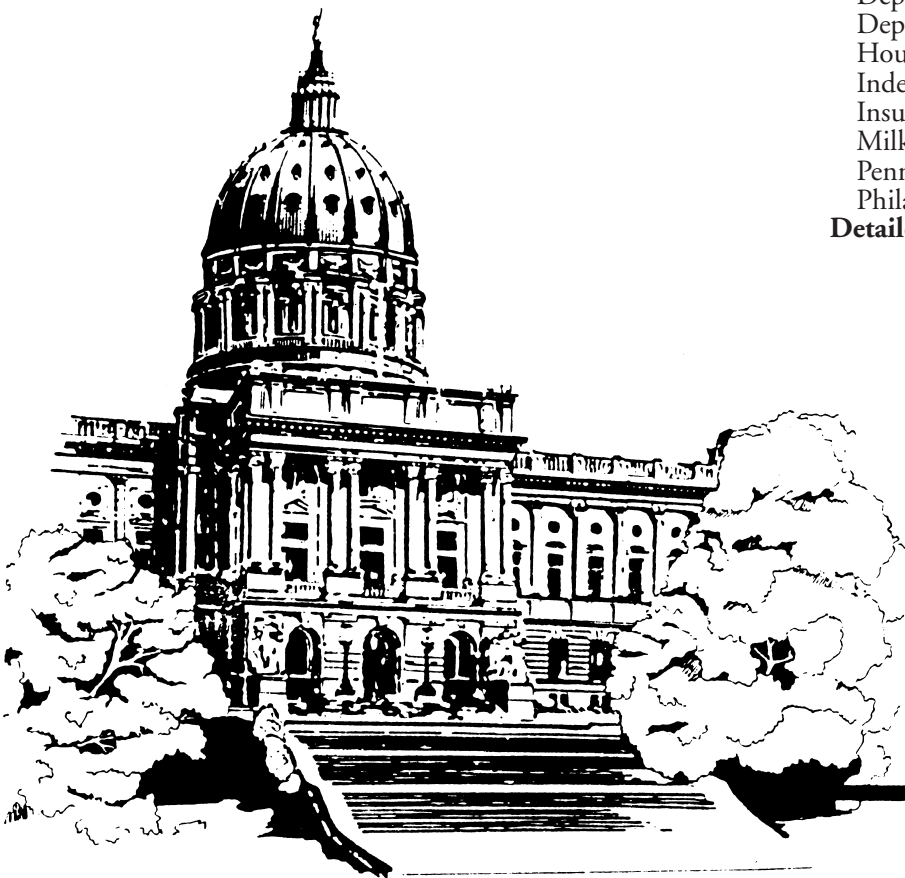


PENNSYLVANIA BULLETIN

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Department of Education
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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 529, December 2018

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Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Rules and Regulations

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

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

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

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

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

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Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART II. GENERAL ADMINISTRATION

[204 PA. CODE CH. 29]

Miscellaneous Provisions

Under Article V, Section 10 of the Constitution of Pennsylvania, the Supreme Court has the authority to inter alia prescribe general rules governing practice, procedure and the conduct of the courts. In September 2005, the Supreme Court adopted Pennsylvania Rules of Criminal Procedure 1030—1037. These rules govern procedures in Philadelphia Municipal Court Traffic Division for summary traffic cases.

In light of Pennsylvania Rules of Criminal Procedure 1030—1037, Section 111, Chapter 29 of Title 204 of the *Pennsylvania Code* is obsolete and therefore should be removed.

Filed in the Administrative Office of Pennsylvania Courts on December 14, 2018.

THOMAS B. DARR,
Court Administrator of Pennsylvania

[Pa.B. Doc. No. 18-2007. Filed for public inspection December 28, 2018, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Administrative Suspension

Notice is hereby given that the following attorneys have been Administratively Suspended by Order of the Supreme Court of Pennsylvania dated November 14, 2018, pursuant to Rule 111(b) Pa.R.C.L.E., which requires that every active lawyer shall annually complete, during the compliance period for which he or she is assigned, the continuing legal education required by the Continuing Legal Education Board. The Order became effective December 14, 2018 for Compliance Group 1.

Notice with respect to attorneys having Pennsylvania registration addresses, which have been administratively suspended by said Order, was published in the appropriate county legal journal.

Andalkar, Manoj Ratnakar
New York, NY

Budd, Kevin Michael
Florham Park, NJ

Cook, Nathan Jerome
Ithaca, NY

Grace, Christopher Donald
Binghamton, NY

Haley, Kenneth
Charlotte, NC

Hayes, Phillip Michael
Sherman Oaks, CA

McDaniel, Mary-Elizabeth
Bellmawr, NJ

Mountain, Gregory Alyn
Albany, NY

Northcutt, Kimberly Michelle
Modesto, CA

O'Malley, Kevin Michael
Los Angeles, CA

Scavo, Cheryl Jaclyn
Alpharetta, GA

Stein, Michael David
Seattle, WA

Taylor, Daniel Paul
Weirton, WV

Thomas, John Francis, Jr.
Mount Laurel, NJ

Wiggins, Brett Eric
New York, NY

Williams, Mark Stephen
Hinsdale, NY

SUZANNE E. PRICE,
Attorney Registrar

[Pa.B. Doc. No. 18-2008. Filed for public inspection December 28, 2018, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending December 18, 2018.

