adjacent wetland swale associated with the existing trail system in the township and the parking area.

The bridge is located at about 500 feet northwest of Harmonyville Road intersection with Cherry Hill Lane (Pottstown, PA USGS Quadrangle, Latitude: 40.203583; Longitude: -75.680404).

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.*

**E05-389: Pennsylvania Department of Transportation, Engineering District 9-0**, 1620 North Juniata Street, Hollidaysburg, PA 16648 in Hopewell Borough, Hopewell Township and Broad Top Township, **Bedford County**, U.S. Army Corps of Engineers, Baltimore District.

To remove the existing structure and to (1) install and maintain a 307.2 ft. × 72.9 ft. three-span prestressed concrete bulb-tee beam bridge over Raystown Branch Juniata River (TSF, MF) on a new alignment 60 ft. upstream from the existing bridge, (2) place R-8 riprap choked with R-4 riprap around the piers and abutments for scour protection, (3) install two 24 in. temporary stormwater outfalls, four 18 in. permanent stormwater outfalls, and one 30 in. permanent stormwater outfall, (4) install two retaining walls, (5) install two temporary access roads, and (5) install a temporary rock causeway with five concrete pipes, all for the purpose of improving transportation safety and roadway standards. The project is located along SR 0915 Section 03B in Hopewell Borough, Hopewell Township, and Broad Top Township, Bedford County (Latitude: 40° 08' 16" N, Longitude: 78° 16' 02" W). The project proposes 240 linear ft. (0.37 acre) of temporary impacts and 179 linear ft. (0.17 acre) of permanent impacts to Raystown Branch Juniata River. The project also proposes 2.70 acres of temporary impacts and 1.39 acre of permanent impacts to the floodway of Raystown Branch Juniata River. Compensatory mitigation for wetland impacts is not required, since the project proposes 0.02 acre of permanent wetland impacts.

**E28-388: Joy El Ministries**, 3741 Joy El Drive, Greencastle, PA 17225 in Saint Thomas Township, **Franklin County**, U.S. Army Corps of Engineers, Baltimore District.

To remove fill and to place and maintain: 1) fill, 2) a 26 foot by 20 foot open pavilion supported by 8—6 inch by 6 inch wood posts with concrete foundations, and 3) a 41 foot long segmental block retaining wall. All activities are located in the assumed floodway of Back Creek (WWF, MF) (Latitude: 39.8726, Longitude: -77.7861).

**E21-456: South Middleton Township Municipal Authority**, 345 Lear Lane, P.O. Box 8, Boiling Springs, PA 17007 in South Middleton Township, **Cumberland County**, U.S. Army Corps of Engineers Baltimore District.



To construct and maintain a new 12-inch steel water main crossing over Letort Spring Run (EV, MF) and in its floodway. The project is located at the intersection of N. Garden Street and Quarry Road (Latitude: 40° 10' 42.37", Longitude: -77° 11' 12.63") in South Middleton Township, Cumberland County. The purpose of the project is to provide public water service to South Middleton Township, Carlisle, Boiling Springs, and Mt. Holly Springs. No wetlands will be impacted by this project.

**E31-236: Borough of Mount Union**, 9 West Market Street, Mount Union, PA 17066 in Mount Union Borough, **Huntingdon County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a new public access facility to the Juniata River (WWF, MF) owned by Mount Union Borough, Huntingdon County, PA. The project will include a single lane boat ramp with a canoe/kayak launch, expanded parking lot, and overnight camping facility. The floodway and floodplain activities include a 16-foot wide macadam lane and turnabout accessing the boat ramp and canoe/kayak launch. The proposed concrete boat ramp will be 16-foot by 30-foot and the canoe/kayak launch timber platform will be 16-foot by 14-foot on concrete piers. The project is directly located north of North Division Street in Riverside Park (Latitude: 40° 23' 31.7", Longitude: -77° 52' 37.1") in Mount Union Borough, Huntingdon County. The purpose of the project is to provide navigational access to the Juniata River Water Trail. No wetlands will be impacted.

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Michael Forbeck, Acting Waterways and Wetlands Program Manager, 412-442-4000.*

**E02-1665-A1, Allied Waste Systems of Pennsylvania, LLC**, 11 Boggs Road, P.O. Box 47, Imperial, PA 15126, Findlay Township, **Allegheny County**, Pittsburgh ACOE District.

Has been given consent to:

Amend Permit number E02-1665 (which authorized the placement and maintenance of fill in approximately 2.39 acres of wetlands for the purpose of reconfiguring and expanding the existing Imperial Landfill). This amendment is for the addition of a leachate pretreatment facility and will have the following additional impacts:

1. Place and maintain fill in one (1) PSS and two (2) PEM wetlands, which will cumulatively affect 0.113 acre of wetland,

2. Construct and maintain a water utility line stream crossing of an Unnamed Tributary (UNT) to South Fork Montour Run (aka Tributary 36726 to South Fork Montour Run) (TSF), which will impact 18 linear feet of watercourse,

3. Construct and maintain a sanitary sewer line crossing of the aforementioned UNT to South Fork Montour Run (TSF), which will impact 0.01 acre of floodway,

4. Construct and maintain an outlet structure and access road in the floodway of the aforementioned UNT to South Fork Montour Run (TSF), which will impact 0.01 acre of floodway,

5. Construct and maintain a water utility line stream crossing of an ephemeral UNT to South Fork Montour Run (aka Stream-003) (TSF), which will impact 7 linear feet of watercourse, and

6. To remove the existing two (2) 24-inch diameter Culverts and to construct and maintain a 48-inch diameter culvert in a UNT to South Fork Montour Run.

For the purpose of constructing and operating a pre-treatment leachate facility to allow wastewater discharge from the Imperial Landfill facility to be discharged to the Moon Township Municipal Authority's sewer system. The project will cumulatively impact 0.085 acre of PEM wetland and 0.028 acre of PSS wetland permanently, 18 linear feet of perennial stream and 7 feet of ephemeral stream, and 0.02 acre of floodway. The 0.113 acre of permanent PEM wetland impact will be offset by the creation of a 3.25 acres wetland, which was previously approved under the original permit to off-set 2.39 acres of wetland impact. This project is located near the intersection of Boggs Road and Santiago Road (Quadrangle: Clinton, PA; Latitude: 40° 26' 36"; Longitude: -89° 16' 14"; Sub-basin: 20G; Chapter 93 Type: TSF), in Findlay Township, Allegheny County.

**E04-361, Tri-State River Products, Inc.**, P.O. Box 218, Beaver, PA 15009; Conway Borough, Monaca Borough, Freedom Borough, Beaver Borough, Vanport Borough, Center Township, and Potter Township; **Beaver County**, Pittsburgh ACOE District.

Has been given consent to:

Perform sand and gravel dredging in the Ohio River (WWF):

- From Ohio River Mile 21.9 to Ohio River Mile 22.3 (Upstream beginning point: Baden, PA Quadrangle N: 6.7 inches W: 17.2 inches; Latitude: 40° 39' 46", Longitude: -80° 15' 0". Downstream end point: Beaver, PA Quadrangle N: 7.6 inches W: 0.5 inch; Latitude: 40° 40' 4", Longitude: -80° 15' 15"), right and left descending banks, in Center Township and Conway Borough, Beaver County.

And to continue performing commercial sand and gravel dredging in the Boroughs of Conway, Monaca, Freedom, Beaver, and Vanport and the Townships of Center and Potter, Beaver County in the following areas of the Ohio River (WWF):

- From Ohio River Mile 22.3 to Ohio River Mile 22.7, (Upstream beginning point: Beaver, PA Quadrangle N: 7.7 inches W: 0.6 inch; Latitude: 40° 40' 2.51", Longitude: -80° 15' 14". Downstream end point: Beaver, PA Quadrangle N: 8.5 inches W: 0.8 inch; Latitude: 40° 40' 24", Longitude: -80° 15' 20"; originally permitted as E02-919-A13), right and left descending banks;

- From Ohio River Mile 22.7 to Ohio River Mile 23.3 (Upstream beginning point: Beaver, PA Quadrangle N: 8.5 inches W: 0.5 inch; Latitude: 40° 40' 24", Longitude: -80° 15' 20". Downstream end point: Beaver, PA Quadrangle N: 10.2 inches W: 0.8 inch; Latitude: 40° 40' 54", Longitude: -80° 15' 22"; originally permitted as E02-919-A13), right descending bank; and

- From Ohio River Mile 26.2 to Ohio River Mile 27.92 (Upstream beginning point: Beaver, PA Quadrangle N: 11.8 inches W: 6.8 inches; Latitude: 40° 41' 24", Longitude: -80° 17' 56". Downstream end point: Beaver, PA Quadrangle N: 9.9 inches W: 11.0 inches; Latitude: 40° 40' 48", Longitude: -80° 19' 45", originally permitted as E02-919 and E02-919-A14), right and Left Descending banks.

Mitigation for the proposed impacts includes elevating the river bottom in a scoured area approximately 1 mile downstream of Phyllis Island in order to improve river habitat, within the Montgomery Pool of the Ohio River (WWF).

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

**E62-433, Plenary Walsh Keystone Partners**, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275. JV-022 State Route 0127 Section B00 Segment 0090 Offset 2381 over Gordon Run, in Triumph Township and Tidioute Borough, **Warren County**, ACOE Pittsburgh District (Tidioute, PA Quadrangle N: 41°40'47", W: -79°25'18").

Remove the existing bridge and to construct and maintain a 68.74-foot long precast concrete box culvert providing a 22.0-foot wide by 7.0-foot high waterway opening and resulting in approximately 124 linear feet of permanent and 46 linear feet of temporary impact in Gordon Run on SR 0127, Segment 0090, Offset 2381 approximately 1,600-feet southwest of the SR 0127 and Campbell Hill Road intersection (Tidioute, PA Quadrangle N: 41°, 40', 47"; W: -79°, 25', 18") in Triumph Township and Tidioute Borough, Warren County.

**E27-090, Plenary Walsh Keystone Partners**, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275. JV 009 State Route 0062 Segment 0130 Offset 2194 Section B02 over Tubbs Run, in Tionesta Borough, **Forest County**, ACOE Pittsburgh District (West Hickory, PA Quadrangle N: 41.5088°, W: -79.4497°).

Remove the existing bridge and to construct and maintain a concrete spread box beam bridge having a single clear span of approximately 57 feet and an underclearance of about 17.7 feet across Tubbs Run on S.R. 0062, Segment 0130, Offset 2194 at the intersection of S.R. 0062 and Pigeon Hill Road (West Hickory, PA Quadrangle N: 41.5088°, W: -79.4497°) in Tionesta Borough, Forest County.

#### **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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

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

*Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, PA 17701.*

ESCP 2 # ESG0035160003(R)  
Applicant Name Dominion Transmission, Inc.  
Contact Person  
Address 707 E. Main Street  
City, State, Zip Richmond, VA 23219-2814  
County Clinton  
Township(s) Leidy Township  
Receiving Stream(s) and Classification(s) Left Fork Hevner Run (EV, MF)

*Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.*

ESCGP-2 # ESX16-124-0040  
Applicant Name Range Resources—Appalachia LLC  
Contact Person Karl Matz  
Address 3000 Town Center Blvd  
City, State, Zip Canonsburg, PA 15317-5839  
County Washington  
Township(s) South Franklin  
Receiving Stream(s) and Classification(s) UNTs to Fork of Bane Ck (TSF)  
Secondary—Fork of Bane Ck (TSF)

ESCGP-2 # ESX12-059-0015 (Major Modification)  
Applicant Name EQT Production Co  
Contact Person Todd Klaner  
Address 2400 Ansys Dr, Suite 202  
City, State, Zip Canonsburg, PA 15317  
County Greene  
Township(s) Washington  
Receiving Stream(s) and Classification(s) UNTs to Ruff Ck (WWF); Ruff Ck (WWF)  
Secondary—Ruff Ck (WWF); South Fork Tenmile Ck (WWF)

ESCGP-2 # ESX16-059-0053  
Applicant Name EQT Production Co  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 202  
City, State, Zip Canonsburg, PA 15317  
County Greene  
Township(s) Jackson  
Receiving Stream(s) and Classification(s) UNTs to Job Ck (TSF); UNTs to Pennsylvania Fork Fish Ck (WWF)  
Secondary—Job Ck (TSF); Pennsylvania Fork Fish Ck (WWF)

ESCGP-2 # ESX15-003-0009  
Applicant Name EQT Gathering LLC  
Contact Person Brinton Goettel  
Address 625 Liberty Avenue  
City, State, Zip Pittsburgh, PA 15222  
County Allegheny and Washington  
Township(s) Jefferson Hills Borough, Allegheny County and Union Township, Washington County  
Receiving Stream(s) and Classification(s) UNTs to Lobbs Run (WWF); Lobbs Run (WWF)  
UNTs to Peters Creek (TSF); Peters Creek (TSF)

ESCGP-2 # ESG16-129-0008  
Applicant Name Apex Energy (PA) LLC  
Contact Person Chris Hess  
Address 6041 Wallace Road, Suite 100  
City, State, Zip Wexford, PA 15090  
County Westmoreland  
Township(s) Salem Township  
Receiving Stream(s) and Classification(s) UNTs to Beaver Run (HQ-WWF), Beaver Run(HQ-WWF)  
Secondary—Beaver Run Reservoir

ESCGP-2 # ESX17-063-0001  
 Applicant Name XTO Energy Inc  
 Contact Person Melissa Breitenbach  
 Address 190 Thorn Hill Road  
 City, State, Zip Warrendale, PA 15086  
 County Indiana  
 Township(s) Center  
 Receiving Stream(s) and Classification(s) UNTs to Cherry Run (CWF)

ESCGP-2 # ESX17-059-0009  
 Applicant Name CNX Gas Company LLC  
 Contact Person Erika Whetstone  
 Address 1000 Consol Energy Drive  
 City, State, Zip Canonsburg, PA 15317  
 County Greene  
 Township(s) Morris  
 Receiving Stream(s) and Classification(s) UNTs to Enlow Fork (WWF)

ESCGP-2 # ESG16-059-0051  
 Applicant Name Rice Midstream Holdings LLC  
 Contact Person Erika Whetstone  
 Address 2200 Rice Drive  
 City, State, Zip Canonsburg, PA 15317  
 County Greene  
 Township(s) Jackson and Richhill  
 Receiving Stream(s) and Classification(s) Long Run, North Fork of Dunkard Fork, Job Creek, UNTs to Job Creek, UNTs to Falling Timber Run, UNTs to Webster Run, Webster Run (all TSF), UNTs to House Run (HQ-WWF)

ESCGP-2 # ESX17-129-0005  
 Applicant Name Chevron Appalachia LLC  
 Contact Person Brandon Weimer  
 Address 800 Mountain View Drive  
 City, State, Zip Smithfield, PA 15478  
 County Westmoreland  
 Township(s) Sewickley  
 Receiving Stream(s) and Classification(s) UNTs of Little Sewickley Creek (TSF),  
 Secondary—Sewickley Creek

ESCGP-2 # ESX16-059-0035 (Major Modification)  
 Applicant Name EQT Production Co  
 Contact Person Todd Klaner  
 Address 2400 Ansys Drive, Suite 202  
 City, State, Zip Canonsburg, PA 15317  
 County Greene

Township(s) Morgan and Franklin Townships  
 Receiving Stream(s) and Classification(s) UNT to Ruff Creek (WWF), Ruff Creek (WWF)

**SPECIAL NOTICES**

**Air Quality; Notice of Proposed Revision to the State Implementation Plan for Oxides of Nitrogen and Volatile Organic Compounds and Notice of Public Hearing for the Revised Air Quality Operating Permit 23-00009**

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

*Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920.*

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection (Department) has made a determination for an alternate Reasonably Available Control Technology II (RACT II) plan and seeks approval of the amendment to the State Implementation Plan (SIP) for the military helicopter fabrication and repair facility owned and operated by **The Boeing Company** in Ridley Township, **Delaware County**.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, have been incorporated into this revised operating permit 23-00009 for the facility. After the public participation requirements of 40 CFR 51.102 are met, including that public hearings to be held on the dates and at the location advertised below, the relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded and/or redacted from the SIP submittal.

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

<i>Source Description</i>	<i>Proposed VOC RACT</i>	<i>TVOP No. 23-00009 Condition No.</i>
251—Composite Manufacturing	Good Operating Practices	Section D, Condition # 005
	VOC Emissions ≤ 8.5 TPY	Section D, Condition # 001(1)
	VOC Content by Composite Category	Section D, Condition # 001(2)
	Monitoring & Recordkeeping	Section D, Condition # 002, # 003
	Source and Controls Description	Section D, Conditions # 004, # 006

*Public hearing.* A public hearing will be held on July 13, 2017 at 1:30 pm at the Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. To register to speak at the hearing, or to inquire if the hearing will be held, contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808. The last day to pre-register to speak at the hearing, will be July 6, 2017.

If we do not receive any pre-registered speakers by this date, the hearing will be cancelled.

Note that any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at: <http://www.dep.pa.gov/About/Regional/SoutheastRegion/Community%20Information/Pages/default.aspx>.

Contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 or monitor our web site to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, if it is held, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to James Rebarchak, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the James Rebarchak, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. A 30-day comment period from June 10, 2017 will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. Appointments for scheduling a review may be made by calling the Department at 484-250-5910.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations

to do so should contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

**Notice of Proposed Revision to the State Implementation Plan for Oxides of Nitrogen and Volatile Organic Compounds, and Notice of Public Hearing for the Revised Air Quality Operating Permit 09-00214**

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection (Department) has made a determination of an alternate Reasonably Available Control Technology II (RACT II) plan and seeks approval of the amendment to the State Implementation Plan (SIP) for the electric power generating station owned and operated by **Fairless Energy, LLC** in Falls Township, **Bucks County**.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, have been incorporated into this revised operating permit 09-00124 for the facility. After the public participation requirements of 40 CFR 51.102 are met, including that public hearings to be held on the dates and at the location advertised below, the relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR Part 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded and/or redacted from the SIP submittal.

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

<i>Source Description</i>	<i>Proposed VOC RACT</i>	<i>TVOP No. 09-00124 Condition No.</i>
<i>RACT II Source Group</i>	25 Pa. Code § 129.98(a), (b), (e)	Section E, Condition # 002
101—No. 1A Combined Cycle Gas Turbine w/Duct Burner & 102—No. 1B Combined Cycle Gas Turbine w/Duct Burner & 105—No. 2A Combined Cycle Gas Turbine w/Duct Burner & 106—No. 2B Combined Cycle Gas Turbine w/Duct Burner	NO <sub>x</sub> averaging plan 25 Pa. Code § 129.100(d) Recordkeeping 25 Pa. Code § 129.98(j) Reporting	Section E, Condition # 005 Section E, Condition # 008

*Public hearing.* The hearing will be held on July 13, 2017, at 9:00 am at the Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. To register to speak at a hearing, or to inquire if a hearing will be held, contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808. The last day to pre-register to speak at the hearing will be July 6, 2017. If we do not receive any pre-registered speakers by this date, the hearing will be cancelled.

Note that any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at: <http://www.dep.pa.gov/About/Regional/SoutheastRegion/Community%20Information/Pages/default.aspx>.

Contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 or monitor our web site to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, if it is held, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to James Rebarchak, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to James Rebarchak, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. A 30-day comment period from June 10, 2017 will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. Appointments for scheduling a review may be made by calling the Department at 484-250-5910.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

**Notice of Proposed Revision to the State Implementation Plan for Oxides of Nitrogen, Volatile Organic Compounds, Notice of Public Hearing, and Notice of Intent to Issue Revised Air Quality Operating Permit 46-00037**

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection (Department) has made a determination of an alternate Reasonably Available Control Technology II (RACT II) plan and seeks approval of the amendment to the State Implementation Plan (SIP) for the operation of a tantalum metal plant owned and operated by **Global Advanced Metals USA, Inc.** in Douglass Township, **Montgomery County**.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, have been incorporated into this revised operating permit 46-00037 for the facility. After the public participation requirements of 40 CFR 51.102 are met, including that public hearings to be held on the dates and at the location advertised below, the relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded and/or redacted from the SIP submittal.

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

<i>Source Description</i>	<i>Proposed VOC RACT</i>	<i>TVOP 46-00037 Condition No.</i>
Source 124—Extraction Process—Building 74	25 Pa. Code § 129.99(c)	Section D, Condition No. 003
	25 Pa. Code § 129.100(d)	Section D, Condition No. 006
	25 Pa. Code § 129.100(d)	Section D, Condition No. 007
	25 Pa. Code § 129.100(d)	Section D, Condition No. 008
	25 Pa. Code § 129.99(c)	Section D, Condition No. 010
Source 102—Tantalum Salts Process—Building 19	25 Pa. Code § 129.99(c)	Section D, Condition No. 002
	25 Pa. Code § 129.99(c)	Section D, Condition No. 004
	25 Pa. Code § 129.99(c)	Section D, Condition No. 013

<i>Source Description</i>	<i>Proposed VOC RACT</i>	<i>TVOP 46-00037 Condition No.</i>
Source 201— Wastewater Treatment Plant	25 Pa. Code § 129.100(d)	Section D, Condition No. 001
	25 Pa. Code § 129.99(c)	Section D, Condition No. 002
Fugitive Emissions from Ethanol Transfer and Storage (Source ID 109)	Throughput Restrictions	Section D, Condition No. 002
	Continued use of the Building 47/101 (Source ID 109) VRU	Section D, Condition No. 003
	25 Pa. Code § 129.99(c)	Section D, Condition No. 006(e)

**Public hearing.** A public hearing will be held on July 13, 2017 at 3:30 PM at the Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. To register to speak at the hearing, or to inquire if the hearing will be held, contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808. The last day to pre-register to speak at the hearing, will be July 6, 2017. If we do not receive any pre-registered speakers by this date, the hearing will be cancelled.

Note that any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at: <http://www.dep.pa.gov/About/Regional/SoutheastRegion/Community%20Information/Pages/default.aspx>.

Contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 or monitor our web site to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, if it is held, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to James Rebarchak, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the James Rebarchak, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. A 30-day comment period from June 10, 2017 will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. Appointments for scheduling a review may be made by calling the Department at 484-250-5910.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

**Notice of Proposed Revision to the State  
Implementation Plan for Oxides of Nitrogen and  
Volatile Organic Compounds, and Notice of Public  
Hearing for the Revised Air Quality Operating  
Permit 23-00119**

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection (Department) has made a determination of an alternate Reasonably Available Control Technology II (RACT II) plan and seeks approval of the amendment to the State Implementation Plan (SIP) for the chemical storage and distribution facility owned and operated by **Sunoco Partners Marketing & Terminal, LP (SPMT)** in Marcus Hook Borough, **Delaware County**.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, have been incorporated into this revised operating permit 23-00119 for the facility. After the public participation requirements of 40 CFR 51.102 are met, including that public hearings to be held on the dates and at the location advertised below, the relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR Part 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded and/or redacted from the SIP submittal.

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

<i>Source Description</i>	<i>Proposed NO<sub>x</sub> RACT</i>	<i>TVOP No. 23-00119 Condition No.</i>
031 (Aux Boiler 1)	NO <sub>x</sub> emission limit	Section D, Condition # 001(a)
	NO <sub>x</sub> Emission Monitoring	Section D, Conditions # 006, 007(a) and (b), and 008
	NO <sub>x</sub> Emission Recording	Section D, Condition # 012c
	NO <sub>x</sub> Emission Work Practice Standard	Section D, Condition # 018
033 (Aux Boiler 3)	NO <sub>x</sub> emission limit	Section D, Condition # 001(a)
	NO <sub>x</sub> Emission Monitoring	Section D, Conditions # 006, 007(a) and (b), and 008
	NO <sub>x</sub> Emission Recording	Section D, Condition # 012c
	NO <sub>x</sub> Emission Work Practice Standard	Section D, Condition # 018
034 (Aux Boiler 4)	NO <sub>x</sub> emission limit	Section D, Condition # 001(a)
	NO <sub>x</sub> Emission Monitoring	Section D, Conditions # 006, 007(a) and (b), and 008
	NO <sub>x</sub> Emission Recording	Section D, Condition # 012c
	NO <sub>x</sub> Emission Work Practice Standard	Section D, Condition # 018
115 (Marine Vessel Loading)	VOC Emission Restriction	Section D, Condition # 001
	VOC Control Device Efficiency	Section D, Conditions # 003 and 004
	VOC Emission Testing	Section D, Condition # 005
	VOC Monitoring	Section D, Conditions # 007, 009, and 010
	VOC Record Keeping	Section D, Conditions # 013 and 017
	VOC Reporting	Section D, Condition # 018
	VOC Work Practice Standards	Section D, Conditions # 019, 021, 022, 023, 025, 026, 027, 028, and 029
116 (Marine Vessel Ballasting)	VOC emission limit	Section D, Condition # 001
	VOC Emission Monitoring	Section D, Condition # 002
	VOC Emission Recording	Section D, Condition # 003
	VOC Work Practice Standards	Section D, Condition # 006
139 (Existing Cooling Towers)	VOC Emission Limit	Section D, Condition # 001
	VOC Emission Monitoring	Section D, Condition # 002
	VOC Work Practice Standards	Section D, Condition # 003
402 (Blind Changing)	VOC Work Practice Standard	Section D, Condition # 002
801 (NSPS, Subpart VV, Fugitive Leaks)	VOC Emission Testing	Section D, Condition # 001
	VOC Emission Monitoring	Section D, Conditions # 002, 003, and 004
	VOC Emission Recording	Section D, Conditions # 005, 006, 007, 009, 010, 011, 012, and 013
	VOC Emission Reporting	Section D, Conditions # 015, 017, 018, and 019
	VOC Work Practice Standard	Section D, Conditions # 020, 021, 022, 023, 024, 025, 026, 027, 028, 029, and 030
	VOC Additional Requirements	Section D, Condition # 031

*Public hearing.* The hearing will be held on July 13, 2017, at 11:00 AM at the Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. To register to speak at a hearing, or to inquire if a hearing will be held, contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808. The last day to pre-register to speak at the hearing will be July 6, 2017. If we do not receive any pre-registered speakers by this date, the hearing will be cancelled.

Note that any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at: <http://www.dep.pa.gov/About/>

[Regional/SoutheastRegion/Community%20Information/Pages/default.aspx](http://www.dep.pa.gov/Regional/SoutheastRegion/Community%20Information/Pages/default.aspx).

Contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 or monitor our web site to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on

its behalf. Persons unable to attend the hearing, if it is held, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to James Rebarchak, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to James Rebarchak, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. A 30-day comment period from June 10, 2017 will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the Pennsylvania Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401. Appointments for scheduling a review may be made by calling the Department at 484-250-5910.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Virginia Cain, Environmental Community Relations Specialist at 484-250-5808 or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

**Approval of a Reasonably Available Control Technology (RACT II) plan for First Quality Tissue, LLC located in Castanea Township, Clinton County.**

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

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

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection (Department) has made a preliminary determination to approve a RACT II plan and an amendment to the State Implementation Plan (SIP) for the Lock Haven Plant owned and operated by **First Quality Tissue, LLC** in Castanea Township, **Clinton County**.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, if finally approved, will be incorporated into a revised operating permit (18-00030) for the facility. The relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal this includes the provisions of the Department's presumptive Reasonably Available Control Technology (RACT II) requirements in accordance with 25 Pa. Code § 129.97, as they apply to existing sources at this facility.

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

<i>Source</i>	<i>RACT II Requirement</i>
Paper Machine # 1 & Paper Machine # 2	For volatile organic compounds: limit of 56.53 tons per 12-consecutive month period for each paper machine; total combined limit of 90.55 tons per 12-consecutive month period for both paper machines; limit the VOC content and vapor pressure of paper additives; limit amount of VOC-containing additives added per ton of paper produced.
Paper Machine # 1 Wet-End	For volatile organic compounds: limit of 0.74 lbs VOCs per hour when producing paper towel; limit of 0.74 lbs VOCs per hour when producing tissue paper.
Paper Machine # 1 Dryers & Glue Containment Area	For volatile organic compounds: limit of 12.38 lbs VOCs per hour when producing paper towel; limit of 6.55 lbs VOCs per hour when producing tissue paper.
Paper Machine # 2 Wet-End	For volatile organic compounds: limit of 0.74 lbs VOCs per hour when producing paper towel; limit of 0.74 lbs VOCs per hour when producing tissue paper.
Paper Machine # 2 Dryers & Glue Containment Area	For volatile organic compounds: limit of 12.38 lbs VOCs per hour when producing paper towel; limit of 6.55 lbs VOCs per hour when producing tissue paper.
Adhesive Operation	For volatile organic compounds: limit of 6.83 tons per 12-consecutive month period; limit the VOC content and amount of adhesives used daily.
Wastewater Treatment Operation	For volatile organic compounds: limit of 8.93 tons per 12-consecutive month period; limit the VOC content of the flocculant and clarifier additives.



*Public hearing.* A public hearing will be held if requested by July 12, 2017 to accept oral comments on the proposed operating permit revision and the proposed SIP revision. The hearing will be held, if requested, on July 26, 2017, at 10:00 AM at the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. To request a hearing, to register to speak at a hearing, or to inquire if a hearing will be held, contact Megan Lehman at 570.327.3659. The last day to pre-register to speak at a hearing, if one is held, will be July 12, 2017.

Any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at <http://www.dep.pa.gov/About/Regional/North-central-Regional-Office/Pages/default.aspx>. Contact Megan Lehman at 570.327.3659 or monitor this web site to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Megan Lehman at 570.327.3659 at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, if it is held, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to Muhammad Q. Zaman, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to Muhammad Q. Zaman, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. A 30-day comment period from June 10, 2017 will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a

concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Appointments for scheduling a review may be made by calling the Department at 570.327.0550.

[Pa.B. Doc. No. 17-962. Filed for public inspection June 9, 2017, 9:00 a.m.]

### Low-Level Waste Advisory Committee Rescheduled Meeting

The Low-Level Waste Advisory Committee meeting originally scheduled for October 4, 2017, at the Rachel Carson State Office Building has been rescheduled to October 10, 2017, from 10 a.m. to 12:30 p.m. This meeting has also been moved to the 14th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

Questions concerning the meeting can be directed to Molly Adams at (717) 787-2480 or [moadams@pa.gov](mailto:moadams@pa.gov). The agenda and meeting materials will be available through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Advisory Committees," then "Radiation Advisory Committees," then "Low-Level Radioactive Waste Advisory Committee (LLWAC)").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Molly Adams at (717) 787-2480 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-963. Filed for public inspection June 9, 2017, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Approved and Required Medications Lists for Emergency Medical Service Agencies and Emergency Medical Service Providers

Under 28 Pa. Code §§ 1027.3(c) and 1027.5(b) (relating to licensure and general operating standards; and medication use, control and security), the Department of Health (Department) has approved the following medications for administration by emergency medical responders (EMR), emergency medical technicians (EMT), advanced emergency medical technicians (AEMT), paramedics, prehospital registered nurses (PHRN), prehospital physician extenders (PHPE) and prehospital emergency medical services physicians (PHP) when functioning on behalf of an emergency medical service (EMS) agency. The approvals are based upon the type of EMS service an EMS agency is licensed to provide under 35 Pa.C.S. § 8129 (relating to emergency medical services agencies). This notice also specifies the minimum required medications to be stocked on a specified EMS vehicle based upon the type of EMS service the EMS agency is licensed to provide.

Under 28 Pa. Code § 1027.5(d), EMS providers, other than a PHP, may administer to a patient medications, or assist the patient to administer medications previously prescribed for that patient, as specified in the Statewide EMS protocols or as authorized by a medical command physician. An EMS provider may administer medications contained on this list if the EMS provider is credentialed to do so and the EMS vehicle on which they are providing EMS is properly licensed to carry the medication.

Unless otherwise stated or restricted to a specific level of provider, listed medications may be given by any acceptable route as listed in protocol or as ordered by a medical command physician.

Medications that are listed as required must be carried on the specified level of EMS vehicle and must be carried in a quantity sufficient to treat at least one adult using the Statewide EMS protocols. If the protocol identifies repeat doses, then additional medication must be carried. When a pediatric dose option is available (for example a pediatric EPINEPHrine autoinjector), then both the adult and pediatric options must be carried.

During interfacility transport, all medications given by continuous infusion (except intravenous electrolyte solutions with potassium concentrations of no more than 20 mEq/L) must be regulated by an electronic infusion pump. For prehospital transport, continuous infusions of crystalloid solutions containing medication (except intravenous electrolyte solutions with potassium concentrations of no more than 20 mEq/L) and all vasoactive medications must be rate controlled by electronic IV pump or a manual flow control device capable of setting specific numeric flow rates. Nitroglycerin infusion must be regulated with an electronic pump.