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>
12-10-2018	First Citizens Community Bank Mansfield Tioga County	1011 Dry Tavern Road Denver Lancaster County	Opened
12-12-2018	Centric Bank Harrisburg Dauphin County	105 Lancaster Avenue Devon Chester County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-05-2018	Citizens Bank of PA Philadelphia Philadelphia County	7248 Rising Sun Avenue Philadelphia Philadelphia County	Closed
12-05-2018	Citizens Bank of PA Philadelphia Philadelphia County	6503 Haverford Avenue Philadelphia Philadelphia County	Closed
12-07-2018	First Citizens Community Bank Mansfield Tioga County	2403 Main Street, Unit A Narvon Lancaster County	Closed
12-07-2018	First Commonwealth Bank Indiana Indiana County	1531 9th Avenue Altoona Blair County	Closed

CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 18-2009. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Annual Certification Under Section 7201-B(e) of the Tax Reform Code

December 11, 2018

William R. Hite, Jr., Ed.D.
Superintendent
School District of Philadelphia
440 North Broad Street, Suite 301
Philadelphia, PA 19130

I am writing pursuant to Section 7201-B(e) of the Tax Reform Code, Act 52 of 2013, 72 P.S. § 7201-B(e), which provides that a city of the first class may impose a one percent sales and use tax that may be used by a school district of the first class in an amount up to \$120,000,000. Effective July 1, 2014, the City of Philadelphia imposed this additional sales and use tax. However, the use of these funds by the School District of Philadelphia ("District") must be authorized by the Secretary of Education.

Pursuant to Section 7201-B(e)(1), as Secretary of Education, I must consider whether "the school district...began implementation of reforms that provide for

[the District's] fiscal stability, educational improvement and operational control.”

According to the District, it has utilized new funding from the City of Philadelphia to build on previous investments, including:

- Eliminating all 1st/2nd grade split classrooms, resulting in reduced class size;
- Expanding early literacy work for grades 4 and 5;
- Modernizing classrooms for over 150 elementary classrooms in 11 schools to support literacy;
- Hiring 30 additional ESOL teachers to support ELL students;
- Hiring 10 additional special education emotional support programs and seven additional vocational special education teachers;
- Increasing arts and music funds to increase the number of itinerant music teachers and fund art and music supplies;
- Increasing financial support for the lowest-performing schools;
- Increasing support for credit recovery and grade enhancement for high school students.

The District is also implementing the following new programs and initiatives aimed at increasing the range and quality of educational options available to students, including:

- *Improving Literacy:* Almost 1,700 more K-2 students are reading on grade level as measured by the spring 2018 Aimsweb assessment, representing a 3 percentage-point increase from the prior year; reduced the percent of student scoring Below Basic on the PSSA 3rd grade ELA assessment by 5 percentage points in 2018 compared to the prior year.

- *School Progress Report:* More than half of District schools saw an increase in overall SPR score; 49 district schools went up an overall SPR tier; 13 more District schools are in the top two performance tiers than last year; 89 district schools and 42 charter schools saw an increase in their progress score.
- *Career and College Readiness:* Over 60% of District high schools saw an increase in SPR College and Career Readiness score; more first-time 9th graders completed their first year of high school on track to graduate in four years.
- *School Climate:* Almost one-third of District schools saw an increase in SPR climate scores; improved the percentage of students attending 95% or more of instructional days; fewer students received an out-of-school suspension.

The District has also reported that additional steps have been taken to improve operational controls and to maintain fiscal stability, including that it projects to end the fiscal year with a \$164 million positive fund balance, which is an increase of \$15.4 million from last year's amended operating budget. It is also the fourth consecutive year with a year-end positive fund balance.

As a result of the foregoing reforms documented by the District, I hereby certify that the requisites of Section 7201-B(e) of the Tax Reform Code have been satisfied. I authorize the Pennsylvania Department of Revenue to disburse to the District, on or before the tenth day of every month, the total amount of money contained in the Local Sales and Use Tax Fund as of the last day of the previous month up to a maximum of \$120,000,000 pursuant to section 7201-B(e)(2) of the Tax Reform Code.

PEDRO A. RIVERA,
Secretary

[Pa.B. Doc. No. 18-2010. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

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

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

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

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

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

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

I. NPDES Renewal Applications.

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0081418 (IW)	Rutter's Dairy, Inc. 2100 N. George Street York, PA 17404-1815	York County/ Manchester Township	Codorus Creek/7H	Y
PA0081850 (IW)	Gettysburg Municipal Authority Marsh Creek WTP 601 E. Middle Street P.O. Box 3307 Gettysburg, PA 17325-3307	Adams County/ Cumberland Township	UNT Marsh Creek/13-D	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0229253 (Sewage)	Karthaus Burnside Joint Sewer Authority WWTP P.O. Box 97 Karthaus, PA 16845-0097	Clearfield County Karthaus Township	West Branch Susquehanna River (8-D)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0252603 (Sewage)	Millers Run STP 375 Southpointe Boulevard Suite 350 Canonsburg, PA 15317-8587	Washington County Cecil Township	Unnamed Tributary to Millers Run (20-F)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0238465 (Industrial)	Johnsonburg Borough WTP 601 Market Street Johnsonburg, PA 15845-1284	Elk County Johnsonburg Borough	Silver Creek (17-A)	Yes
PA0101389 (Sewage)	Maplewood Elementary School 18741 State Highway 198 P.O. Box 808 Saegertown, PA 16433-4315	Crawford County Townville Borough	Muddy Creek (16-A)	Yes

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

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

PA0082791, Industrial, SIC Code 4953, **Chester County Solid Waste Authority**, 7224 Division Highway, Narvon, PA 17555-9505. Facility Name: Lanchester Landfill. This existing facility is located in Caernarvon Township, **Lancaster County**.