Persons with a disability who require an alternate format of this notice (for example, large print, audiotape, Braille) should contact Richard L. Gibbons, Bureau Director, Department of Health, Bureau of Emergency Medical Services, Room 606, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0710, (717) 787-8740. Speech or hearing impaired persons may call by using V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

**Table 1. Medications that may be administered by EMS providers when functioning on behalf of an EMS agency based upon the type of EMS service an EMS agency is licensed to provide**

<i>Medication</i>	<i>QRS (incl. providers at or above the level of EMR)</i>	<i>BLS (incl. providers at or above the level of EMT)</i>	<i>IALS (incl. providers at or above the level of AEMT)</i>	<i>ALS (incl. providers above the level of AEMT)</i>	<i>CCT (incl. providers above the level of AEMT with additional approved training)</i>	<i>Air (incl. providers above the level of AEMT with additional approved training)</i>
Abciximab	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup> or <sup>5</sup>	YES <sup>4</sup> or <sup>5</sup>
Acetaminophen	NO	NO	NO	YES	YES	YES
Acetylcysteine	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup>	YES <sup>4</sup>
Activated charcoal	NO	YES	YES	YES	YES	YES
Adenosine	NO	NO	NO	YES	YES	YES
Albumin	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Albuterol (nebulizer solution)	NO	NO	YES	YES	YES	YES
Albuterol with ipratropium bromide (nebulizer solution)	NO	NO	YES	YES	YES	YES
Amiodarone	NO	NO	NO	YES	YES	YES
Anti-coagulants/Platelet Inhibitors: all types (unless otherwise specifically listed)	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Anticonvulsants: all types (unless otherwise specifically listed)	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Anti-emetics: all types (not otherwise specifically listed)	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Anti-hypertensives: all types (unless otherwise specifically listed)	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Antimicrobials: all types	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup>	YES <sup>4</sup>
Antivenom: all types	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Aspirin, oral	NO	YES	YES	YES	YES	YES
Atenolol	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Atropine sulfate	NO	NO	NO	YES	YES	YES
Barbiturates: all types	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Benzocaine, topical	NO	NO	NO	YES	YES	YES
Bivalirudin	NO	NO	NO	YES <sup>4</sup>	YES <sup>5</sup>	YES <sup>5</sup>
Blood products: all types	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Bronchodilators, short-acting medications listed in Statewide BLS protocol and contained in multidose inhaler (MDI), assist with patient's own prescribed medication	NO	YES	YES	YES	YES	YES

<i>Medication</i>	<i>QRS (incl. providers at or above the level of EMR)</i>	<i>BLS (incl. providers at or above the level of EMT)</i>	<i>IALS (incl. providers at or above the level of AEMT)</i>	<i>ALS (incl. providers above the level of AEMT)</i>	<i>CCT (incl. providers above the level of AEMT with additional approved training)</i>	<i>Air (incl. providers above the level of AEMT with additional approved training)</i>
Calcium chloride/calcium gluconate	NO	NO	NO	YES	YES	YES
Captopril	NO	NO	NO	YES	YES	YES
Clopidogrel	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Crystalloid solutions (the following solutions may be administered separately or in combination in various concentrations of each: dextrose, Lactated Ringers, Normosol, saline (NaCl)) (unless otherwise specifically listed). <i>Note</i> —Normal Saline Solution listed separately	NO	NO	NO	YES	YES	YES
Crystalloid solution containing potassium, interfacility transport only, potassium concentration may not exceed 20 mEq/kg unless managed by qualified CCT or Air Medical provider	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup>	YES <sup>4</sup>
Dexamethasone sodium phosphate	NO	NO	NO	YES	YES	YES
Dextran	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Dextrose (for intravenous bolus in concentrations between 10%—50%)	NO	NO	YES	YES	YES	YES
Diazepam	NO	NO	NO	YES	YES	YES
Digoxin	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Diltiazem	NO	NO	NO	YES	YES	YES
DiphenhydrAMINE HCl	NO	NO	NO	YES	YES	YES
DOBUTamine	NO	NO	NO	YES	YES	YES
DOPamine	NO	NO	NO	YES	YES	YES
Enalapril	NO	NO	NO	YES	YES	YES
EPINEPHrine HCl 1 mg/mL (unless otherwise specifically listed)	NO	NO	YES <sup>2</sup>	YES	YES	YES
EPINEPHrine HCl 0.1 mg/mL solution and diluted concentrations for intravenous infusion	NO	NO	NO	YES	YES	YES
EPINEPHrine HCl autoinjector, assist with patient's own prescribed medication	NO	YES	YES	YES	YES	YES
EPINEPHrine HCl autoinjector (adult and pediatric dose sizes), (unless otherwise specifically listed)	NO	NO	YES	YES	YES	YES
EPINEPHrine HCl autoinjector (adult and pediatric dose sizes), applies only to EMTs in BLS services approved for EMT EPINEPHrine program	NO	YES	N/A	N/A	N/A	N/A
EPINEPHrine HCl, including racemic (by nebulizer)	NO	NO	NO	YES	YES	YES
Eptifibatide	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup> or <sup>5</sup>	YES <sup>4</sup> or <sup>5</sup>
Esmolol	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Etomidate	NO	NO	NO	YES <sup>3</sup>	YES <sup>3</sup>	YES <sup>3</sup>
FentanNYL	NO	NO	NO	YES	YES	YES
Fibrinolytics/thrombolytics: all types	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>

<i>Medication</i>	<i>QRS (incl. providers at or above the level of EMR)</i>	<i>BLS (incl. providers at or above the level of EMT)</i>	<i>IALS (incl. providers at or above the level of AEMT)</i>	<i>ALS (incl. providers above the level of AEMT)</i>	<i>CCT (incl. providers above the level of AEMT with additional approved training)</i>	<i>Air (incl. providers above the level of AEMT with additional approved training)</i>
Furosemide	NO	NO	NO	YES	YES	YES
Flumazenil	NO	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup>
Glucagon	NO	NO	YES <sup>9</sup>	YES	YES	YES
Glucocorticoids/mineralcorticoids (unless otherwise specifically listed)	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Glucose, oral	NO	YES	YES	YES	YES	YES
Heparin (unless otherwise specifically listed)	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Heparin (by continuous intravenous infusion)	NO	NO	NO	YES <sup>4</sup>	YES <sup>4 or 5</sup>	YES <sup>4 or 5</sup>
Hespan	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Hydralazine	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Hydrocortisone sodium succinate	NO	NO	NO	YES	YES	YES
HYDRDOMorphone	NO	NO	NO	YES <sup>4</sup>	YES <sup>4 or 5</sup>	YES <sup>4 or 5</sup>
Hydroxocobalamin	NO	NO	NO	YES	YES	YES
Insulin	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Isoproterenol HCl	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup>	YES <sup>4</sup>
Ketamine	NO	NO	NO	YES <sup>3</sup>	YES <sup>3,4,5</sup>	YES <sup>3,4,5</sup>
Ketorolac	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Labetolol	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Levalbuterol	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup>	YES <sup>4</sup>
Lidocaine HCl	NO	NO	NO	YES	YES	YES
LORazepam	NO	NO	NO	YES	YES	YES
Magnesium sulfate	NO	NO	NO	YES	YES	YES
Mannitol	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Metaproterenol	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
MethylPREDNISolone	NO	NO	NO	YES	YES	YES
Metoprolol	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Midazolam	NO	NO	NO	YES	YES	YES
Milrinone	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Morphine sulfate	NO	NO	NO	YES	YES	YES
Naloxone (unless otherwise specifically listed). <i>Note</i> —autoinjector listed separately	NO	NO	YES <sup>9</sup>	YES	YES	YES
Naloxone, intranasal or autoinjector. <i>Note</i> —EMRs and EMTs must complete additional required education with QRS or BLS service participating in naloxone program	YES <sup>1</sup>	YES <sup>1</sup>	YES <sup>9</sup>	YES	YES	YES
Nerve agent antidote kit, autoinjector only (may include atropine, pralidoxime and diazepam)	NO	YES <sup>6,7</sup>	YES <sup>6,7</sup>	YES	YES	YES
Non-depolarizing neuromuscular blocking agents: all types, intravenous bolus during rapid sequence induction, assisting PHRN, PHPE or PHP	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>

<i>Medication</i>	<i>QRS (incl. providers at or above the level of EMR)</i>	<i>BLS (incl. providers at or above the level of EMT)</i>	<i>IALS (incl. providers at or above the level of AEMT)</i>	<i>ALS (incl. providers above the level of AEMT)</i>	<i>CCT (incl. providers above the level of AEMT with additional approved training)</i>	<i>Air (incl. providers above the level of AEMT with additional approved training)</i>
Non-depolarizing neuromuscular blocking agents: all types, intravenous infusion during interfacility transport	NO	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup>
Nitroglycerin, intravenous and topical	NO	NO	NO	YES	YES	YES
Nitroglycerin, sublingual (unless otherwise specifically listed)	NO	NO	YES	YES	YES	YES
Nitroglycerin, sublingual, assist with patient's own prescribed medication	NO	YES	YES	YES	YES	YES
Nitrous oxide	NO	NO	YES	YES	YES	YES
Norepinephrine	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Normal Saline Solution (0.9% NaCl solution for intravenous volume infusion)	NO	NO	YES	YES	YES	YES
Ondansetron	NO	NO	NO	YES	YES	YES
Oxygen, delivered by devices within the published scope of practice for the EMS provider	YES	YES	YES	YES	YES	YES
Oxytocin	NO	NO	NO	YES	YES	YES
Phenylephrine	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Potassium Cl (in concentrations above 20 mEq/L)	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Plasmanate	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Pralidoxime	NO	NO	NO	YES	YES	YES
Procainamide	NO	NO	NO	YES	YES	YES
Propofol	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Propranolol	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Prostaglandins: all types	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Quinidine sulfate/quinidine gluconate	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Sodium bicarbonate	NO	NO	NO	YES	YES	YES
Sodium thiosulfate	NO	NO	NO	YES	YES	YES
Sterile water, for injection	NO	NO	NO	YES	YES	YES
Succinylcholine	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Terbutaline	NO	NO	NO	YES	YES	YES
Tetracaine, topical	NO	NO	NO	YES	YES	YES
Theophylline	NO	NO	NO	NO	YES <sup>4,5</sup>	YES <sup>4,5</sup>
Tirofiban	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup> or <sup>5</sup>	YES <sup>4</sup> or <sup>5</sup>
Tocolytics: all types (unless otherwise specifically listed)	NO	NO	NO	NO	YES <sup>5</sup>	YES <sup>5</sup>
Total Parenteral Nutrition	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup>	YES <sup>4</sup>
Tranexamic Acid	NO	NO	NO	YES <sup>4</sup>	YES <sup>4</sup> or <sup>5</sup>	YES <sup>4</sup> or <sup>5</sup>
Verapamil	NO	NO	NO	YES	YES	YES
Medications not previously listed, but within Department-approved air ambulance service protocol for use by PHRN, PHPE and PHP.	NO	NO	NO	NO	NO	YES <sup>5</sup>

**Table 2. Medications required to be carried by a specified EMS vehicle based upon the type of EMS service an EMS agency is licensed to provide (R=Required)**

<i>Medication</i>	<i>QRS</i>	<i>BLS</i>	<i>IALS</i>	<i>ALS</i>	<i>CCT</i>	<i>AIR</i>
Adenosine				R	R	R
Aspirin, oral		R	R	R	R	R
Atropine sulfate				R	R	R
Benzodiazepines (diazepam, lorazepam or midazolam) At least one type must be carried.				R <sup>10,12</sup>	R <sup>10,12</sup>	R <sup>10,12</sup>
Bronchodilators (nebulizer solution), (albuterol or albuterol with ipratropium bromide) At least one type must be carried.			R <sup>8</sup>	R <sup>8</sup>	R <sup>8</sup>	R <sup>8</sup>
Dextrose (for intravenous bolus in concentration between 10%–50%)			R	R	R	R
DiphenhydrAMINE HCl				R	R	R
EPINEPHrine HCl, 1 mg/mL concentration (IALS may meet requirement with EPINEPHrine as autoinjector—both adult and pediatric dose sizes—or as solution in vial/ampoule; ALS, CCT and Air must carry 1 mg/mL in vial or ampoule)			R	R	R	R
EPINEPHrine HCl, 0.1 mg/mL concentration				R	R	R
EPINEPHrine, autoinjector (adult and pediatric dose sizes)—applies only to BLS services approved for EMT EPINEPHrine program		R <sup>3</sup>				
Etomidate—applies only to ALS services approved by regional etomidate program				R <sup>3</sup>	R <sup>3</sup>	R <sup>3</sup>
Glucagon			R		R	R
Glucose, oral		R	R	R	R	R
Lidocaine HCl				R	R	R
Naloxone (restrictions on forms for QRS/BLS services listed separately)			R	R	R	R
Naloxone, intranasal kit or intramuscular autoinjector—applies only to QRS/BLS services that meet training requirements.	R <sup>3</sup>	R <sup>3</sup>				
Narcotic analgesics (fentaNYL or morphine sulfate) At least one type must be carried.				R <sup>11,12</sup>	R <sup>11,12</sup>	R <sup>11,12</sup>
Nitroglycerin, sublingual			R	R	R	R
Normal Saline Solution (0.9% NaCl solution for intravenous volume infusion)			R	R	R	R
Oxygen		R	R	R	R	R
Sodium bicarbonate				R	R	R
Medication within Department-approved air ambulance service protocol for use by PHRN, PHPE or PHP on crew						R

QRS—Quick Response Service; BLS—Basic Life Support ambulance service; IALS—Intermediate Advanced Life Support ambulance service; ALS—Advanced Life Support ambulance service; CCT—Critical Care Transport ambulance service; Air—Air ambulance service.

1. EMRs and EMTs are restricted to administering this medication by intranasal and intramuscular autoinjector routes only, consistent with Statewide BLS protocols.

2. AEMTs are restricted to administering this medication by intramuscular route only, consistent with Statewide AEMT protocols. AEMTs may not administer this medication by intravenous or intraosseous route.

3. Permitted for services that meet Department requirements for training, medication stocking and any agency or quality improvement requirements, as verified by the agency's assigned regional EMS council.

4. During interfacility transport, paramedics who are authorized to function for an EMS agency that has been licensed as an ALS, CCT or air ambulance service are restricted to the maintenance and monitoring of medication administration that is initiated at the sending medical facility.

5. This medication must be carried on a CCT ambulance so that it is only accessible when a PHRN, PHPE or PHP is part of the crew. Paramedics who are authorized to function for an EMS agency that has been licensed as a CCT or air ambulance service may only administer this medication when in the direct physical presence of, and supervised by, a PHRN, PHPE or PHP.

6. May administer to a patient when assisting an EMS provider above the level of AEMT who has determined the dose for the patient consistent with Statewide ALS protocols.

7. For self or peer rescue only.

8. One listed type of bronchodilator medication must be carried on each licensed vehicle.

9. AEMTs are restricted to administering this medication by intranasal, intramuscular or subcutaneous routes only, consistent with Statewide AEMT protocols. AEMTs may not give this medication by intravenous route.

10. One benzodiazepine class medication must be carried on each licensed vehicle.

11. One opioid class medication must be carried on each licensed vehicle.

12. For additional information relating to security and medication tracking requirements for controlled substances, see 28 Pa. Code § 1027.5.

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 17-964. Filed for public inspection June 9, 2017, 9:00 a.m.]

### Scope of Practice for Emergency Medical Service Providers

Under 35 Pa.C.S. §§ 8101—8157 (relating to Emergency Medical Services System Act) and the Department of Health's (Department) regulations in 28 Pa. Code §§ 1023.24(d)(1), 1023.25(d)(1), 1023.26(d)(1), 1023.27(d)(1), 1023.28(d), 1023.29(d) and 1023.30(e), the Department is publishing the scope of practice for emergency medical responders (EMR), emergency medical technicians (EMT), advanced emergency medical technicians (AEMT), paramedics, prehospital registered nurses (PHRN), prehospital physician extenders (PHPE) and prehospital physicians (PHP).

Skills identified may be performed by an emergency medical service (EMS) provider at the provider's level of certification or registration only if the provider has successfully completed the approved education (cognitive, affective and psychomotor) on the specified skill, which includes training to perform the skill on adults, children and infants, as appropriate. EMRs, EMTs, AEMTs and Ps may only perform the skills identified, through either Statewide or other Department-approved protocols, or skills that may be ordered online by a medical command physician.

As the following chart indicates, a PHRN, PHPE and PHP may perform all skills identified as within a paramedic's scope of practice. Each of these EMS providers may perform additional skills outlined as follows.

A PHRN who is appropriately credentialed by the EMS agency medical director may perform other services authorized by The Professional Nursing Law (63 P.S. §§ 211—225.5) when authorized by a medical command physician through either online medical command or through the applicable Statewide or Department-approved EMS protocols.

A PHPE who is appropriately credentialed by the EMS agency medical director may perform services within the scope of practice of a physician assistant under the Medical Practice Act of 1985 (63 P.S. §§ 422.1—422.51a) or the Osteopathic Medical Practice Act (63 P.S. §§ 271.1—271.18) when authorized by a medical command physician through either online medical command or through applicable Statewide or Department-approved EMS protocols. When a PHPE functions as an EMS

provider, the physician supervision requirements applicable to a physician assistant under the Medical Practice Act of 1985 and the Osteopathic Medical Practice Act do not apply.

A PHP who is appropriately credentialed by the EMS agency medical director may perform skills within a paramedic's scope of practice and other skills within the practice of medicine or osteopathic medicine. A PHP may not perform a skill that the PHP has not been educated and trained to perform.

Under 28 Pa. Code § 1023.1(a)(1)(vi) and (vii) (relating to EMS agency medical director), the EMS agency medical director must make an initial assessment of each EMS provider at or above the AEMT level, and then within 12 months of each prior assessment, to determine whether the EMS provider has the knowledge and skills to competently perform the skills within the EMS provider's scope of practice, and a commitment to adequately perform other functions relevant to the EMS provider providing EMS at that level. EMS providers at or above the AEMT level may only perform skills that the EMS agency medical director has credentialed them to perform.

The Department wishes to highlight the following change to the scope of practice for all EMS providers. Effective November 29, 2014, administration of Naloxone in intranasal or auto-injector form is approved for all levels of EMS providers and is listed under the "Medications" category of this notice. This change is under sections 13.7 and 13.8 of The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. §§ 780-113.7 and 780-113.8), which requires the Department by December 31, 2014, to amend the scope of practice for EMS providers to include the administration of Naloxone. Prior to this change, Naloxone was listed on the approved drug list only for ALS ambulance services and for advanced-level EMS providers. See 42 Pa.B. 4229 (July 7, 2012).

Persons with a disability who require an alternate format of this notice (for example, large print, audiotape, Braille) should contact Richard Gibbons, Department of Health, Bureau of Emergency Medical Services, Room 606, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0710, (717) 787-8740. Speech or hearing impaired persons may call by using V/TT (717) 783-6154 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

	<i>Category</i>	<i>Skill</i>	<i>EMR</i>	<i>EMT</i>	<i>AEMT</i>	<i>P*</i>
1	Airway/Ventilation/Oxygenation	Airway—Nonsurgical Alternative/Rescue Airway—CombiTube™, iGel® Supraglottic, King LT-D Airway™ or King LTS-D Airway™	No	No	Yes	Yes
2	Airway/Ventilation/Oxygenation	Airway—Oropharyngeal (OPA) and Nasopharyngeal (NPA)	Yes	Yes	Yes	Yes
3	Airway/Ventilation/Oxygenation	Airway—Pharyngeal tracheal lumen (PTL)	No	No	No	No
4	Airway/Ventilation/Oxygenation	Bag-valve—ETT/Nonsurgical alternative airway ventilation	Yes <sup>2</sup>	Yes <sup>2</sup>	Yes	Yes
5	Airway/Ventilation/Oxygenation	Bag-valve-ventilation—with in-line small-volume nebulizer	No	Yes <sup>2</sup>	Yes	Yes
6	Airway/Ventilation/Oxygenation	Bag-valve-mask (BVM) ventilation	Yes	Yes	Yes	Yes
7	Airway/Ventilation/Oxygenation	Chest decompression—needle	No	No	No	Yes
8	Airway/Ventilation/Oxygenation	Chest tube thoracostomy, monitoring of existing tube in a closed system (for example water seal or suction)	No	No	No	No
9	Airway/Ventilation/Oxygenation	Chest tube thoracostomy, acute insertion	No	No	No	No
10	Airway/Ventilation/Oxygenation	Continuous positive airway pressure (CPAP)	No	Yes <sup>1</sup>	Yes	Yes
11	Airway/Ventilation/Oxygenation	Biphasic positive airway pressure (BiPAP) for patients chronically on BiPAP for >48 hours	No	No	No	Yes
12	Airway/Ventilation/Oxygenation	Biphasic positive airway pressure (BiPAP) for patients on BiPAP for <48 hours	No	No	No	No
13	Airway/Ventilation/Oxygenation	Cricothyrotomy—needle	No	No	No	Yes
14	Airway/Ventilation/Oxygenation	Cricothyrotomy—open/surgical	No	No	No	Yes
15	Airway/Ventilation/Oxygenation	Cricothyrotomy—overwire (Seldinger) technique	No	No	No	Yes
16	Airway/Ventilation/Oxygenation	End tidal CO <sub>2</sub> monitoring/capnography	No	No	Yes	Yes
17	Airway/Ventilation/Oxygenation	Esophageal obturator airway (EOA)/esophageal gastric tube airway (EGTA)	No	No	No	No
18	Airway/Ventilation/Oxygenation	Extubation—removal of ETT	No	No	No	Yes
19	Airway/Ventilation/Oxygenation	Gastric decompressions—Orogastric or nasogastric tube insertion	No	No	No	Yes
20	Airway/Ventilation/Oxygenation	Gastric decompression by alternative/rescue airway (CombiTube™ or King LTS-D™)	No	No	Yes	Yes
21	Airway/Ventilation/Oxygenation	Head-tilt/chin lift	Yes	Yes	Yes	Yes
22	Airway/Ventilation/Oxygenation	Inspiratory Impedance Threshold Device (ITD)	No	No	Yes <sup>1</sup>	Yes
23	Airway/Ventilation/Oxygenation	Endotracheal Intubation—by direct laryngoscopy (including video intubation devices), nasotracheal, digital and transillumination/lighted stylet techniques	No	No	No	Yes
24	Airway/Ventilation/Oxygenation	Endotracheal Intubation—paralytic assisted, rapid sequence induction (RSI)	No	No	No	No



	<i>Category</i>	<i>Skill</i>	<i>EMR</i>	<i>EMT</i>	<i>AEMT</i>	<i>P*</i>
25	Airway/Ventilation/Oxygenation	Ventilation—maintenance of previously initiated neuromuscular blockade	No	No	No	No
26	Airway/Ventilation/Oxygenation	Endotracheal Intubation—retrograde technique	No	No	No	No
27	Airway/Ventilation/Oxygenation	Jaw thrust and modified jaw thrust (trauma)	Yes	Yes	Yes	Yes
28	Airway/Ventilation/Oxygenation	Laryngeal mask airway (LMA)	No	No	No	No
29	Airway/Ventilation/Oxygenation	Mouth-to-mouth, nose, stoma, barrier and pocket mask	Yes	Yes	Yes	Yes
30	Airway/Ventilation/Oxygenation	Obstruction—direct laryngoscopy (remove with forceps)	No	No	No	Yes
31	Airway/Ventilation/Oxygenation	Obstruction—manual (abdominal thrusts, finger sweep, chest thrusts) upper airway	Yes	Yes	Yes	Yes
32	Airway/Ventilation/Oxygenation	Oxygen therapy—blow-by delivery	Yes	Yes	Yes	Yes
33	Airway/Ventilation/Oxygenation	Oxygen therapy—humidifiers	No	Yes	Yes	Yes
34	Airway/Ventilation/Oxygenation	Oxygen therapy—nasal cannula	Yes	Yes	Yes	Yes
35	Airway/Ventilation/Oxygenation	Oxygen therapy—nonrebreather	Yes	Yes	Yes	Yes
36	Airway/Ventilation/Oxygenation	Oxygen therapy—partial rebreather	No	Yes	Yes	Yes
37	Airway/Ventilation/Oxygenation	Oxygen therapy—regulators	Yes	Yes	Yes	Yes
38	Airway/Ventilation/Oxygenation	Oxygen therapy—simple face mask	No	Yes	Yes	Yes
39	Airway/Ventilation/Oxygenation	Oxygen therapy—Venturi mask	No	Yes	Yes	Yes
40	Airway/Ventilation/Oxygenation	Peak expiratory flow assessment	No	No	Yes	Yes
41	Airway/Ventilation/Oxygenation	Suctioning—meconium aspiration	No	No	No	Yes
42	Airway/Ventilation/Oxygenation	Suctioning—stoma/tracheostomy	Yes	Yes	Yes	Yes
43	Airway/Ventilation/Oxygenation	Suctioning—tracheobronchial by advanced airway	No	Yes <sup>2</sup>	Yes	Yes
44	Airway/Ventilation/Oxygenation	Suctioning—upper airway (nasal)	Yes	Yes	Yes	Yes
45	Airway/Ventilation/Oxygenation	Suctioning—upper airway (oral)	Yes	Yes	Yes	Yes
46	Airway/Ventilation/Oxygenation	Transtacheal jet ventilation	No	No	No	Yes
47	Airway/Ventilation/Oxygenation	Single mode, volume controlled automated ventilator (without blender)	No	Yes <sup>1</sup>	Yes <sup>1</sup>	Yes <sup>1</sup>
48	Airway/Ventilation/Oxygenation	Ventilators, transport—single or multi-modal, with or without blender, using volume control mode only, on patients >1 year of age with no anticipated need to actively titrate ventilator settings during transport	No	No	No	Yes <sup>1</sup>
49	Airway/Ventilation/Oxygenation	Ventilators, transport—multimodal, on patients requiring pressure control, pressure support or other advanced setting or anticipated need to actively titrate ventilator settings during transport regardless of ventilation mode	No	No	No	No
50	Cardiovascular/Circulation	Blood pressure—auscultation	Yes	Yes	Yes	Yes
51	Cardiovascular/Circulation	Blood pressure—electronic noninvasive	Yes	Yes	Yes	Yes
52	Cardiovascular/Circulation	Blood pressure—palpation	Yes	Yes	Yes	Yes

	<i>Category</i>	<i>Skill</i>	<i>EMR</i>	<i>EMT</i>	<i>AEMT</i>	<i>P*</i>
53	Cardiovascular/Circulation	Electrocardiogram (ECG) monitoring—apply electrodes for single leads	No	Yes <sup>2</sup>	Yes <sup>2</sup>	Yes
54	Cardiovascular/Circulation	Electrocardiogram (ECG) monitoring—obtain and transmit 12-lead ECG	No	No	Yes	Yes
55	Cardiovascular/Circulation	Electrocardiogram (ECG) monitoring—12-lead (interpret)	No	No	No	Yes
56	Cardiovascular/Circulation	Cardiac monitoring—single lead (interpret)	No	No	No	Yes
57	Cardiovascular/Circulation	Manual chest compressions—adult, child, infant	Yes	Yes	Yes	Yes
58	Cardiovascular/Circulation	Cardioversion—synchronized	No	No	No	Yes
59	Cardiovascular/Circulation	Carotid massage (vagal maneuvers)	No	No	No	Yes
60	Cardiovascular/Circulation	Defibrillation—counter shock—manual	No	No	No	Yes
61	Cardiovascular/Circulation	Transcutaneous cardiac pacing	No	No	No	Yes
62	Cardiovascular/Circulation	Transvenous or Epicardial pacing, Management of	No	No	No	No
63	Cardiovascular/Circulation	Defibrillation—automated external defibrillator (AED)	Yes	Yes	Yes	Yes
64	Cardiovascular/Circulation	Hemodynamic monitoring/assist (Swan Ganz, central venous pressure)	No	No	No	No
65	Cardiovascular/Circulation	Intra-aortic balloon pump or invasive cardiac assist device monitoring/assist	No	No	No	No
66	Cardiovascular/Circulation	Mechanical chest compression device use	No	Yes <sup>1</sup>	Yes <sup>1</sup>	Yes <sup>1</sup>
67	Cardiovascular/Circulation	Thrombolytic therapy—initiation	No	No	No	No
68	Cardiovascular/Circulation	Thrombolytic therapy—monitoring	No	No	No	No
69	IV Initiation/Maintenance/Fluids	Central venous cannulation/insertion	No	No	No	No
70	IV Initiation/Maintenance/Fluids	Central venous line—access of existing catheters with external ports	No	No	No	Yes
71	IV Initiation/Maintenance/Fluids	External jugular vein cannulation	No	No	No	Yes
72	IV Initiation/Maintenance/Fluids	Saline lock insertions as no-flow IV	No	No	Yes	Yes
73	IV Initiation/Maintenance/Fluids	Intraosseous—needle placement and infusion—tibia, femur and humerus	No	No	Yes <sup>3</sup>	Yes
74	IV Initiation/Maintenance/Fluids	IV insertion, peripheral venous—initiation (cannulation)	No	No	Yes	Yes
75	IV Initiation/Maintenance/Fluids	Sub-cutaneous indwelling catheters—access of existing catheters	No	No	No	No
76	IV Initiation/Maintenance/Fluids	Venous blood sampling, peripheral—for clinical diagnostic purposes only	No	No	Yes <sup>3</sup>	Yes
77	IV Initiation/Maintenance/Fluids	Venous blood sampling, peripheral—for legal purposes only (Applies to Paramedics only, as defined and permitted by Act 142 of 2016)	No	No	No	Yes
78	IV Initiation/Maintenance/Fluids	Venous central line (blood sampling)—obtaining	No	No	No	No

	<i>Category</i>	<i>Skill</i>	<i>EMR</i>	<i>EMT</i>	<i>AEMT</i>	<i>P*</i>
79	IV Initiation/Maintenance/Fluids	Arterial line—capped—transport	No	Yes	Yes	Yes
80	IV Initiation/Maintenance/Fluids	Arterial line—monitoring/assist	No	No	No	No
81	IV Initiation/Maintenance/Fluids	Blood/Blood-by-products administration (initiation and continuation)	No	No	No	No
82	Lifting and Moving	Patient lifting, moving and transfers	Yes	Yes	Yes	Yes
83	Lifting and Moving	Patient restraints on transport devices	Yes	Yes	Yes	Yes
84	Medication administration routes	Endotracheal (ET)	No	No	No	Yes
85	Medication administration routes	Inhalation (aerosolized/nebulized)	No	No	Yes	Yes
86	Medication administration routes	Intramuscular (IM)	No	No	Yes	Yes
87	Medication administration routes	Intranasal (IN)	No	No	Yes	Yes
88	Medication administration routes	Intraosseous (IO)—tibia, humerus or femur	No	No	No	Yes
89	Medication administration routes	Intravenous (IV)—fluid bolus	No	No	Yes	Yes
90	Medication administration routes	Intravenous (IV)—monitoring or maintaining existing intravenous infusion (crystalloid fluid as published in the EMS medication list in the <i>Pennsylvania Bulletin</i> ) during interfacility transport	No	No	Yes	Yes
91	Medication administration routes	Intravenous (IV) infusion, with added medication, including by intravenous pump	No	No	No	Yes
92	Medication administration routes	Nasogastric	No	No	No	Yes
93	Medication administration routes	Enteral feeding devices, Management of	No	No	No	No
94	Medication administration routes	Oral—glucose and aspirin (other medications addressed elsewhere)	No	Yes	Yes	Yes
95	Medication administration routes	Rectal	No	No	No	Yes
96	Medication administration routes	Subcutaneous	No	No	Yes	Yes
97	Medication administration routes	Sublingual ( <i>Note:</i> EMT may only assist patient with his/her prescribed Nitroglycerin (NTG))	No	Yes	Yes	Yes
98	Medication administration routes	Topical	No	No	No	Yes
99	Medications	Auto—injector benzodiazepine for seizure	No	No	No	Yes
100	Medications	Auto—injector epinephrine (assist patient with his/her prescribed medication)	No	Yes	Yes	Yes
101	Medications	Auto—injected epinephrine—primary use—not patient's own prescription	No	Yes <sup>1</sup>	Yes	Yes
102	Medications	Medications as published in <i>Pennsylvania Bulletin</i> by the Department	Yes	Yes	Yes	Yes
103	Medications	Immunizations as published in the <i>Pennsylvania Bulletin</i> by the Department	No	No	Yes	Yes
104	Medications	Over-the-counter (OTC) medications ( <i>Note:</i> aspirin and glucose covered elsewhere)	No	No	No	No
105	Medications	Oxygen	Yes <sup>1</sup>	Yes	Yes	Yes
106	Medications	Auto-injector nerve agent antidote—self or peer rescue	Yes	Yes	Yes	Yes

	<i>Category</i>	<i>Skill</i>	<i>EMR</i>	<i>EMT</i>	<i>AEMT</i>	<i>P*</i>
107	Medications	Auto-injector nerve agent antidote—patient treatment	No	Yes <sup>3</sup>	Yes <sup>3</sup>	Yes
108	Medications	Metered-dose inhaler (MDI) bronchodilator ( <i>Note: EMT may only assist patient with his/her own prescribed medication</i> )	No	Yes	Yes	Yes
109	Medications	Naloxone—Intranasal or auto-injector	Yes <sup>1,6</sup>	Yes <sup>1,6</sup>	Yes	Yes
110	Patient assessment/management	Behavioral—Restrain violent patient	Yes <sup>1</sup>	Yes	Yes	Yes
111	Patient assessment/management	Blood glucose assessment	No	Yes <sup>1</sup>	Yes	Yes
112	Patient assessment/management	Portable blood analysis devices, use of (glucometer covered elsewhere)	No	No	No	No
113	Patient assessment/management	Childbirth—umbilical cord cutting	Yes	Yes	Yes	Yes
114	Patient assessment/management	Childbirth (abnormal/ complications)	No	Yes	Yes	Yes
115	Patient assessment/management	Childbirth (normal)—cephalic delivery	Yes	Yes	Yes	Yes
116	Patient assessment/management	Carbon Monoxide CO-oximetry monitoring	No	Yes <sup>1</sup>	Yes <sup>1</sup>	Yes <sup>1</sup>
117	Patient assessment/management	Carbon Monoxide monitoring, with environmental surveillance devices	Yes	Yes	Yes	Yes
118	Patient assessment/management	Hemodynamic monitoring/assist (Swan Ganz, central venous pressure)	No	No	No	No
119	Patient assessment/management	Dislocation reduction	No	No	No	No
120	Patient assessment/management	Eye irrigation ( <i>Note: irrigation through corneal contact device limited to AEMT and Paramedic</i> )	Yes	Yes	Yes	Yes
121	Patient assessment/management	Intracranial monitoring/assist	No	No	No	No
122	Patient assessment/management	Patient management per Statewide EMS Protocols and Department approved protocols	Yes	Yes	Yes	Yes
123	Patient assessment/management	Pulse oximetry monitoring	No	Yes	Yes	Yes
124	Patient assessment/management	Splinting, extremity—manual, rigid, soft, vacuum	No	Yes	Yes	Yes
125	Patient assessment/management	Splinting, femur—traction	No	Yes	Yes	Yes
126	Patient assessment/management	Urinary catheterization	No	No	No	No
127	Patient assessment/management	Wound care, dressing, bandaging	Yes	Yes	Yes	Yes
128	Patient assessment/management	Wound care, removal of Taser probe/barb	No	No	No	No
129	Patient assessment/management	Wound drainage vacuum devices, monitoring	No	Yes	Yes	Yes
130	Patient assessment/management	Wound care, hemorrhage control—direct pressure, tourniquet, bandaging, hemostatic agents	Yes	Yes	Yes	Yes
131	Patient assessment/management	Wound care, irrigation and skin closure with tape or adhesive glue	No	No	No	No
132	Spine Care	Restrict spinal motion—Cervical collar application	No	Yes	Yes	Yes
133	Spine Care	Restrict spinal motion—Helmet removal or stabilization	No	Yes	Yes	Yes
134	Spine Care	Restrict spinal motion—manual cervical spine stabilization	Yes	Yes	Yes	Yes

	<i>Category</i>	<i>Skill</i>	<i>EMR</i>	<i>EMT</i>	<i>AEMT</i>	<i>P*</i>
135	Spine Care	Restrict spinal motion—rapid extrication with precautions to restrict spinal movement	No	Yes	Yes	Yes
136	Spine Care	Devices to restrict spinal motion—for example—vacuum mattress, extrication devices, scoop stretcher and spine board)	No	Yes	Yes	Yes

EMR—Emergency Medical Responder; EMT—Emergency Medical Technician; AEMT—Advanced Emergency Medical Technician; P\*—Paramedic (\*includes—PHRN/PHPE/PHP)

No—The skill is not in the scope of practice for the level of certification.

Yes—The skill is in the scope of practice for the level of certification.

1. Additional training and authorization by EMS agency medical director is required, and this skill may only be used when functioning with a licensed EMS agency that complies with Department requirements for providing this skill.

2. May assist a P, PHRN, PHPE or PHP with this skill only when in the physical presence of and under the direct supervision of the higher level provider.

3. May perform this skill only in the physical presence of and under the direct supervision of a P, PHRN, PHPE or PHP.

4. After July 1, 2015, Statewide ALS Protocol will include any restrictions placed upon the use of this skill.

5. This skill becomes effective July 1, 2015.

6. Department-approved Act 139 training required and approval of the EMS medical director, and this skill may only be used when functioning with a licensed EMS agency that complies with Department requirements for providing this skill.