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

The receiving stream(s), Conestoga River and Unnamed Tributary (UNT) to Conestoga River, is located in State Water Plan watershed 7-J and is classified for Migratory Fishes, Warm Water Fishes, aquatic life, water supply and recreation; 3 of the stormwater discharges are to a UNT of West Branch Brandywine Creek, located in State Water Plan watershed 3-H and classified for Migratory Fishes & 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 .07 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	2.0	3.0	4
Antimony, Total	XXX	XXX	XXX	XXX	Report	XXX
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	3.5	Report	7
Iron, Total	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for stormwater Outfalls 002—008 are based on a design flow of 0 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Cadmium, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX

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

The proposed effluent limits for Internal Monitoring Point 100 are based on a design flow of 0.05 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)						
Internal Monitoring Point	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)						
Internal Monitoring Point	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)						
Internal Monitoring Point	Report	Report	XXX	30.0	60.0	75
Total Suspended Solids						
Internal Monitoring Point	Report	Report	XXX	27.0	88.0	110
Ammonia-Nitrogen						
Internal Monitoring Point	Report	Report	XXX	4.9	10	12.5
Iron, Dissolved						
Internal Monitoring Point	Report	XXX	XXX	3.5	Report	7
Zinc, Total						
Internal Monitoring Point	Report	Report	XXX	0.11	0.2	0.28
Phenol						
Internal Monitoring Point	Report	Report	XXX	0.015	0.026	0.038
a-Terpineol						
Internal Monitoring Point	Report	Report	XXX	0.016	0.033	0.041
Benzoic Acid						
Internal Monitoring Point	Report	Report	XXX	0.071	0.12	0.18
p-Cresol						
Internal Monitoring Point	Report	Report	XXX	0.014	0.025	0.035

The proposed monitoring requirements for Internal Monitoring Point 101 are shown as follows:

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)						
Internal Monitoring Point	Report	Report	XXX	XXX	XXX	XXX

The proposed monitoring requirements for Internal Monitoring Point 102 are shown as follows:

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)						
Internal Monitoring Point	Report	Report	XXX	XXX	XXX	XXX

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

- Use of Chemical Additives according to requirements in Part C. of permit, such as with DEP approval and at a usage rate that will not cause the chemical additive to be discharged at a concentration greater than the determined water quality-based effluent limitation for the chemical additive.
- Best Management Practices and a Preparedness, Prevention, and Contingency Plan for control of stormwater.
- Monitoring of leachate and groundwater in coordination with DEP's Waste Management Program and facility's Waste Management Permit.

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

The EPA Waiver is in effect.

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

PA0271870, Sewage, SIC Code 8800, **Zachary Cowher**, 126 Leon Drive, New Castle, PA 16101. Facility Name: Zachary Cowher SRSTP. This proposed facility is located in Shenango Township, **Lawrence 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 Big Run, 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.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

Sludge use and disposal description and location(s): Septage must be pumped and hauled off-site by a septage hauler for land application under a general permit authorized by DEP, or disposal at an STP.

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. WQG02021801, Sewage, **Springdale Township**, P.O. Box 177, Harwick, PA 15049-0177.

This proposed facility is located in Springdale Township, **Allegheny County**.

Description of Proposed Action/Activity: The applicant proposes to replace their existing Carson Street Pump Station and increase the pumping capacity from 110 gpm to 162 gpm to eliminate SSOs.

WQM Permit No. 1118400, Sewage, **Johnstown Redevelopment Authority**, 401 Washington Street, 4th Floor, Public Safety Building, Johnstown, PA 15901.

This proposed facility is located in the City of Johnstown, **Cambria County**.

Description of Proposed Action/Activity: Proposed construction of replacement and rehabilitation of the existing Fairfield Avenue Interceptor Sewer located in the Morrellville Area of the City of Johnstown. Treatment to be provided at the existing Johnstown—Dornick Point STP.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a potential funding source.

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

WQM Permit No. 2018405, Sewage, **Julaine Field**, 18317 Irish Road, Edinboro, PA 16412.

This proposed facility is located in Cussewago Township, **Crawford County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

IV. NPDES Individual Permit Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s).

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone: 412.442.4000.

PAI136127, MS4, **Mount Pleasant Township**, P.O. Box 158, Mammoth, PA 15664-0158. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Mount Pleasant Township, **Westmoreland County**. The receiving streams, Unnamed Tributary to Jacobs Creek, Shupe Run, Boyer Run, Welty Run, and Sewickley Creek, are located in State Water Plan watershed 19-D and are classified for Cold Water Fishes, Warm Water Fishes, and High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The applicant has submitted the following plan(s) with the application to reduce pollutant loads to impaired waters:

- A Pollutant Reduction Plan (PRP)

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. 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 for small MS4s and is not in effect for large MS4s.

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

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

Permit No.	Applicant & Address	County	Municipality	Stream Name
PAD650017	Peoples Natural Gas, LLC 195 Donohoe Road Greensburg, PA 15601	Westmoreland County	Municipality of Murrysville	UNT to Haymakers Run (HQ-CWF)

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. PAG120011, CAFO, Masons Chrome View Ltd, 86 Chrome Road, Nottingham, PA 19362.

This proposed facility is located in East Nottingham Township, **Chester County**.

Description of size and scope of proposed operation/activity: Dairy (Cows, Heifers, Calves): 1,116.10 AEU's.

The receiving stream, Unnamed Tributary of North East Creek, is in watershed 7-K 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.

STATE CONSERVATION COMMISSION

PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

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

**ACT 38
NUTRIENT MANAGEMENT PLANS
CAFO PUBLIC NOTICE SPREADSHEET—APPLICATIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
Keith Musser 300 Evergreen Road New Bloomfield, PA 17068	Perry	0	409.97	Turkey	NA	Renewal
Hidden Springs Farms, LLC Randall L. Clugston 2916 Safe Harbor Road Millersville, PA 17551	Lancaster	87	429.7	Layers/Sheep	NA	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 taken under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17).

Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 7360075, Public Water Supply.
Applicant **Mobile Realty 6, LLC**
Municipality Rapho Township
County **Lancaster**
Responsible Official

Type of Facility	Public Water Supply
Consulting Engineer	Not Listed
Application Received:	12/4/2018
Description of Action	Transfer of ownership from Hilltop Acres Mobile Home Park, LLC to Mobile Realty 6, LLC.
Permit No. 0718506 ,	Public Water Supply.
Applicant	Altoona Water Authority
Municipality	Antis Township
County	Blair
Responsible Official	Mark A. Perry, General Manager 900 Chestnut Avenue Altoona, PA 16601
Type of Facility	Public Water Supply
Consulting Engineer	Christopher M. Echenrode, PE Gwin, Dobson & Foreman, Inc. 3121 Fairway Drive Altoona, PA 16602
Application Received:	11/19/2018
Description of Action	Upgrades to the existing Bellwood Water Treatment Plant including new membrane filtration system, liquid oxygen system, and chemical feed system upgrades.
Permit No. 3618523 ,	Public Water Supply.
Applicant	Elizabethtown Area Water Authority
Municipality	Mount Joy Township
County	Lancaster
Responsible Official	Del Becker, Authority Manager 211 West Hummelstown Street Elizabethtown, PA 17022
Type of Facility	Public Water Supply
Consulting Engineer	Peter Lusardi, PE GHD, Inc. 1240 N. Mountain Rd. Harrisburg, PA 17112
Application Received:	11/20/2018
Description of Action	Installation of booster pump station to serve the Mount Joy Township pressure zone from the main pressure zone.

Permit No. 3618524, Public Water Supply.
 Applicant **Denver Borough**
 Municipality Denver Borough
 County **Lancaster**
 Responsible Official Michael Hession, Borough
 Manager
 501 Main Street
 Denver, PA 17517
 Type of Facility Public Water Supply
 Consulting Engineer Farley F. Fry, PE
 Hanover Engineering Associates,
 Inc.
 20-C Snyder Lane
 Ephrata, PA 17522-9101
 Application Received: 11/26/2018
 Description of Action Change in coagulant chemical.

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

Application No. 3218513, Public Water Supply.
 Applicant **Indiana County Municipal Services Authority**
 602 Kolter Drive
 Indiana, PA 15701
 [Township or Borough] Washington, East Mahoning,
 Rayne, and Armstrong
 Townships; Marion Center
 Borough
 Responsible Official Michael Duffalo, Executive
 Director
 Indiana County Municipal
 Services Authority
 602 Kolter Drive
 Indiana, PA 15701
 Type of Facility Water system
 Consulting Engineer Gibson Thomas Engineering Co.,
 Inc.
 1004 Ligonier Street
 Latrobe, PA 15650
 Application Received Date November 14, 2018
 Description of Action Crooked Creek water system
 improvements, construction of
 the Crooked Creek water storage
 tank and installation of
 waterlines (Marion Center and
 Lions Health Camp Road).

Application No. 0418531, Public Water Supply.
 Applicant **Beaver Falls Municipal Authority**
 1425 8th Avenue
 Beaver Falls, PA 15010
 [Township or Borough] City of Beaver Falls
 Responsible Official Jerry Ford, Chairman of the
 Board
 Type of Facility Water system
 Consulting Engineer Entech Engineering, Inc.
 400 Rouser Road
 Building 2
 Suite 200
 Coraopolis, PA 15108

Application Received Date December 3, 2018
 Description of Action Replacement of the 11th Street
 booster pump station.

Application No. 1118508, Public Water Supply.
 Applicant **Highland Water & Sewer Authority**
 120 Tank Drive
 Johnstown, PA 15904
 [Township or Borough] Beaverdale, Sidman, Southfork
 and Summerhill Township
 Responsible Official Jeremy Horvath, Manager
 Highland Water & Sewer
 Authority
 120 Tank Drive
 Johnstown, PA 15904
 Type of Facility Water system
 Consulting Engineer The EADS Group, Inc.
 450 Aberdeen Drive
 Somerset, PA 15501
 Application Received Date December 10, 2018
 Description of Action Installation of a tank mixer at a
 water storage tank located at the
 water treatment plant and the
 installation of approximately
 9,300 feet of waterlines.

Application No. 0418531, Public Water Supply.
 Applicant **Beaver Falls Municipal Authority**
 1425 8th Avenue
 Beaver Falls, PA 15010
 [Township or Borough] City of Beaver Falls
 Responsible Official Jerry Ford, Chairman of the
 Board
 Beaver Falls Municipal
 Authority
 1425 8th Avenue
 Beaver Falls, PA 15010
 Type of Facility Water system
 Consulting Engineer Entech Engineering, Inc.
 400 Rouser Road
 Building 2
 Suite 200
 Coraopolis, PA 15108
 Application Received Date December 3, 2018
 Description of Action Replacement of the 11th Street
 booster pump station.

Central Office: Bureau Director, Safe Drinking Water, P.O. Box 8467, Harrisburg, PA 17105-8467.

Permit No. 9996217, Public Water Supply.
 Applicant **[Nestle Waters North America Inc.]**
 [Township or Borough] [Poland Spring, Maine]
 Responsible Official [Mr. Mark Dubois, Quality
 Manager]
 Type of Facility [Out of State Bottled Water
 System]

Application Received Date	[November 16, 2018]
Description of Action	[Applicant requesting Department add two new spring as sources for bottling to their existing out of State bottled water permit.]
Permit No. 9996491,	Public Water Supply.
Applicant	[Nestle Waters North America Inc.]
[Township or Borough]	[Berkeley Springs, West Virginia]
Responsible Official	[Michael R. Morris, General Manager]
Type of Facility	[Out of State Bottled Water System]
Application Received Date	[November 16, 2018]
Description of Action	[Applicant requesting Department add two new spring as sources for bottling to their existing out of State bottled water permit.]

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act.

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

Application No. 0218539MA, Minor Amendment.