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 17-965. Filed for public inspection June 9, 2017, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Change to Disproportionate Share Payments for Access to Care

The Department of Human Services (Department) is announcing its intent to increase the funding for the Fiscal Year (FY) 2016-2017 disproportionate share hospital (DSH) payments made to qualifying acute care general hospitals that provide enhanced access to multiple types of medical care in economically distressed areas. The Department does not intend to otherwise change the qualifying criteria or payment methodology for these payments.

All payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment and that no hospital may receive DSH payments in excess of its hospital-specific limit.

#### *Fiscal Impact*

The total FY 2016-2017 impact as a result of this increase in the allocation for the DSH payments for these qualifying hospitals is \$63.051 million (\$30.403 million in State general funds and \$32.648 million in Federal funds) upon approval by the Centers for Medicare & Medicaid Services.

#### *Public Comment*

Interested persons are invited to submit written comments regarding these payments to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will review and consider comments received within 30 days in determining the final payment methodology for these payments.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,  
*Secretary*

**Fiscal Note:** 14-NOT-1152. (1) General Fund; (2) Implementing Year 2016-17 is \$30,403,000; (3) 1st Succeeding Year 2017-18 through 5th Succeeding Year 2021-22 are \$0; (4) 2015-16 Program—\$392,918,000; 2014-15 Program—\$564,772,000; 2013-14 Program—\$428,041,000; (7) Medical Assistance—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 17-966. Filed for public inspection June 9, 2017, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania \$1,000,000 Silver & Gold Instant Lottery Game 1286

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Acting Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$1,000,000 Silver & Gold (hereinafter “\$1,000,000 Silver & Gold”). The game number is PA-1286.

2. *Price:* The price of a \$1,000,000 Silver & Gold instant lottery game ticket is \$20.

3. *Play Symbols:* Each \$1,000,000 Silver & Gold instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area, a "YOUR NUMBERS" area, a "\$50 BONUS" area, a "\$100 BONUS" area, a "\$250 BONUS" area and a "\$500 BONUS" area. The "BONUS" areas are played separately. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). 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 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), SILVER (SILVER) symbol, GOLD (DOUBLE) symbol and a Moneybag (WINALL) symbol. The play symbols and their captions located in the "\$50 BONUS" area are: Treasure Chest (TRY AGAIN) symbol, Safe (NO BONUS) symbol, Bank (TRY AGAIN) symbol and a \$50 (WIN50) symbol. The play symbols and their captions located in the "\$100 BONUS" area are: Stack of Coins (NO BONUS) symbol, Cherries (TRY AGAIN) symbol, Piggy Bank (NO BONUS) symbol and a \$100 (WIN100) symbol. The play symbols and their captions located in the "\$250 BONUS" area are: Wallet (TRY AGAIN) symbol, Diamond (NO BONUS) symbol, Crown (TRY AGAIN) symbol and a \$250 (WIN250) symbol. The play symbols and their captions located in the "\$500 BONUS" area are: Key (NO BONUS) symbol, Clover (TRY AGAIN) symbol, Lock (NO BONUS) symbol and a \$500 (WIN500) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$20, \$40, \$50, \$100, \$250, \$500, \$1,000, \$10,000, \$100,000 and \$1,000,000. The prize that can be won in the "\$50 BONUS" area is \$50. The prize that can be won in the "\$100 BONUS" area is \$100. The prize that can be won in the "\$250 BONUS" area is \$250. The prize that can be won in the "\$500 BONUS" area is \$500. A player can win up to 22 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the \$1,000,000 Silver & Gold instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1MILL (ONE MIL) appears in the "prize" area under

the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000,000. This prize shall be paid as a one-time, lump-sum cash payment.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SILVER (SILVER) symbol, and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area under that SILVER (SILVER) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$500 (FIV HUN) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$10,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a GOLD (DOUBLE) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that GOLD (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$2,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$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.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SILVER (SILVER) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that SILVER (SILVER) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$100 (ONE HUN) appears in two of the "prize" areas, a prize symbol of \$50<sup>00</sup> (FIFTY) appears in eight of the "prize" areas and a prize symbol of \$40<sup>00</sup> (FORTY) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$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.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SILVER (SILVER) symbol, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under that SILVER (SILVER) symbol, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a GOLD (DOUBLE) symbol, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under that GOLD (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$500.

(n) Holders of tickets with a \$500 (WIN500) symbol in the "\$500 BONUS" area, on a single ticket, shall be entitled to a prize of \$500.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$40<sup>00</sup> (FORTY) appears in five of the "prize" areas and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in fifteen of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Moneybag (WINALL) symbol, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in all 20 of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SILVER (SILVER) symbol, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under that SILVER (SILVER) symbol, on a single ticket, shall be entitled to a prize of \$250.

(s) Holders of tickets with a \$250 (WIN250) symbol in the "\$250 BONUS" area, on a single ticket, shall be entitled to a prize of \$250.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a GOLD (DOUBLE) symbol, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that GOLD (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$200.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$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.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SILVER (SILVER) symbol, and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that SILVER (SILVER) symbol, on a single ticket, shall be entitled to a prize of \$100.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a GOLD (DOUBLE)

symbol, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "prize" area under that GOLD (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(x) Holders of tickets with a \$100 (WIN100) symbol in the "\$100 BONUS" area, on a single ticket, shall be entitled to a prize of \$100.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a GOLD (DOUBLE) symbol, and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the "prize" area under that GOLD (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$80.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50<sup>00</sup> (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.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SILVER (SILVER) symbol, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "prize" area under that SILVER (SILVER) symbol, on a single ticket, shall be entitled to a prize of \$50.

(bb) Holders of tickets with a \$50 (WIN50) symbol in the "\$50 BONUS" area, on a single ticket, shall be entitled to a prize of \$50.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40<sup>00</sup> (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.

(dd) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SILVER (SILVER) symbol, and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the "prize" area under that SILVER (SILVER) symbol, on a single ticket, shall be entitled to a prize of \$40.

(ee) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a GOLD (DOUBLE) symbol, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under that GOLD (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(ff) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20<sup>00</sup> (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.

(gg) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a SILVER (SILVER) symbol, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under that SILVER (SILVER) symbol, on a single ticket, shall be entitled to a prize of \$20.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match  
Any Winning Number, Win Prize  
Shown Under The Matching  
Number:*

<i>Win With:</i>	<i>Bonus Spots</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
\$20 w/ SILVER		\$20	12	400,000
\$20		\$20	15	320,000
\$20 × 2		\$40	60	80,000
\$20 w/ GOLD		\$40	60	80,000
\$40 w/ SILVER		\$40	60	80,000
\$40		\$40	60	80,000
	\$50 w/ \$50 BONUS	\$50	37.5	128,000
\$50 w/ SILVER		\$50	60	80,000
\$50		\$50	60	80,000
\$20 × 5		\$100	300	16,000
\$50 × 2		\$100	300	16,000
\$50	\$50 w/ \$50 BONUS	\$100	300	16,000
	\$100 w/ \$100 BONUS	\$100	300	16,000
(\$20 w/ SILVER) + (\$40 w/ GOLD)		\$100	300	16,000
\$50 w/ GOLD		\$100	300	16,000
\$50 w/ SILVER	\$50 w/ \$50 BONUS	\$100	150	32,000
\$100 w/ SILVER		\$100	300	16,000
\$100		\$100	300	16,000
\$50 × 5		\$250	3,000	1,600
\$20 × 10	\$50 w/ \$50 BONUS	\$250	2,000	2,400
\$40 × 5	\$50 w/ \$50 BONUS	\$250	6,000	800
\$50 × 3	\$100 w/ \$100 BONUS	\$250	6,000	800
\$100	(\$100 w/ \$100 BONUS) + (\$50 w/ \$50 BONUS)	\$250	12,000	400
	\$250 w/ \$250 BONUS	\$250	6,000	800
(\$50 w/ GOLD) × 2	\$50 w/ \$50 BONUS	\$250	2,400	2,000
\$250 w/ SILVER		\$250	12,000	400
\$250		\$250	12,000	400
MONEYBAG w/ ((\$40 × 5) + (\$20 × 15))		\$500	4,000	1,200
MONEYBAG w/ (\$20 × 20)	\$100 w/ \$100 BONUS	\$500	4,000	1,200
\$50 × 9	\$50 w/ \$50 BONUS	\$500	12,000	400
\$100 × 2	(\$250 w/ \$250 BONUS) + (\$50 w/ \$50 BONUS)	\$500	12,000	400
\$250	\$250 w/ \$250 BONUS	\$500	12,000	400
	\$500 w/ \$500 BONUS	\$500	12,000	400
\$100 w/ GOLD	(\$250 w/ \$250 BONUS) + (\$50 w/ \$50 BONUS)	\$500	12,000	400
\$250 w/ GOLD		\$500	12,000	400
\$500 w/ SILVER		\$500	12,000	400
\$500		\$500	12,000	400
MONEYBAG w/ (\$50 × 20)		\$1,000	12,000	400
MONEYBAG w/ ((\$100 × 2) + (\$50 × 8) + (\$40 × 10))		\$1,000	12,000	400
MONEYBAG w/ (\$20 × 20)	(\$500 w/ \$500 BONUS) + (\$100 w/ \$100 BONUS)	\$1,000	12,000	400
\$50 × 15	\$250 w/ \$250 BONUS	\$1,000	24,000	200
\$100 × 9	\$100 w/ \$100 BONUS	\$1,000	24,000	200
\$100 × 5	\$500 w/ \$500 BONUS	\$1,000	24,000	200
\$250 × 3	\$250 w/ \$250 BONUS	\$1,000	24,000	200
\$500	\$500 w/ \$500 BONUS	\$1,000	24,000	200
\$50 w/ GOLD	(\$500 w/ \$500 BONUS) + (\$250 w/ 250 BONUS) + (\$100 w/ \$100 BONUS) + (\$50 w/ \$50 BONUS)	\$1,000	12,000	400
\$250 w/ GOLD	\$500 w/ \$500 BONUS	\$1,000	24,000	200
\$1,000 w/ SILVER		\$1,000	24,000	200
\$1,000		\$1,000	24,000	200



*When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number:*

<i>Win With:</i>	<i>Bonus Spots</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
MONEYBAG w/ (\$500 × 20)		\$10,000	480,000	10
(\$250 w/ GOLD) + (\$1,000 × 9)	\$500 w/ \$500 BONUS	\$10,000	480,000	10
(\$1,000 w/ GOLD) × 5		\$10,000	480,000	10
\$10,000 w/ SILVER		\$10,000	480,000	10
\$10,000		\$10,000	480,000	10
\$100,000		\$100,000	960,000	5
\$1,000,000		\$1,000,000	960,000	5

Reveal a “SILVER” (SILVER) symbol, win prize shown under that symbol automatically.

Reveal a “GOLD” (DOUBLE) symbol, win double the prize shown under that symbol.

Reveal a “MONEYBAG” (WINALL) symbol, win all 20 prizes shown!

\$50 BONUS: Reveal a “\$50” (WIN50) symbol, win \$50 instantly!

\$100 BONUS: Reveal a “\$100” (WIN100) symbol, win \$100 instantly!

\$250 BONUS: Reveal a “\$250” (WIN250) symbol, win \$250 instantly!

\$500 BONUS: Reveal a “\$500” (WIN500) symbol, win \$500 instantly!

BONUS spots are played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell \$1,000,000 Silver & Gold instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of \$1,000,000 Silver & Gold, prize money from winning \$1,000,000 Silver & Gold instant lottery game tickets will be retained by the Acting Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the \$1,000,000 Silver & Gold instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Acting Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote \$1,000,000 Silver & Gold or through normal communications methods.

C. DANIEL HASSELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-967. Filed for public inspection June 9, 2017, 9:00 a.m.]

**Pennsylvania Cash Splash Instant Lottery Game 1290**

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Acting Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Cash Splash (hereinafter “Cash Splash”). The game number is PA-1290.

2. *Price:* The price of a Cash Splash instant lottery game ticket is \$1.

3. *Play Symbols:* Each Cash Splash instant lottery game ticket will contain one play area featuring five play symbols and their captions. The play symbols and their captions located in the play area are: Shell (SHELL) symbol, Fish (FISH) symbol, Pirate (PIRATE) symbol, Hook (HOOK) symbol, Jewel (JEWEL) symbol, Crown (CROWN) symbol, Treasure Chest (CHEST) symbol, Gold Bar (GOLD) symbol, Sun (SUN) symbol, Sunglasses (GLASSES) symbol, Boat (BOAT) symbol, Cash (CASH) symbol and a Wave (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: FREE (TICKET), \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$5<sup>00</sup> (FIV DOL), \$6<sup>00</sup> (SIX DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$30<sup>00</sup> (THIRTY), \$40<sup>00</sup> (FORTY), \$100 (ONE HUN), \$400 (FOR HUN) and \$10,000 (TEN THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$5, \$6, \$10, \$20, \$30, \$40, \$100, \$400 and \$10,000. The player can win up to 6 times on the ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 9,600,000 tickets will be printed for the Cash Splash instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(b) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$400 (FOR HUN) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$400.

(c) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in four of the "prize" areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in two of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$6<sup>00</sup> (SIX DOL) appears in five of the "prize" areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$40.

(g) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in two of the "prize" areas and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$40.

(h) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$30.

(i) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in five of the "prize" areas and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in all six of the "prize" areas, on a single ticket, shall be entitled to a prize of \$30.

(k) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in five of the "prize" areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in five of the "prize" areas and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in four of the "prize" areas and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in two of the "prize" areas, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$6<sup>00</sup> (SIX DOL) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$6.

(q) Holders of tickets with a Wave (WINALL) symbol in the play area and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in all six of the "prize" areas, on a single ticket, shall be entitled to a prize of \$6.

(r) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$2.

(t) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$1.

(u) Holders of tickets with a Cash (CASH) symbol in the play area and a prize symbol of FREE (TICKET) appears in the "prize" area under that Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of one Cash Splash instant lottery game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

Reveal A "Cash" (CASH) Symbol,  
Win Prize Shown Under That  
Symbol.  
Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 9,600,000 Tickets
FREE	FREE \$1 TICKET	11.54	832,000
\$1	\$1	50	192,000
\$1 × 2	\$2	30	320,000
\$2	\$2	30	320,000
\$1 × 5	\$5	600	16,000
(\$1 × 3) + \$2	\$5	300	32,000
\$5	\$5	120	80,000
WAVE w/ (\$1 × 6)	\$6	187.5	51,200
\$1 × 6	\$6	600	16,000
\$2 × 3	\$6	1,500	6,400
\$6	\$6	1,500	6,400
WAVE w/ ((\$2 × 4) + (\$1 × 2))	\$10	272.73	35,200
WAVE w/ ((\$1 × 5) + \$5)	\$10	272.73	35,200
\$2 × 5	\$10	1,500	6,400
\$5 × 2	\$10	1,500	6,400
(\$2 × 4) + (\$1 × 2)	\$10	1,500	6,400
\$10	\$10	1,500	6,400
WAVE w/ ((\$2 × 5) + \$10)	\$20	600	16,000
\$10 × 2	\$20	3,000	3,200
\$5 × 4	\$20	3,000	3,200
(\$5 × 2) + \$10	\$20	3,000	3,200
(\$6 × 3) + (\$1 × 2)	\$20	3,000	3,200
\$20	\$20	3,000	3,200
WAVE w/ (\$5 × 6)	\$30	1,600	6,000
WAVE w/ ((\$2 × 5) + \$20)	\$30	1,600	6,000
\$6 × 5	\$30	9,600	1,000
\$10 × 3	\$30	4,800	2,000
\$30	\$30	9,600	1,000
WAVE w/ ((\$10 × 2) + (\$5 × 4))	\$40	3,000	3,200
WAVE w/ ((\$6 × 5) + \$10)	\$40	3,429	2,800
\$10 × 4	\$40	12,000	800
\$20 × 2	\$40	12,000	800
\$40	\$40	24,000	400
WAVE w/ ((\$20 × 4) + (\$10 × 2))	\$100	12,000	800
\$20 × 5	\$100	48,000	200
(\$30 × 3) + (\$5 × 2)	\$100	24,000	400
(\$30 × 2) + (\$20 × 2)	\$100	24,000	400
(\$40 × 2) + (\$10 × 2)	\$100	24,000	400
\$100	\$100	48,000	200
\$100 × 4	\$400	480,000	20
\$400	\$400	480,000	20
\$10,000	\$10,000	960,000	10

Reveal a "WAVE" (WINALL) symbol, win all 6 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Cash Splash instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles

the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Cash Splash, prize money from winning Cash Splash instant lottery game tickets will be retained by the Acting Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Cash Splash instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the

prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Acting 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 Cash Splash or through normal communications methods.

C. DANIEL HASSELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-968. Filed for public inspection June 9, 2017, 9:00 a.m.]

**Pennsylvania Keystone Cash Fast Play Game 5000; Change to Game Rules**

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 Acting

Secretary of Revenue hereby provides public notice of changes to the Pennsylvania Keystone Cash Fast Play lottery game rules that were published at 47 Pa.B. 1240 (February 25, 2017).

On May 4, 2017, the Pennsylvania Lottery's gaming system encountered a communications error during the processing of a Pennsylvania Keystone Cash lottery game transaction. Due to that computer error, the game's Progressive Top Prize was reset to \$45,000 without a Progressive Top Prize winning ticket being purchased. The Lottery took corrective action to restore \$48,888.50 to the Progressive Top Prize amount, which represented the Progressive Top Prize accrual amount of \$0.15 per ticket sold (per the game rules as originally published at 47 Pa.B. 1240). Because of the error, the Lottery issues this notice of the reset of the Progressive Top Prize and the resulting changes to the number and approximate chances of winning a Progressive Top Prize. The corrected version of this document is as follows, with ellipses referring to the existing text as it appeared at 47 Pa.B. 1240—1244.