Applicant	Pittsburgh Water & Sewer Authority 1200 Penn Avenue Pittsburgh, PA 15222
[Township or Borough]	City of Pittsburgh
Responsible Official	Robert Weimer, Executive Director Pittsburgh Water & Sewer Authority 1200 Penn Avenue Pittsburgh, PA 15222
Type of Facility	Water system
Consulting Engineer	Johnson, Mirmiran & Thompson Marquis Corporate Center Two Suite 100 5313 Campbells Run Road Pittsburgh, PA 15205
Application Received Date	November 16, 2018
Description of Action	Installation of the 2018 small waterline project.

WATER ALLOCATIONS

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

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

WA3-957A, Water Allocations. Gilpin Township Water Authority, 874 State Route 66, Leechburg, PA 15656, Armstrong County. The applicant is requesting the right to purchase 288,000 gallons of water per day, average day, from the Municipal Authority of Westmoreland County.

WA26-846D, Water Allocations. Pleasant Valley Water Authority, 2320 Moyer Road, Connellsville, PA 15425, Fayette County. The applicant is requesting the right to purchase 600,000 gallons of water per day, peak day, from the Municipal Authority of Westmoreland County.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

A & M Transport Release, Interstate 80 at MM 202E, New Columbia, White Deer Township, **Union County**. Northridge Group, Inc, P.O. Box 231, Northumberland, PA 17857, on behalf of A&M Transport, LLC, 1000 Long Boulevard, Suite 5, Lansing, MI 48911, has submitted a Notice of Intent to Remediate site soil contaminated with diesel fuel and motor oil. The applicant proposes to remediate the site to meet the Non-Residential Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in *THE DAILY ITEM* on December 3, 2018.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Department Regional Office. The address and phone number of the Regional Office is listed before the application notices.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the Department's Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the information received.

Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P.S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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

PLAN APPROVALS

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

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

43-373B: Ellwood Crankshaft & Machine Company (2575 Freedland Road, Hermitage, PA 16148), for the proposed modification of plan approval 43-373A conditions with regards to eliminating the heat input and temperature ranges from the recordkeeping requirements for the furnaces in Sharon City, **Mercer County**. This is a State Only facility.

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

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

Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.

09-0235A: CP Converters, Inc. dba C-P Flexible Packaging (181 Rittenhouse Circle, Bristol, PA 19007) for installation of a new flexible packaging flexographic printing press (Source ID 240—Press 24) which will exhaust to the existing regenerative thermal oxidizer (C01—RTO) at the facility located in Bristol Township, **Bucks County**. Post-control Volatile Organic Compound

(VOC) and Hazardous Air Pollutant (HAP) emissions are less than 25 tons per year VOC and any combination HAP and less than 10 tons per year any individual HAP; the facility is classified as a Synthetic Minor Facility. The requirements of 25 Pa. Code § 129.67 apply to the flexible packaging printing press. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

46-0027G: Janssen Research & Development, LLC (1400 McKean Road, Springhouse, PA 19477) for the replacement of the selective catalytic reduction (SCR) system (Source ID C116 in Title V Operating Permit [TVOP] No. 46-00027), including urea injection system, controls, and catalyst, for an existing 1,500-ekW emergency generator set (Source ID 116) with a new SCR system (Source ID C116A), at its existing pharmaceutical research and development facility located in Lower Gwynedd Township, **Montgomery County**.

The proposed replacement SCR system is designed to achieve at least the same nitrogen oxides (NO_x) destruction efficiency as the current SCR system (i.e., 85%). Therefore, there is no increase in NO_x emissions expected as a result of the project, and the project is not subject to non-attainment New Source Review (NNSR) requirements.

The only changes to the terms and conditions of the TVOP resulting from the project are as follows:

- Removal of the requirement to install a cooling fan to reduce the temperature of the exhaust gas flow from the emergency generator set to the SCR system, due to the proposed replacement SCR system employing a high-temperature catalyst.
- An increase to the maximum urea injection rate for the proposed replacement SCR system from 7.0 gallons/hr to 11.0 gallons/hr.

The Plan Approval will also include a requirement that the ammonia slip in the exhaust gas flow from the SCR system shall not exceed 10 ppm.

The Plan Approval will include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.

15-00130: Schramm, Inc., (800 East Virginia Avenue, West Chester, PA 19380-4430) for a Renewal, Non-Title V Facility, State-Only, Synthetic Minor Permit in West Goshen Township, **Chester County**. Schramm, Inc. is an industrial manufacturing plant where mobile drill rigs for water and mineral exploration are designed and manufactured. The facility has taken individual site level restrictions of 22.3 tons per year for NO_x, VOC and combined HAP emissions. The fuel throughput restriction will ensure that Schramm, Inc. remains under the emission thresholds. The facility is also subject to 40 CFR Part 63 Subpart XXXXXX which was added during the last renewal. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

46-00171: John Evans' Sons, Inc., (1 Spring Avenue, Lansdale, PA 19446) for the renewal of a Non-Title V Facility, State-Only, Natural Minor Permit in Lansdale Borough, **Montgomery County**. John Evans' Sons, Inc. operates a boiler, a parts washer, and a number of spring forming machines. The facility has a potential to emit 3 tons of hazardous air pollutants per year, and less than 2.7 tons of n-propyl bromide. Monitoring, recordkeeping and reporting requirements have been added to the permit to address applicable limitations.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

01-05030: Hanover Prest Paving Co. (240 Bender Road, Hanover, PA 17331) for the operation of an asphalt paver brick and block manufacturing facility in Mount Pleasant Township, **Adams County**. This is for renewal of the existing State-only permit. Potential air emissions from the facility are estimated at 1.2 tpy PM, 3.3 tpy NO_x, 11.1 tpy CO, 0.23 tpy VOC, and 2.4 tpy SO₂. 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.

31-03002: New Enterprise Stone & Lime Co., Inc./ Union Furnace Quarry (P.O. Box 77, New Enterprise, PA 16664) for the limestone crushing operation at the facility in Spruce Creek Township, **Huntingdon County**. The facility potential emissions are estimated at 11.9 tons of PM. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

28-05001: Martins Famous Pastry Shoppe, Inc. (1000 Potato Roll Lane, Chambersburg, PA 17201), to issue a State only operating permit renewal for the commercial bakery facility in Guilford Township, **Franklin County**. The facility's actual VOC emission in 2017 was 44.31 tons. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from MACT Part 63 Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines; and NSPS Part 60 Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines.

21-03007: Purina Animal Nutrition LLC (475 St. Johns Church Road, Camp Hill, PA 17011) for the operation of an animal feed production facility in Hampden Township, **Cumberland County**. This is for renewal of the existing State-only permit. Potential air emissions from the facility are estimated at 25.65 tpy PM, 3.57 tpy NO_x, 6.00 tpy CO, and less than 1 tpy of VOC and SO₂. 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.

36-05155: Colonial Metals Co. (217 Linden Street, Columbia, PA 17512) to issue a State Only Operating

Permit for the secondary non-ferrous metal processing facility located in Columbia Borough, **Lancaster County**. The actual emissions from the facility in 2017 are estimated at 2.99 tpy of NO_x, 7.60 tpy of CO, 11.74 tpy of PM₁₀, 0.01 tpy of SO_x and 12.26 tpy 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. Among other items, the conditions include provisions derived from 40 CFR Part 63, Subpart TTTTTT—National Emission Standards for Hazardous Air Pollutants for Secondary Nonferrous Metals Processing Area Sources and 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

28-05027: Chambersburg Hospital (112 North 7th Street, Chambersburg, PA 17201) to issue a State Only Operating Permit for the Chambersburg Hospital located in Chambersburg Borough, **Franklin County**. The actual emissions from the facility in 2017 are estimated at 6.2 tons NO_x, 4.6 tons CO, and less than one ton each of SO_x, VOC, and PM₁₀. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units, and 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, PE, Facilities Permitting Chief—Telephone: 412-442-4336.

63-00969: MarkWest Liberty Midstream & Resources, LLC (Between PA 18 & Cross Creek Road) Natural Minor Operating Permit is for a natural gas compressor station and is located in Smith Township, **Washington County**. In accordance with 25 Pa. Code § 127.424 and § 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the previously-mentioned facility. Sources of emissions consist of eight 1,480 BHP compressor engines, two 1,980 BHP compressor engines, one dehydration unit and reboiler, five storage tanks, pigging operations, venting/blowdowns, and other fugitive emission sources such as truck loadout. The facility is required to conduct regular surveys of the site to ensure compliance with visible, fugitive, and malodor emission requirements and maintain records of those surveys. Facility-wide potential emissions are projected to be 38.61 tons per year (TPY) NO_x, 50.55 TPY CO, 43.28 TPY VOC, 6.65 TPY PM, 10.13 TPY total HAP, and 1.82 TPY for a single HAP. The air quality permit includes operation requirements, monitoring requirements, and recordkeeping requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Bradley Spayd, Air Quality Engineering Trainee, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of

the person submitting the comments, identification of the proposed Operating Permit (63-00969) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Bradley Spayd, Air Quality Engineering Trainee, at the previously listed address. For additional information concerning the permit or the issuance procedure, contact Bradley Spayd at the previously listed address or phone at (412) 442-5227.

All comments must be received prior to the close of business 30 days after the date of this publication.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-00359: MarkWest Liberty Bluestone—Sarsen Gas Plant (736 Prospect Rd, Evans City, PA 16033), the Department intends to issue the renewal of the State-Only Operating Permit of a natural gas gathering and processing facility located in Forward Township, **Butler County**. With a 40-mmscf/day capacity, the facility is equipped with inlet and residue compressors, a dehydration unit and reboiler, a cryogenic gas processing unit and a refrigeration system, condensate tanks, truck loading operation, and process heaters. With PTEs of 78 TPY CO, 38 TPY NO_x, 36 TPY VOC, 7 TPY HAPs, 4 TPY PM, 1.9 TPY single HAP (formaldehyde) and 0.3 TPY SO_x, the facility is Natural Minor. In this renewal, a refrigerant compressor initially authorized through GP-5 permit (GP5-10-359C) is added as a permitted source, permanently replacing a similar unit. The refrigerant compressor is subject to applicable GP-5 conditions, 40 CFR 60 Subpart JJJJ (Standards of Performance for Stationary Spark Ignition Internal Combustion Engines), and 25 Pa. Code §§ 123.13 and 123.21. No longer at the facility, a previously permitted emergency generator is removed from the renewal operating permit.

62-00162: Elkhorn Gas Processing LLC Keystone Plant (4613 East 91st Street, Tulsa, OK 74137). The Department intends to issue a renewal of the Natural Minor Operating Permit to operate the natural gas processing plant in Pleasant Township, **Warren County**. The facility's primary emission sources include a Tri-Ethylene Glycol dehydration unit, combustion emissions for the dehydration unit, a hot oil heater, an 800 HP refrigerant compressor, an emergency generator, potential equipment leaks, product storage tanks and loading. The refrigerant compressor engine is subject to 40 CFR 63 Subpart ZZZZ—NESHAPs for Stationary Reciprocating Internal Combustion Units. The dehydration unit is subject to 40 CFR 63 Subpart HH—NESHAPs from Oil and Natural Gas Production Facilities. The actual emissions reported from the facility for 2017 were 3.15 TPY CO, 2.29 TPY NO_x, 0.14 TPY PM₁₀, 0.01 TPY SO_x, 19.0 TPY VOC, 1.32 TPY Toluene, and 1.55 TPY xylenes. The conditions of the previous plan approval and operating permit were incorporated into the renewal permit.

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.