\* \* \* \* \*

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:

*When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number:*

<i>Win With:</i>	<i>Win:</i>	<i>Approximate Chances of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets</i>
\$5	\$5	10	960,000
\$5 × 2	\$10	25	384,000
\$10	\$10	25	384,000
\$5 × 3	\$15	71.43	134,400
\$10 + \$5	\$15	76.92	124,800
\$15	\$15	76.92	124,800
\$5 × 4	\$20	200	48,000
\$10 × 2	\$20	200	48,000
\$20	\$20	200	48,000
\$5 × 8	\$40	333.33	28,800
\$10 × 4	\$40	333.33	28,800
\$20 × 2	\$40	333.33	28,800
\$40	\$40	333.33	28,800
\$5 × 10	\$50	666.67	14,400
\$10 × 5	\$50	666.67	14,400
\$40 + \$10	\$50	666.67	14,400
\$50	\$50	666.67	14,400
\$20 × 5	\$100	8,000	1,200
\$50 × 2	\$100	8,000	1,200
(\$10 × 8) + (\$5 × 4)	\$100	8,000	1,200
\$100	\$100	8,000	1,200
\$50 × 8	\$400	60,000	160
\$100 × 4	\$400	60,000	160
(\$100 × 2) + (\$20 × 10)	\$400	60,000	160
\$400	\$400	60,000	160
\$50 × 10	\$500	60,000	160
\$100 × 5	\$500	60,000	160
(\$50 × 2) + (\$40 × 10)	\$500	60,000	160
\$500	\$500	60,000	160
\$100 × 10	\$1,000	120,000	80
\$500 × 2	\$1,000	120,000	80
(\$100 × 8) + (\$50 × 4)	\$1,000	120,000	80

*When Any Of Your Numbers Match  
Any Winning Number, Win Prize  
Shown Under The Matching  
Number:*

<i>Win With:</i>	<i>Win:</i>	<i>Approximate Chances of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets</i>
\$1,000	\$1,000	120,000	80
\$500 × 10	\$5,000	240,000	40
\$5,000	\$5,000	240,000	40
PROGRESSIVE TOP PRIZE	\$45,000*	195,918	49

\* PROGRESSIVE TOP PRIZE: The minimum value of the PROGRESSIVE TOP PRIZE is \$45,000. The PROGRESSIVE TOP PRIZE increases by 15¢ every time a ticket is purchased until a top prize ticket is sold, at which time the PROGRESSIVE TOP PRIZE resets to \$45,000.

Prizes, including top prizes, are subject to availability at the time of purchase.

\* \* \* \* \*

C. DANIEL HASSELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-969. Filed for public inspection June 9, 2017, 9:00 a.m.]

### Pennsylvania Lucky 13 Instant Lottery Game 1289

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Acting Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Lucky 13 (hereinafter "Lucky 13"). The game number is PA-1289.

2. *Price:* The price of a Lucky 13 instant lottery game ticket is \$2.

3. *Play Symbols:* Each Lucky 13 instant lottery game ticket will contain one play area featuring twelve play symbols and their captions. The play symbols and their captions located in the play area are: 2 (TWO), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVEN), 12 (TWELVE), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 19 (NINTN), 20 (TWENT), 13 (THRTN) symbol, \$13 (WIN13) symbol and a LUCKY (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: \$2<sup>00</sup> (TWO DOL), \$3<sup>00</sup> (THR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$13<sup>00</sup> (THRTEEN), \$20<sup>00</sup> (TWENTY), \$30<sup>00</sup> (THIRTY), \$50<sup>00</sup> (FIFTY), \$130 (ONEHUNTRY), \$300 (THR HUN), \$1,000 (ONE THO) and \$50,000 (FTY THO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$3, \$5, \$10, \$13, \$20, \$30, \$50, \$130, \$300, \$1,000 and \$50,000. The player can win up to 12 times on the ticket.

6. *Approximate Number of Tickets Printed for the Game:* Approximately 6,600,000 tickets will be printed for the Lucky 13 instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$50,000 (FTY THO) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$300 (THR HUN) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$300.

(d) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$130 (ONEHUNTRY) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$130.

(e) Holders of tickets with a LUCKY (WINALL) symbol in the play area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in eleven of the "prize" areas and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$130.

(f) Holders of tickets with a LUCKY (WINALL) symbol in the play area and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in two of the "prize" areas and a prize symbol of \$3<sup>00</sup> (THR DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$130.

(g) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets with a LUCKY (WINALL) symbol in the play area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in two of the "prize" areas and a prize symbol of \$3<sup>00</sup> (THR DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$13<sup>00</sup> (THRTEEN) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$13.

(l) Holders of tickets with a \$13 (WIN13) symbol in the play area and a prize symbol of \$13<sup>00</sup> (THRTEEN)

appears in the "prize" area under that \$13 (WIN13) symbol, on a single ticket, shall be entitled to a prize of \$13.

(m) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$5.

(o) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$3<sup>00</sup> (THR DOL) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$3.

(p) Holders of tickets with a 13 (THRTN) symbol in the play area and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "prize" area under that 13 (THRTN) symbol, on a single ticket, shall be entitled to a prize of \$2.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>Reveal A "13" (THRTN) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,600,000 Tickets</i>
\$2	\$2	7.69	858,000
\$3	\$3	37.5	176,000
\$5	\$5	75	88,000
\$2 x 5	\$10	500	13,200
\$5 x 2	\$10	375	17,600
\$10	\$10	500	13,200
(\$2 x 5) + \$3	\$13	300	22,000
(\$5 x 2) + \$3	\$13	300	22,000
\$13 w/ \$13 SYMBOL	\$13	42.86	154,000
\$13	\$13	300	22,000
\$2 x 10	\$20	1,500	4,400
\$5 x 4	\$20	750	8,800
(\$13 w/ \$13 SYMBOL) + \$5 + \$2	\$20	500	13,200
\$20	\$20	1,500	4,400
\$3 x 10	\$30	6,000	1,100
(\$13 x 2) + (\$2 x 2)	\$30	6,000	1,100
(((\$13 w/ \$13 SYMBOL) x 2) + (\$2 x 2))	\$30	342.86	19,250
\$30	\$30	12,000	550
LUCKY w/ ((\$10 x 2) + (\$3 x 10))	\$50	24,000	275
\$5 x 10	\$50	24,000	275
\$10 x 5	\$50	24,000	275
\$50	\$50	24,000	275
LUCKY w/ ((\$50 x 2) + (\$3 x 10))	\$130	4,000	1,650
LUCKY w/ ((\$10 x 11) + \$20)	\$130	4,000	1,650
(\$13 w/ \$13 SYMBOL) x 10	\$130	6,000	1,100
\$130	\$130	6,000	1,100
\$30 x 10	\$300	24,000	275
\$300	\$300	24,000	275
(\$300 x 3) + (\$50 x 2)	\$1,000	660,000	10
\$1,000	\$1,000	1,320,000	5
\$50,000	\$50,000	660,000	10

Reveal a "\$13" (WIN13) symbol, win \$13 instantly.

Reveal a "LUCKY" (WINALL) symbol, win all 12 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Lucky 13 instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000

shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter

a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Lucky 13, prize money from winning Lucky 13 instant lottery game tickets will be retained by the Acting Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Lucky 13 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Acting 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 Lucky 13 or through normal communications methods.

C. DANIEL HASSELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-970. Filed for public inspection June 9, 2017, 9:00 a.m.]

## Pennsylvania \$cavenger Hunt Instant Lottery Game 1288

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Acting Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Scavenger Hunt (hereinafter “Scavenger Hunt”). The game number is PA-1288.

2. *Price:* The price of a Scavenger Hunt instant lottery game ticket is \$3.

3. *Play Symbols:* Each Scavenger Hunt instant lottery game ticket will contain one play area featuring a “NEEDED ITEMS” area, three “MYSTERY ITEMS” areas and a “BONUS ITEMS” area. The play symbols and their captions located in the “NEEDED ITEMS” area are: Thread (THREAD) symbol, Scarf (SCARF) symbol, Boot (BOOT) symbol, Screw (SCREW) symbol, Glove (GLOVE) symbol, Ring (RING) symbol, Trophy (TROPHY) symbol, Comb (COMB) symbol, Bell (BELL) symbol, Anchor (ANCHOR) symbol, Cup (CUP) symbol, Hubcap (HUBCAP) symbol, Key (KEY) symbol, Horseshoe (SHOE) symbol, Apple (APPLE) symbol, Pin (PIN) symbol, Match (MATCH) symbol, Pail (PAIL) symbol, Frying Pan (FRYPAN) symbol, Leaf (LEAF) symbol, Fishing Hook (HOOK) symbol, Paddle (PADDLE) symbol, Bow Tie (BOWTIE) symbol, Saw (SAW) symbol, Clover (CLOVER) symbol and Thimble (THIMBLE) symbol. The play symbols and their captions located in the “MYSTERY ITEMS” areas are: Thread (THREAD) symbol, Scarf (SCARF) symbol, Boot (BOOT) symbol, Screw (SCREW) symbol, Glove (GLOVE) symbol, Ring (RING) symbol, Trophy (TROPHY) symbol, Comb (COMB) symbol, Bell (BELL) symbol, Anchor (AN-

CHOR) symbol, Cup (CUP) symbol, Hubcap (HUBCAP) symbol, Hat (HAT) symbol, Necklace (NECKLACE) symbol, Key (KEY) symbol, Horseshoe (SHOE) symbol, Apple (APPLE) symbol, Pin (PIN) symbol, Match (MATCH) symbol, Pail (PAIL) symbol, Frying Pan (FRYPAN) symbol, Leaf (LEAF) symbol, Fishing Hook (HOOK) symbol, Paddle (PADDLE) symbol, Bow Tie (BOWTIE) symbol, Saw (SAW) symbol, Clover (CLOVER) symbol and Thimble (THIMBLE) symbol. The play symbols and their captions located in the “BONUS ITEMS” area are: Camp Fire (TRY AGAIN), Treasure Chest (NO BONUS), Gold Bar (TRY AGAIN), Pot of Gold (NO BONUS), Wallet (TRY AGAIN), Wishbone (NO BONUS), Stack of Coins (TRY AGAIN), Safe (NO BONUS), Piggy Bank (TRY AGAIN), and a Magnifying Glass (WIN30) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “MYSTERY ITEMS” areas are: \$3.<sup>00</sup> (THR DOL), \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$15.<sup>00</sup> (FIFTN), \$20.<sup>00</sup> (TWENTY), \$30.<sup>00</sup> (THIRTY), \$40.<sup>00</sup> (FORTY), \$60.<sup>00</sup> (SIXTY), \$90.<sup>00</sup> (NINTY), \$100 (ONE HUN), \$300 (THR HUN), \$1,000 (ONE THO), \$3,000 (THR THO), \$25,000 (TWYFIVTHO) and \$75,000 (SVYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are: \$3, \$5, \$10, \$15, \$20, \$30, \$40, \$60, \$90, \$100, \$300, \$1,000, \$3,000, \$25,000 and \$75,000. The prize that can be won in the “BONUS ITEMS” area is \$30. A player can win up to 14 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 8,400,000 tickets will be printed for the Scavenger Hunt instant lottery game.

### 7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the “MYSTERY ITEMS” play symbols matches any of the “NEEDED ITEMS” play symbols and a prize symbol of \$75,000 (SVYFIVTHO) appears in the “prize” area under the matching “MYSTERY ITEMS” play symbol, on a single ticket, shall be entitled to a prize of \$75,000.

(b) Holders of tickets upon which any one of the “MYSTERY ITEMS” play symbols matches any of the “NEEDED ITEMS” play symbols and a prize symbol of \$25,000 (TWYFIVTHO) appears in the “prize” area under the matching “MYSTERY ITEMS” play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(c) Holders of tickets upon which any one of the “MYSTERY ITEMS” play symbols matches any of the “NEEDED ITEMS” play symbols and a prize symbol of \$3,000 (THR THO) appears in the “prize” area under the matching “MYSTERY ITEMS” play symbol, on a single ticket, shall be entitled to a prize of \$3,000.

(d) Holders of tickets upon which any one of the “MYSTERY ITEMS” play symbols matches any of the “NEEDED ITEMS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the matching “MYSTERY ITEMS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the “MYSTERY ITEMS” play symbols matches any of the “NEEDED ITEMS” play symbols and a prize symbol of \$300 (THR HUN) appears in the “prize” area under the matching “MYSTERY ITEMS” play symbol, on a single ticket, shall be entitled to a prize of \$300.

(f) Holders of tickets upon which any one of the “MYSTERY ITEMS” play symbols matches any of the “NEEDED ITEMS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the

matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the "NEEDED ITEMS" play symbols and a prize symbol of \$90.<sup>00</sup> (NINETY) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$90.

(h) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the "NEEDED ITEMS" play symbols and a prize symbol of \$60.<sup>00</sup> (SIXTY) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$60.

(i) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the "NEEDED ITEMS" play symbols and a prize symbol of \$40.<sup>00</sup> (FORTY) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(j) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the "NEEDED ITEMS" play symbols and a prize symbol of \$30.<sup>00</sup> (THIRTY) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(k) Holders of tickets upon which a Magnifying Glass (WIN30) symbol appears in the "BONUS ITEMS" area, on a single ticket, shall be entitled to a prize of \$30.

(l) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the

"NEEDED ITEMS" play symbols and a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the "NEEDED ITEMS" play symbols and a prize symbol of \$15.<sup>00</sup> (FIFTEEN) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(n) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the "NEEDED ITEMS" play symbols and a prize symbol of \$10.<sup>00</sup> (TEN DOLLARS) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the "NEEDED ITEMS" play symbols and a prize symbol of \$5.<sup>00</sup> (FIVE DOLLARS) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(p) Holders of tickets upon which any one of the "MYSTERY ITEMS" play symbols matches any of the "NEEDED ITEMS" play symbols and a prize symbol of \$3.<sup>00</sup> (THREE DOLLARS) appears in the "prize" area under the matching "MYSTERY ITEMS" play symbol, on a single ticket, shall be entitled to a prize of \$3.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Mystery Item Matches Any Needed Item, Win Prize Shown Under The Matching Mystery Item. Win With:*

<i>Win With:</i>	<i>BONUS ITEMS</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
\$3		\$3	9.09	924,000
\$5		\$5	14.29	588,000
\$5 × 2		\$10	66.67	126,000
\$10		\$10	66.67	126,000
\$3 × 5		\$15	1,000	8,400
\$5 × 3		\$15	1,000	8,400
\$10 + \$5		\$15	1,000	8,400
\$15		\$15	1,000	8,400
\$5 × 4		\$20	1,000	8,400
\$10 × 2		\$20	1,000	8,400
\$15 + \$5		\$20	500	16,800
\$20		\$20	1,000	8,400
\$3 × 10		\$30	1,000	8,400
\$5 × 6		\$30	1,000	8,400
\$10 × 3		\$30	1,000	8,400
	\$30 w/ MAGNIFYING GLASS	\$30	166.67	50,400
\$30		\$30	1,000	8,400
\$10 × 4		\$40	12,000	700
\$20 × 2		\$40	12,000	700
(\$5 × 2) + (\$3 × 10)		\$40	12,000	700
\$5 × 2	\$30 w/ MAGNIFYING GLASS	\$40	1,714	4,900
\$10	\$30 w/ MAGNIFYING GLASS	\$40	1,714	4,900
\$40		\$40	12,000	700
\$5 × 12		\$60	4,000	2,100
\$15 × 4		\$60	12,000	700



When Any Mystery Item  
Matches Any Needed Item,  
Win Prize Shown Under The  
Matching Mystery Item.  
Win With:

	BONUS ITEMS	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 8,400,000 Tickets:
\$20 × 3		\$60	12,000	700
\$30 × 2		\$60	12,000	700
\$3 × 10	\$30 w/ MAGNIFYING GLASS	\$60	4,000	2,100
\$5 × 6	\$30 w/ MAGNIFYING GLASS	\$60	12,000	700
\$10 × 3	\$30 w/ MAGNIFYING GLASS	\$60	12,000	700
	(\$30 w/ MAGNIFYING GLASS) × 2	\$60	3,000	2,800
\$60		\$60	12,000	700
\$5 × 12	\$30 w/ MAGNIFYING GLASS	\$90	6,000	1,400
\$5 × 6	(\$30 w/ MAGNIFYING GLASS) × 2	\$90	6,000	1,400
\$10 × 6	\$30 w/ MAGNIFYING GLASS	\$90	6,000	1,400
\$15 × 2	(\$30 w/ MAGNIFYING GLASS) × 2	\$90	6,000	1,400
\$20 × 3	\$30 w/ MAGNIFYING GLASS	\$90	6,000	1,400
\$30	(\$30 w/ MAGNIFYING GLASS) × 2	\$90	6,000	1,400
\$90		\$90	6,000	1,400
\$10 × 10		\$100	12,000	700
(\$15 × 6) + (\$5 × 2)		\$100	12,000	700
\$5 × 8	(\$30 w/ MAGNIFYING GLASS) × 2	\$100	3,000	2,800
\$10 × 7	\$30 w/ MAGNIFYING GLASS	\$100	3,000	2,800
\$40	(\$30 w/ MAGNIFYING GLASS) × 2	\$100	3,000	2,800
\$100		\$100	12,000	700
\$60 × 5		\$300	120,000	70
\$100 × 3		\$300	120,000	70
\$20 × 12	(\$30 w/ MAGNIFYING GLASS) × 2	\$300	40,000	210
\$30 × 8	(\$30 w/ MAGNIFYING GLASS) × 2	\$300	120,000	70
\$90 × 3	\$30 w/ MAGNIFYING GLASS	\$300	120,000	70
\$300		\$300	120,000	70
\$100 × 10		\$1,000	120,000	70
(\$300 × 3) + (\$20 × 5)		\$1,000	120,000	70
\$1,000		\$1,000	120,000	70
\$1,000 × 3		\$3,000	840,000	10
\$3,000		\$3,000	840,000	10
\$25,000		\$25,000	840,000	10
\$75,000		\$75,000	840,000	10

BONUS ITEMS: Reveal a "MAGNIFYING GLASS" (WIN30) symbol, win \$30 instantly!  
BONUS is played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Scavenger Hunt instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described

in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles

the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Scavenger Hunt, prize money from winning Scavenger Hunt instant lottery game tickets will be retained by the Acting Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Scavenger Hunt instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Acting 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 Scavenger Hunt or through normal communications methods.