30810703 and NPDES No. PA0092894. Consol Pennsylvania Coal Company LLC, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Bailey Coal Refuse Disposal Areas No. 1 and No. 2 in Richhill and Morris Townships, **Greene County** and related NPDES permit for repurposing existing gas well permit area facilities. Coal Refuse Disposal Support Acres Proposed -9, Coal Refuse Disposal Acres Proposed -9. No additional discharges. The application was considered administratively complete on December 11, 2018. Application received: June 15, 2018.

30071301. Contura Freeport LLC, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To renew the permit for the Freeport Mine in Jefferson and Morgan Townships, **Greene County**. No discharges. The application was considered administratively complete on December 12, 2018. Application received: July 19, 2018.

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

Permit No. 56130111 and NPDES PA0269361, Coal Loaders, Inc., 210 East Main Street, P.O. Box 556, Ligonier, PA 15658, permit renewal for the continued operation and restoration of a bituminous surface & auger mine in Stonycreek Township, **Somerset County**, affecting 44.9 acres. Receiving stream: Stonycreek River, classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Hooversville Borough. Application received: December 3, 2018.

New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

65840119 and NPDES Permit No. PA0601047. Derry Stone and Lime Company, Inc. (117 Marcia Street, Latrobe, PA 15650-4300). Revision application for change to erosion controls to an existing bituminous surface mine, located in Derry Township, **Westmoreland County**, affecting 643.7 acres. Receiving streams: unnamed tributaries to Stony Run and McGee Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: December 6, 2018.

26130101 and NPDES Permit No. PA0252301. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Renewal application for reclamation only to an existing bituminous surface mine, located in Franklin Township, **Fayette County**, affecting 55.5 acres. Receiving streams: unnamed tributaries to Bolden Run and unnamed tributary to Bute Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: December 10, 2018.

Noncoal Applications Received

Effluent Limits—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

Table 2

Parameter	30-day Average	Daily Maximum	Instantaneous Maximum
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

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

43180303 and NPDES Permit No. PAM618081. Doren, Inc., (2313 State Route 18, Wampum, PA 16157). Commencement, operation and restoration of a large industrial minerals surface mine in Jefferson Township, **Mercer County** affecting 23.0 acres. Receiving streams: One unnamed tributary to Lackawannock Creek and Lackawannock Creek, classified for the following uses: TSF; and one unnamed tributary to Shenango River, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: November 29, 2018.

30127-43180303-E-1. Doren, Inc. (2313 State Route 18, Wampum, PA 16157). Application for a stream encroachment for mining activities within 100 feet of an unnamed tributary to Shenango River in Jefferson Township, **Mercer County**. Receiving streams: One unnamed tributary to Lackawannock Creek and Lackawannock Creek, classified for the following uses: TSF; and one unnamed tributary to Shenango River, classified for the following uses: WWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: November 29, 2018.

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

Permit No. 6376SM2A1C7 and NPDES No. PA0594474. York Building Products Company, Inc., (950 Smile Way, York, PA 17404), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Jackson Township, **York County** affecting 341.5 acres, receiving stream: Little Conewago Creek, classified for the following use: trout stocking. Application received: November 26, 2018.

Permit No. 7973SM3C4 and NPDES No. PA0594369. Naceville Materials, (350 S. Main Street, Suite 207, Doylestown, PA 18901), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Wrightstown Township, **Bucks County** affecting 60.0 acres, receiving stream: Mill Creek, classified for the following use: warm water fishes. Application received: November 29, 2018.

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

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

NPDES No. PA0269280 (Mining Permit No. 11130201), Ebensburg Power Company, 11 Lloyd Avenue, Latrobe, PA 15650, renewal of an NPDES permit for a bituminous surface/refuse reprocessing mine in Richland Township, **Cambria County**, affecting 63.2 acres. Receiving stream(s): Paint Creek, classified for the following use(s): trout stocked fishery. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: November 28, 2018.

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

The following outfall discharges to Paint Creek:

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

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

<i>Outfalls: 001 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Aluminum (mg/l)			Report
Osmotic Pressure (milliosmoles/kg)			Report
Temperature (°C)			Report
Specific Conductance (mohs/cm)			Report
Sulfate (mg/l)			Report
Flow (gpm)			Report
Alkalinity must exceed acidity at all times.			
pH must be between 6.0 and 9.0 at all times.			

This mine site also contains or is hydrologically connected to substandard discharges for which there is no responsible party. Pursuant to 25 Pa. Code Chapter 87.201, effluent limits for those discharges will be based upon the existing baseline pollution load, or the standards found at 25 Pa. Code Chapter 87.102(a) Group A, whichever is least stringent.

NPDES No. PA0607231 (Mining Permit No. 32823005), Blairsville Associates, P.O. Box 338, Blairsville, PA 15717, renewal of an NPDES permit for bituminous surface mine in West Wheatfield Township, **Indiana County**, affecting 375.5 acres. Receiving stream: unnamed tributary to Palmer's Run, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: June 20, 2018.

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

The following outfall discharges to unnamed tributary to Palmers Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
011	N

The proposed effluent limits for the previously listed outfall is as follows:

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	3.0	6.0	7.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0

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

NPDES No. PA0234699 (Mining Permit No. 56980103), Wilson Creek Energy, LLC, 1576 Stoystown Road, P.O. Box 260, Friedens, PA renewal of an NPDES permit for reclamation only with post-mining discharges in Jenner Township, **Somerset County**, affecting 138.0 acres. Receiving stream: unnamed tributary to Quemahoning Creek, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: July 3, 2018.

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

The following treated wastewater outfall discharges to unnamed tributary to Quemahoning Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
004	N

The proposed effluent limits for the previously listed outfall is as follows:

<i>Outfalls: (All Weather Conditions) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35.0	70.0	90.0

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

NPDES No. PA0269361 (Mining Permit No. 56130111), Coal Loaders, Inc., 210 East Main Street, P.O. Box 556, Ligonier, PA 15658-0556, renewal of an NPDES permit for discharges resulting from surface coal mining in Stonycreek Township, **Somerset County**, affecting 44.9 acres. Receiving stream: Stonycreek River, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: December 3, 2018.