C. DANIEL HASSELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-971. Filed for public inspection June 9, 2017, 9:00 a.m.]

### Pennsylvania Stacks of Cash Instant Lottery Game 1287

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Acting Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Stacks of Cash (hereinafter “Stacks of Cash”). The game number is PA-1287.

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

3. *Play Symbols:* Each Stacks of Cash instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). 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 (THIRTY), Double Moneybag (DOUBLE) symbol and a Stack of Cash (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$40, \$50, \$100, \$200, \$500, \$1,000, \$10,000 and \$100,000. A player can win up to 12 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,600,000 tickets will be printed for the Stacks of Cash instant lottery game.

#### 7. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10,000 (TEN THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Double Moneybag (DOUBLE) symbol and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Double Moneybag (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Stack of Cash (WINALL) symbol and a prize symbol of \$200 (TWO HUN) appears in two of the “prize” areas, a prize symbol of \$100 (ONE HUN) appears in five of the “prize” areas and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in five of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Stack of Cash (WINALL) symbol and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in two of the “prize” areas and a prize symbol of \$40<sup>00</sup> (FORTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Stack of Cash (WINALL) symbol and a prize symbol of \$200 (TWO HUN) appears in two of the "prize" areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Moneybag (DOUBLE) symbol and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Double Moneybag (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$200.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Stack of Cash (WINALL) symbol and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in ten of the "prize" areas, a prize symbol of \$100 (ONE HUN) appears in one of the "prize" areas and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Stack of Cash (WINALL) symbol and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in two of the "prize" areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$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.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Moneybag (DOUBLE) symbol and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "prize" area under that Double Moneybag (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Stack of Cash (WINALL) symbol and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in two of the "prize" areas, a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in two of the "prize" areas and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in eight of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Stack of Cash (WINALL) symbol and a prize symbol of \$10<sup>00</sup> (TEN

DOL) appears in eight of the "prize" areas and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50<sup>00</sup> (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.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40<sup>00</sup> (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.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Moneybag (DOUBLE) symbol and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "prize" area under that Double Moneybag (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20<sup>00</sup> (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.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Moneybag (DOUBLE) symbol and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area under that Double Moneybag (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (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.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Moneybag (DOUBLE) symbol and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "prize" area under that Double Moneybag (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$10.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (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.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number:*  
Win With:

\$5  
\$5 x 2  
\$5 w/ DOUBLE MONEYBAG  
\$10

Win:  
\$5  
\$10  
\$10  
\$10

Approximate Odds Are 1 In:  
8.33  
60  
26.09  
60

Approximate No. Of Winners Per 9,600,000 Tickets  
1,152,000  
160,000  
368,000  
160,000

When Any Of Your Numbers Match  
Any Winning Number, Win Prize  
Shown Under The Matching Number.  
Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 9,600,000 Tickets
\$5 × 4	\$20	300	32,000
\$10 × 2	\$20	300	32,000
(\$5 w/ DOUBLE MONEYBAG) + (\$5 × 2)	\$20	300	32,000
(\$5 w/ DOUBLE MONEYBAG) × 2	\$20	600	16,000
\$10 w/ DOUBLE MONEYBAG	\$20	200	48,000
\$20	\$20	300	32,000
\$5 × 8	\$40	600	16,000
\$10 × 4	\$40	600	16,000
\$20 × 2	\$40	600	16,000
((\$5 w/ DOUBLE MONEYBAG) × 2) + (\$5 × 4)	\$40	600	16,000
(\$10 w/ DOUBLE MONEYBAG) + (\$10 × 2)	\$40	300	32,000
\$20 w/ DOUBLE MONEYBAG	\$40	600	16,000
\$40	\$40	600	16,000
\$5 × 10	\$50	600	16,000
(\$10 × 4) + (\$5 × 2)	\$50	600	16,000
(\$5 w/ DOUBLE MONEYBAG) × 5	\$50	600	16,000
(\$20 w/ DOUBLE MONEYBAG) + (\$5 × 2)	\$50	300	32,000
\$50	\$50	600	16,000
STACK OF CASH w/ ((\$10 × 8) + (\$5 × 4))	\$100	1,000	9,600
STACK OF CASH w/ ((\$20 × 2) + (\$10 × 2) + (\$5 × 8))	\$100	1,000	9,600
\$10 × 10	\$100	3,000	3,200
\$20 × 5	\$100	3,000	3,200
((\$10 w/ DOUBLE MONEYBAG) × 2) + (\$20 × 3)	\$100	3,000	3,200
\$50 w/ DOUBLE MONEYBAG	\$100	3,000	3,200
\$100	\$100	3,000	3,200
STACK OF CASH w/ ((\$50 × 2) + (\$10 × 10))	\$200	3,429	2,800
STACK OF CASH w/ ((\$5 × 10) + \$100 + \$50)	\$200	3,429	2,800
\$20 × 10	\$200	8,000	1,200
\$50 × 4	\$200	8,000	1,200
(\$20 w/ DOUBLE MONEYBAG) × 5	\$200	24,000	400
(\$50 w/ DOUBLE MONEYBAG) × 2	\$200	24,000	400
\$100 w/ DOUBLE MONEYBAG	\$200	24,000	400
\$200	\$200	24,000	400
STACK OF CASH w/ ((\$200 × 2) + (\$10 × 10))	\$500	24,000	400
STACK OF CASH w/ ((\$50 × 2) + (\$40 × 10))	\$500	30,000	320
\$50 × 10	\$500	30,000	320
\$100 × 5	\$500	30,000	320
(\$50 w/ DOUBLE MONEYBAG) × 5	\$500	30,000	320
\$500	\$500	30,000	320
STACK OF CASH w/ ((\$200 × 2) + (\$100 × 5) + (\$20 × 5))	\$1,000	960,000	10
\$100 × 10	\$1,000	960,000	10
\$500 w/ DOUBLE MONEYBAG	\$1,000	960,000	10
\$1,000	\$1,000	960,000	10
\$1,000 × 10	\$10,000	960,000	10
\$10,000	\$10,000	960,000	10
\$100,000	\$100,000	960,000	10

Reveal a "DOUBLE MONEYBAG" (DOUBLE) symbol, double the prize shown under that symbol.

Reveal a "STACK OF CASH" (WINALL) symbol, win all 12 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Stacks of Cash instant lottery game tickets.

10. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Stacks of Cash, prize money from winning Stacks of Cash instant lottery game tickets will be retained by the Acting Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Stacks of Cash instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the Game:* The Acting 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 Stacks of Cash or through normal communications methods.

C. DANIEL HASSELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-972. Filed for public inspection June 9, 2017, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Proposed Disadvantaged Business Enterprise Goal Methodology for Participation in Federal Highway Administration Funded Contracts for Fiscal Years 2018—2020

The Department of Transportation (Department) is hereby providing notice of its proposed Federal Highway Administration Disadvantaged Business Enterprise Methodology for Federal Fiscal Years 2018—2020.

The proposed methodology used in determination of the goals is available for inspection during normal business hours at the Department of Transportation, Bureau of Equal Opportunity, 400 North Street, 5th Floor, Harrisburg, PA 17120-0041, (717) 787-5891, (800) 468-4201.

The document can also be viewed online at <http://www.padbegoals.org/>. The document will be available for inspection for 30 days from the date of this notice. The Department will accept written comments on the methodology during this period. Comments, questions or suggestions regarding this notice may be directed in writing to Keyla Evans, Acting Disadvantaged Business Enterprise Section Chief, at the previously listed address.

LESLIE S. RICHARDS,  
*Secretary*

[Pa.B. Doc. No. 17-973. Filed for public inspection June 9, 2017, 9:00 a.m.]

### State Transportation Commission Meeting

The State Transportation Commission will hold a meeting on Thursday, June 15, 2017, from 10 a.m. to 12 p.m. at the Department of Transportation, Engineering District 2 Office, 70 PennDOT Drive, Clearfield, PA. For more information, contact Ellen E. Sweeney, (717) 787-2913, [ellsweeney@pa.gov](mailto:ellsweeney@pa.gov).

LESLIE S. RICHARDS,  
*Secretary*

[Pa.B. Doc. No. 17-974. Filed for public inspection June 9, 2017, 9:00 a.m.]

# INDEPENDENT REGULATORY REVIEW COMMISSION

## Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
18-466	Department of Transportation Vehicle Equipment and Inspection 47 Pa.B. 1748 (March 25, 2017)	4/24/17	5/24/17
7-529	Environmental Quality Board Gasoline Volatility Requirements 47 Pa.B. 1157 (February 25, 2017)	4/28/17	5/31/17

### Department of Transportation Regulation # 18-466 (IRRC # 3166)

#### Vehicle Equipment and Inspection

May 24, 2017

We submit for your consideration the following comments on the proposed rulemaking published in the March 25, 2017 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Department of Transportation (Department) to respond to all comments received from us or any other source.

#### 1. Determining if the regulation is in the public interest.

Section 5.2 of the RRA (71 P.S. § 745.5b) directs the Independent Regulatory Review Commission (Commission) to determine whether a regulation is in the public interest. When making this determination, the Commission considers criteria such as economic or fiscal impacts and reasonableness. To make that determination, the Commission must analyze the text of the Preamble and proposed regulation and the reasons for the new or amended language. The Commission also considers the information a promulgating agency is required to provide under Section 5 of the RRA (71 P.S. § 745.5(a)) in the Regulatory Analysis Form (RAF).

The Preamble included with this proposal is not sufficient enough to allow the Commission to determine if the regulation is in the public interest. While the Preamble provides a general overview of the changes made to the subchapters, it does not provide a rationale or detailed description for each section being amended. We ask the Department to provide a more detailed explanation of the intent of and need for all new language included in the rulemaking.

#### 2. Legislative Comment.

Representative William F. Keller, Democratic Chairperson of the Pennsylvania House of Representatives Transportation Committee, submitted comments requesting the Department add language that would allow an inspection station to verify electronic vehicle registrations when they become available. He also requests that §§ 175.28(a),

175.43 and 175.51(a)(2)(iii), in addition to any other relevant sections, be amended to allow an inspection station, as opposed to the safety inspector, to verify financial responsibility in an electronic format. We will review the Department's response to Representative Keller's comments as part of our consideration of the final regulation.

#### Subchapter A. GENERAL PROVISIONS

#### 3. Section 175.2. Definitions.—Clarity and lack of ambiguity; Consistent with statutes or existing regulations.

The Department is deleting the term "certified inspection mechanic" and replacing it with the term "safety inspector." The Preamble to the proposed regulation does not explain why the Department is making the change. The Department should explain the need and statutory basis for the proposed amendment and how it plans to make the regulation consistent with Title 75 Chapter 47 (relating to Inspection of Vehicle) which references the terms: mechanic, certified official inspection mechanic and certified inspection mechanic.

Similarly, there are sections and subchapters of Chapter 175 (relating to Vehicle Equipment and Inspection) that reference the term "mechanic" that are not part of this proposal. For instance, Section 175.29 Paragraph (7) and Subsection (e) Paragraph (2) reference the term "certified mechanic." Likewise "certified inspection mechanic" also appears in Subchapter K (relating to Street Rods, Specially Constructed and Reconstructed Vehicles). The Department should consider submitting a separate rulemaking to make consistent all the sections and subchapters of Chapter 175 with regard to terminology.

#### Subchapter B. OFFICIAL INSPECTION STATIONS

#### 4. Section 175.21. Appointment.—Clarity, feasibility and reasonableness; Economic or fiscal impact of the regulation.

The Department is amending Subsection (b) to require a station that is applying for reappointment after a suspension to enroll in the Department's e-Safety program prior to reappointment. A station must maintain its participation in the program as a condition of keeping its certificate of appointment. The Department does not provide a rationale for this amendment nor does it

include a description of the e-Safety program. As such, we have three questions:

- What is the e-Safety program?
- What are the costs/savings to station owners that enroll, either voluntarily or mandated, in the state's e-Safety program?
- What are the costs/savings to the Commonwealth to operate the e-Safety program?

The Department should provide a description and rationale for this amendment. The Department responded "N/A" to RAF # 23, which requests an estimate of the fiscal savings and costs associated with implementation and compliance for the regulated community, local and state governments. Based on our review of the e-Safety program, we learned that there is a management fee of 18 cents per transaction. Therefore, "N/A" is not an appropriate answer as it does not consider the costs to members of the regulated community mandated to enroll in the state's e-Safety program. The Department should report estimates of the costs associated with compliance of this section in RAF # 23 along with costs to the Commonwealth to operate the e-Safety program.

As we understand, one of the benefits of the e-Safety program is that it "eliminates the need to maintain or retain MV431 or MV480 record books." Since the e-Safety program is replacing manual forms with electronic records, the Department should revise its response to RAF # 22 and provide either a link, copies of the forms, or a detailed description of the information to be reported. Section 5(a)(5) of the RRA requires that copies of forms or reports be submitted along with the proposed regulation and the RAF.

The Pennsylvania Automotive Association (PAA) commented that requiring an electronic safety inspection program is appropriate when a station has been suspended, but opposes requiring the station to enroll in the state's e-Safety program indefinitely. PAA states there are a variety of providers that currently offer a compliant electronic safety inspection program that can provide assistance to a station after a suspension other than the state's e-Safety program. PAA suggests the language be amended to allow for the use of other electronic safety inspection programs and to set a limit for mandated enrollment to a period of at least two years. In light of the PAA's comments, we ask the Department to explain the rationale for this provision in the Preamble to the final-form regulation.

**5. Section 175.22. Making application.—Clarity.**

Subsection (b) Paragraph (4) is being amended to read that "cancellation of the bond or insurance shall automatically void the certificate of appointment. Inspections shall cease until the Bureau receives a new bond or proof of insurance and the station has applied for appointment."

We believe the proposed language does not clearly indicate that the applicant must also serve a mandatory 3 month suspension and enroll in the e-Safety program before they can be reappointed and resume inspections. In the final regulation, we suggest the Department reference §§ 175.21(b) and 175.51(4) "Category 4" new (x) in this section to make clear the Department's intent.

**6. Section 175.24. Required certificates and station signs.—Clarity, feasibility and reasonableness.**

In Paragraph (2) the Department is proposing to include "the electronic processing of inspection data" to the sign that stations must display regarding the fees associ-

ated with state inspection. What is "electronic processing of inspection data" and how is it calculated or determined? The Department should explain in the Preamble to the final-form regulation what this fee is and how station owners will calculate it.

**7. Section 175.25. Inspection area.—Clarity and lack of ambiguity.**

New language in Subsection (a) Paragraph (5) requires that work areas remain free of debris with the required tools easily accessible. Is a "work area" different than an "inspection area?" If they are two separate areas, the Department should make a clear distinction between the two areas. Otherwise it is difficult for the regulated community to know what required tools must be easily accessible in the work area. The Department should define "work areas" in the final-form regulation and include a list of required tools for the "work area" or state where the regulated community can obtain the list.

**8. Section 175.28. Certified [inspection mechanics] Safety Inspectors.—Clarity.**

The amendments to Subsection (a) relating to safety inspectors being able to test drive vehicles equipped with adaptive controls lacks clarity. What are the circumstances under which a safety inspector would not be allowed to perform the test drive? Does the new language apply only to mechanics with a physical disability? In situations where the vehicle has been deferred to the entity that installed the adaptive device, does that entity need to be authorized to perform state safety inspections? If not, what is the process by which the entity verifies that the vehicle has passed the test drive portion of the state safety inspection? The Department should explain how it plans to implement this provision.

**Subchapter D. SCHEDULE OF PENALTIES AND SUSPENSIONS: OFFICIAL INSPECTION STATIONS AND CERTIFIED [MECHANICS] SAFETY INSPECTORS**

**9. Section 175.51. Cause for suspension.—Clarity, feasibility and reasonableness; Economic or fiscal impact of the regulation.**

In this section, the Department is proposing to significantly lengthen the duration of suspensions for certain violations and is adding three new types of violations to the schedule. In the Summary of Significant Amendments section of the Preamble, the Department does not provide a rationale for doubling or tripling the suspension time for certain violations and summarizes only two of the three new violations being added. The Department should provide the rationale and a complete summary of the proposed changes in the final version of the rulemaking.

PAA expressed concern that doubling or tripling suspensions for first-time violations could potentially put an inspection station out of business. It shares the same concern for the new violations being added to the schedule of penalties and suspensions. The PAA comments refer to Act 165 of 2016 (Act 165) which grants the Department greater flexibility in the types of sanctions it can impose on inspection stations and certified mechanics. Under Act 165, the Department may develop and implement a penalty schedule that would allow for the imposition of monetary penalties and warnings in lieu of suspensions when it deems them appropriate. We ask the Department to explain in the final-form regulation the rationale for increasing suspension times for certain offenses. The Department should also include whether it considered alternative sanctions such as monetary penalties as authorized by Act 165. If the Department consid-

ered and rejected other forms of sanctions in developing the schedule, it should revise its response to RAF # 26 to reflect that discussion.

#### **Subchapter E. PASSENGER CARS AND LIGHT TRUCKS**

##### **10. Section 175.80. Inspection procedure.—Clarity and lack of ambiguity.**

Subparagraph (b)(1)(vi) is amended to read “The flexible steering coupler, rag joint, or universal/flex joint is badly misaligned, twisted or out of alignment between attaching collars.” The phrase “badly misaligned” was used in the original language and the Department is including it in its new language. How is “badly” measured? The same comment applies to Subparagraph (e)(3)(viii). The Department should revise the subparagraphs to establish standards that are measurable and easily understood by the regulated community and the public.

#### **Subchapter G. RECREATIONAL, SEMI AND UTILITY TRAILERS**

##### **11. Section 175.130. Inspection procedure.—Clarity; Protection of the public health, safety and welfare.**

The Department is deleting the reference to proof of financial responsibility for recreational, semi and utility trailers as part of the external inspection procedure. The Department states that it is no longer a requirement. We ask the Department to provide an explanation for the proposed amendment in the Preamble to the final-form regulation.

##### **12. Miscellaneous.**

- The Department should review its responses to RAF # 24(c). We believe there is an error as the language refers to “hazardous materials” and “federal standards.” The Department should delete these references.

- § 175.29(a)(3) uses the phrase “certified safety inspector” which is redundant based on the definition of “safety inspector.” The Department should remove the term “certified” before the word “safety.”

- § 175.80(e)(6)(ix) reads “The catalytic converter has had an external repair, been removed, disconnected or has an external repair.” The Department should remove the redundant phrase from this sentence.

#### **Environmental Quality Board Regulation # 7-529 (IRRC # 3162)**

#### **Gasoline Volatility Requirements**

**May 31, 2017**

We submit for your consideration the following comments on the proposed rulemaking published in the February 25, 2017 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Environmental Quality Board (EQB) to respond to all comments received from us or any other source.

**Whether the regulation is consistent with the intent of the General Assembly; Possible conflict with or duplication of statutes; Protection of the public health, safety and welfare; Implementation procedures.**

Act 50 of 2014 amended the Air Pollution Control Act (35 P.S. §§ 4001—4106) to require the Department of Environmental Protection to:

Within sixty (60) days of the effective date of this clause, initiate the process of amending the State implementation plan. Upon approval of a revision which demonstrates continued compliance with Federal national ambient air quality standards through utilization of commensurate emission reductions by the Environmental Protection Agency, the board shall promulgate regulations to repeal the provisions of 25 Pa. Code Ch. 126 Subch. C (relating to gasoline volatility requirements).

35 P.S. § 4004(18.3).

This proposed rulemaking implements Act 50 of 2014 by deleting 25 Pa. Code Chapter 126, Subchapter C and four related definitions from 25 Pa. Code § 121.1, relating to definitions.

The Preamble to this proposal states that if the rulemaking is published as a final-form rulemaking, it will be submitted to the Environmental Protection Agency (EPA) for approval as a revision to the Commonwealth’s State Implementation Plan (SIP). EQB’s plan for implementation of Act 50 would appear to conflict with the legislative directive to promulgate the required regulations after approval of revisions to the Commonwealth’s SIP by EPA.

Why is EQB proceeding with this proposal prior to securing approval of the Commonwealth’s SIP revisions from EPA? How is this plan for implementation consistent with the intent of the General Assembly? If this proposal is published as a final-form rulemaking and the EPA does not approve revisions to the Commonwealth’s SIP, would the health, safety and welfare of the citizens of the Commonwealth be adequately protected? In the Preamble to the final-form rulemaking, we ask EQB to provide an explanation for its implementation plan and why it believes it is consistent with Act 50.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 17-975. Filed for public inspection June 9, 2017, 9:00 a.m.]

## **INSURANCE DEPARTMENT**

### **Application for Approval to Acquire Control of OBI America Insurance Company, OBI National Insurance Company, OneBeacon Select Insurance Company and OneBeacon Specialty Insurance Company**

Intact Financial Corporation has filed an application for approval to acquire control of OBI America Insurance Company, a domestic stock casualty insurance company, OBI National Insurance Company, a domestic stock casualty insurance company, OneBeacon Select Insurance Company, a domestic stock casualty insurance company, and OneBeacon Specialty Insurance Company, a domestic stock casualty insurance company. The filing was made under the requirements of Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on the acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a



concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, syerger@pa.gov.

TERESA D. MILLER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 17-976. Filed for public inspection June 9, 2017, 9:00 a.m.]

### **Independence Blue Cross; Rate Increase Filing for Several LTC Forms (INAC-131027495)**

Independence Blue Cross is requesting approval to increase the premium an aggregate 42.3% on 1,648 policy holders with the following individual LTC policy series: 5018, 5019, 5024, 5025, 5311 and 5313.

Unless formal administrative action is taken prior to August 17, 2017, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (hover the cursor over the "Consumers" tab, then select "Long Term Care Rate Filings").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 17-977. Filed for public inspection June 9, 2017, 9:00 a.m.]

## **PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY DEPARTMENT OF ENVIRONMENTAL PROTECTION**

### **Clean Water and Drinking Water State Revolving Fund Programs; Federal Fiscal Year 2017 Intended Use Plans; Public Meeting**

The Pennsylvania Infrastructure Investment Authority (PENNVEST) and the Department of Environmental Protection (Department) have prepared the Federal Fiscal Year (FY) 2017 Intended Use Plans (IUP). These IUPs

include a list of drinking water, wastewater treatment, nonpoint source and pollution abatement projects to be considered for a design and engineering or construction loan or grant from funds the Commonwealth expects to receive from the Federal FY 2017 Drinking Water State Revolving Fund (DWSRF) and Clean Water State Revolving Fund (CWSRF) programs.

In accordance with the United States Environmental Protection Agency (EPA) guidelines on the development of the IUPs, a public meeting has been scheduled for June 28, 2017, at 1:30 p.m. in the 2nd Floor Auditorium, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. This meeting is scheduled for the purpose of receiving comments from the public regarding the Federal FY 2017 IUPs. Interested persons are invited to express their views on the narrative portion of the IUPs, the DWSRF set-aside work plan or the priority rating or ranking of projects on the IUPs. Persons wishing to offer comments at the public meeting should contact the Division of Municipal Facilities at the address or telephone number listed at the end of this notice or by e-mail to [jaypatel@pa.gov](mailto:jaypatel@pa.gov) by 4 p.m. on June 27, 2017. When written statements are prepared and will be submitted at the meeting, speakers will be asked to restrict the oral portion of the statement to a summary of the written comments.

The projects to be considered for a loan or grant from the DWSRF and CWSRF programs must meet the Federal requirements for funding in accordance with the Federal Safe Drinking Water Act (42 U.S.C.A. §§ 300f—300j-27) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1388). Accordingly, the projects included in the IUPs are expected to meet the requirements applicable to the use of the DWSRF and CWSRF loan or grant funds. Projects listed in the FY 2017 IUPs are on these Commonwealth's Project Priority Lists (PPL) and are expected to proceed with design and engineering or construction within the next 2 years. A project must appear on a PENNVEST-approved IUP before it can receive a loan or grant from the State Revolving Fund programs. A project's readiness to proceed and the reasonable availability of alternative funds also have a bearing on project selection for the IUPs. Consequently, the rank ordered list of projects on the PPLs does not solely dictate the order in which projects will be chosen for inclusion in an IUP.

The DWSRF will be capitalized with an approximated maximum of \$31.8 million in Federal funds and \$6.6 million of State funds. Approximately \$8.6 million of these funds will be set aside for technical assistance to small systems, operator training and certification, and source water assessment and protection, as authorized under the Federal Safe Drinking Water Act. The DWSRF IUP also includes a narrative work plan that describes how these set-aside funds will be used. PENNVEST is also allocating an additional \$1.3 million for administrative purposes. Finally, an additional \$6.4 million must be set aside for additional subsidization to disadvantaged communities. The FY 2017 DWSRF grant does not have a requirement to set-aside funding for green infrastructure projects. However, the Commonwealth will continue to promote them. These projects can fall into one of four categories: (1) water efficiency; (2) energy efficiency; (3) environmentally innovative; and (4) green stormwater infrastructure and meet the EPA criteria for green infrastructure.

The CWSRF will be capitalized with an approximated maximum of \$63.5 million of Federal funds and approxi-

mately \$12.7 million of State funds. One million dollars will be set aside for program administration costs. Finally, an approximated maximum of \$15.8 million may be set aside for additional subsidization to disadvantaged communities and approximately \$5.3 million must be set-aside for green infrastructure projects that fall into one or more of the following categories: (1) water efficiency; (2) energy efficiency; (3) environmentally innovative; and (4) green stormwater infrastructure and meet the EPA criteria for green infrastructure.

It is not necessary to appear at the public meeting to present comments on the narrative portion of the IUPs, the set-aside work plan or the PPLs. Interested persons may also submit written comments to the Department through Monday, July 10, 2016. Commentators are encouraged to submit electronic comments using the Department's eComment site at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment). Written comments can be submitted by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov) or by mail to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "Clean Water and Drinking Water State Revolving Funds" as the subject line in written communication.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Jay Patel at (717) 705-4090 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

A copy of the IUPs, ranking frameworks, the PPLs and the DWSRF set-aside work plan may be obtained by contacting Jay Patel, Division of Municipal Facilities, at (717) 705-4090 or through the Department's web site at <http://www.dep.pa.gov/Business/Water/CleanWater/InfrastructureFinance>. The link to these documents is on the right hand side of the page under "State Revolving Fund Intended Use Plan."

Department of Environmental Protection  
Bureau of Clean Water  
Division of Municipal Facilities  
P.O. Box 8774  
11th Floor, Rachel Carson State Office Building  
400 Market Street  
Harrisburg, PA 17101-8774  
(717) 705-4090

PENNVEST  
Forum Building  
607 South Drive, Room 434  
Harrisburg, PA 17120  
(717) 787-8137

PATRICK McDONNELL,  
*Secretary*

*Department of Environmental Protection  
Vice Chairperson  
Pennsylvania Infrastructure Investment Authority*

PAUL K. MARCHETTI,  
*Executive Director*  
*Pennsylvania Infrastructure Investment Authority*

[Pa.B. Doc. No. 17-978. Filed for public inspection June 9, 2017, 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. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by June 26, 2017. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

### **Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.***

**A-2017-2598506. Black Creek Hauling, LLC** (1275 State Route 209, Millersburg, Dauphin County, PA 17061) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points bounded by the Susquehanna River, State Route 209, Interstate 81 and Mahanoy Creek, to points in Pennsylvania, and return.

**A-2017-2605630. Center for Independent Living of Central Pennsylvania** (207 House Avenue, Camp Hill, Cumberland County, PA 17011) for the right to transport as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Cumberland and Dauphin, to points in Pennsylvania, and return.

**A-2017-2605802. AAA Medical Transport, Inc., t/a AAA Fleet** (3021 Franks Road, Suite 7, Huntingdon Valley, Montgomery County, PA 19006) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the County of Delaware, to points in Pennsylvania, and return. *Attorney:* David P. Temple, Esquire, 1600 Market Street, Suite 1320, Philadelphia, PA 19103.

**A-2017-2605831. John Michael Romano, t/a Romano's Limo Service** (910 Brook Avenue, Secane, Delaware County, PA 19018) 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, between points in the Counties of Chester and Delaware.

**A-2017-2606264. Medic Transit, Inc., t/a Medic Transit** (45 East City Avenue # 523, Bala Cynwyd, Montgomery County, PA 19004) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Bucks, Chester, Delaware, Montgomery and Philadelphia, to points in Pennsylvania, and return.

**A-2017-2606752. Central PA Cab, LLC** (3635 North 2nd Street, Harrisburg, Dauphin County, PA 17110) in

call or demand service, in the City of Harrisburg, Dauphin County, and the City of Lancaster, Lancaster County. *Attorney:* Mark G. Wendaur, IV, 112 Market Street, 6th Floor, Harrisburg, PA 17101.

**A-2017-2606775. Safe Travel Limousine Company, LLC** (556 Roberts Road, Nazareth, Northampton County, PA 18064) for the right to begin to transport, as a common carrier, by motor vehicle, persons in limousine service, between points in the Counties of Berks, Bucks, Carbon, Chester, Delaware, Lehigh, Montgomery, Monroe and Northampton.

**Application of the following for the approval of the right and privilege to *discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.***

**A-2017-2606267. Sharitz Bus Service, Inc.** (P.O. Box 396, Shamokin Dam, Snyder County, PA 17876) discontinuance of service and cancellation of its certificate, as a common carrier, persons in paratransit service, from points in Snyder County, to points in Pennsylvania, and return, as described in the issuing paragraph at A-2014-2434083.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-979. Filed for public inspection June 9, 2017, 9:00 a.m.]

### Service of Notice of Motor Carrier Formal Complaints

Formal Complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due June 26, 2017, and must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

### Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Ameer Malik, t/a On Time Transport Cab Co., t/a On Time Transport Cab Company; Docket No. C-2017-2594789

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Ameer Malik, t/a On Time Transport Cab Co., t/a On Time Transport Cab Company, (respondent) is under suspension effective March 07, 2017 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 152 Sproul Road, Malvern, PA 19355.

3. That respondent was issued a Certificate of Public Convenience by this Commission on February 28, 2006, at A-00121500/632748.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

*Wherefore*, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00121500/632748 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 3/29/17

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If

your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. BNB Transport, LLC; Docket No. C-2017-2595787**

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to BNB Transport, LLC, (respondent) is under suspension effective March 15, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 546 Morwood Road, Cabot, PA 16023.

3. That respondent was issued a Certificate of Public Convenience by this Commission on May 16, 2014, at A-8916302.

4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

*Wherefore*, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8916302 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
 David W. Loucks, Chief  
 Motor Carrier Enforcement  
 Bureau of Investigation and Enforcement  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the

statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/11/2017

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of

insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Stoneface Logistical Specialists, LLC;  
Docket No. C-2017-2599508**

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Stoneface Logistical Specialists, LLC, (respondent) is under suspension effective March 22, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at P.O. Box 6885, Harrisburg, PA 17112.

3. That respondent was issued a Certificate of Public Convenience by this Commission on March 25, 2016, at A-8918601.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

*Wherefore*, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8918601 for failure

to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/27/2017

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint

by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

### **Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Tom Miller Trucking, LLC; Docket No. C-2017-2599533**

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Tom Miller Trucking, LLC, (respondent) is under suspension effective March 28, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 9836 Stage Coach Road, Kempton, PA 19529.

3. That respondent was issued a Certificate of Public Convenience by this Commission on September 22, 2008, at A-8910314.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8910314 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

#### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/27/2017

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If

your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 17-980. Filed for public inspection June 9, 2017, 9:00 a.m.]

## Wastewater System Assets and Service

**A-2017-2605434. Aqua Pennsylvania Wastewater, Inc.** Application of Aqua Pennsylvania Wastewater, Inc., under 66 Pa.C.S. §§ 1102 and 1329 (relating to enumeration of acts requiring certificate; and valuation of acquired water and wastewater systems), for: 1) approval of the acquisition by Aqua Pennsylvania Wastewater, Inc. of the wastewater system assets of Limerick Township situated within a portion of Limerick Township and within a portion of the Borough of Royersford, Montgomery County; 2) approval of the right of Aqua Pennsylvania Wastewater, Inc. to begin to offer, render, furnish and supply wastewater service to the public in a portion of Limerick Township, Montgomery County; and 3) an order approving the acquisition that includes the ratemaking rate base of the Limerick Township wastewater system assets under 66 Pa.C.S. § 1329(c)(2).

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before June 26, 2017. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* Aqua Pennsylvania Wastewater, Inc.

*Through and By Counsel:* Thomas T. Niesen, Esq., Thomas, Niesen and Thomas, LLC, 212 Locust Street, Suite 600, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-981. Filed for public inspection June 9, 2017, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 17-065.1, Pier 78 Column Repair, until 2 p.m. on Tuesday, June 27, 2017. Information concerning this project can be obtained from [www.philaport.com](http://www.philaport.com) under "Our Port," then "Procurement" or call (215) 426-2600.

JEFF THEOBALD,  
*Executive Director*

[Pa.B. Doc. No. 17-982. Filed for public inspection June 9, 2017, 9:00 a.m.]

## PROFESSIONAL STANDARDS AND PRACTICES COMMISSION

### Application of Amber Rubendall for Reinstatement of Teaching Certificates; Doc. No. RE-17-01

#### Notice of Hearing and Invitation to Protest

Under the Educator Discipline Act (act) (24 P.S. §§ 2070.1a—2070.18c), the Professional Standards and Practices Commission (Commission) will consider the application of Amber Rubendall for reinstatement of her teaching certificates.

Amber Rubendall filed an application for reinstatement of her teaching certificates under section 16 of the act (24 P.S. § 2070.16), 1 Pa. Code §§ 35.1 and 35.2 (relating to applications) and 22 Pa. Code § 233.123 (relating to reinstatements). Amber Rubendall waived her right to a hearing.

In accordance with the act, 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 22 Pa. Code § 233.123(d), the Commission will act upon the application without hearing, unless within 90 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Commission, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protests and requests for hearing shall be filed with Shane Crosby, Executive Director, Professional Standards and Practices Commission, 333 Market Street, Harrisburg, PA 17126-0333 on or before 4 p.m. on the due date prescribed by this notice.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate, should contact Suzanne Markowicz at (717) 787-6576 to discuss how the Commission may best accommodate their needs.

SHANE F. CROSBY,  
*Executive Director*

[Pa.B. Doc. No. 17-983. Filed for public inspection June 9, 2017, 9:00 a.m.]