The following outfall discharges to Stonycreek River:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001 (Sediment Pond Emergency Spillway)	Y

The following outfalls require a non-discharge alternative:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
002 (Sediment Pond)	Y
003 (Treatment Pond)	Y

There is no proposed surface discharge from the previously listed facilities to the receiving stream due to the implementation of Best Management Practices in the form of infiltration galleries. The only potential point source discharges to surface water are the discharges from the emergency spillway of a sediment pond during precipitation that exceeds a 10 yr/24 hr event. Instantaneous maximum BAT limits will be applied to the outfall effluent entering the infiltration galleries for the protection of the groundwater. Effluent limits for the emergency spillway are as follows:

<i>Outfalls: 001 Sediment Pond Emergency Spillway (During >10-yr/24-hr Precipitation Event) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Suspended Solids (mg/L)	N/A	N/A	121.0

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

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

NPDES No. PA0269867 (Government Financed Construction Contract (GFCC) No. 17-16-01), Corey L. Shawver DBA Hilltop Coal Company, 12 Dutchtown Road, Houtzdale, PA 16651, new NPDES permit for reclaiming abandoned mine land in Bigler Township, **Clearfield County** affecting 50.3 acres. Receiving stream(s): Japling Run, classified for the following use(s): CWF and MF. Clearfield Creek Watershed TMDL. Application received: November 13, 2018.

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

The following outfalls discharge to Japling Run to Clearfield Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001 (SPA)	Y
002 (SPB)	Y

The following outfall discharges to Japling Run to Clearfield Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
003 (TB01)	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.5
Manganese (mg/l)		1.9	3.8	4.8
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35.0	70.0	90.0

Noncoal NPDES Draft Permits

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

NPDES No. PA0259322 (Permit No. 10120303). Allegheny Mineral Corporation (P.O. Box 1020, Kittanning, PA 16201) Renewal of an existing NPDES permit for a large industrial minerals surface mine in Worth Township, **Butler County**, affecting 432.0 acres. Receiving streams: Unnamed tributaries to Slippery Rock Creek and Slippery Rock Creek, classified for the following uses: CWF. TMDL: None. Application received: November 15, 2018.

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

The following outfalls discharge to unnamed tributaries to Slippery Rock Creek and Slippery Rock Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TPFB	N
TPGB	N
TPIB	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Alkalinity greater than acidity ¹				
¹ The parameter is applicable at all times.				
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35.0	70.0	90.0

The following outfalls discharge to unnamed tributaries to Slippery Rock Creek and Slippery Rock Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
E	N
F	N
G	N
I	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Alkalinity greater than acidity ¹				
¹ The parameter is applicable at all times.				
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35.0	70.0	90.0

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

Southwest Region: Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

E11-359, PennDOT District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648, Adams and Richland Townships, **Cambria County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Remove the existing 40' long 24" corrugated metal pipe carrying Brewer Road (T-358) over a UNT to Clapboard Run (identified as UNTLCR02; WWF) having a drainage area less than 100 acres; construct and maintain a replacement 55' long 30" CMP in the same location.

2. Upstream from the first culvert, remove 11' of the existing 153' long 24" reinforced concrete pipe enclosure carrying the same UNT (UNTLCR02) and extend the pipe by 11' downstream and 35' upstream for a total enclosure length of 186'; upstream from this pipe place and maintain fill in 56' of this same UNT and construct and

maintain a 15' long relocated replacement channel to align with the new culvert inlet.

3. Remove the existing 50' long 18" reinforced concrete pipe carrying SR 3024 over a UNT to UNTLCR02 (identified as UNTLCR02A; WWF) having a drainage area less than 100 acres. This UNT currently enters the culvert via drop box along SR 3024; this drop box will also be removed. Construct and maintain a new drop box and a 70' long 18" RCP in the same location.

4. Remove the existing 12" reinforced concrete pipe (unknown length) carrying a UNT to South Fork Little Conemaugh River (identified as UNTLCR01; CWF) having a drainage area less than 100 acres; construct and maintain a replacement 5' long 24" corrugated metal pipe and new dropbox upstream of the existing pipe location. Replace the existing 154' long 15" corrugated plastic pipe carrying this same UNT including a dropbox; construct and maintain a replacement dropbox and a 154' long 24" corrugated metal pipe in the same location including an additional dropbox.

5. In addition, construct and maintain roadway associated stormwater features and place and maintain fill in a de minimis 0.009 acre of PEM/PSS wetlands. No wetland mitigation is required; stream mitigation will occur on-site.

The project site is located at the five-way intersection of Frankstown Road, Solomon Run Road, Ragers Hill Road, Mount Hope Road, and Clapboard Run Road (Geistown, PA USGS topographic quadrangle; N: 40°, 20', 26.17"; W: -78°, 48', 56.62"; Sub-basin 18E; USACE Pittsburgh District), in Adams and Richland Townships, Cambria County.

E63-722, PennDOT District 12-0, 825 North Gallatin Avenue Extension, Uniontown, PA 15401, Marianna Borough, **Washington County**; Pittsburgh ACOE District.

The applicant proposes to:

Maintain 200' of streambank stabilization along Tenmile Creek (TSF) with a drainage area of 99.2 square miles. The streambank stabilization is adjacent to and immediately downstream of the Marianna Dam. The first 50' of streambank stabilization immediately downstream of the dam consists of grouted class R-9 rip-rap. The streambank stabilization was constructed under an emergency permit (DEP File No. EP6317207) to repair a slide and prevent loss of the SR 2020 road surface. In addition, maintain an 81' long rock vane deflector in Tenmile Creek adjacent to the slide repair area. 350' of stream was temporarily impacted for the purpose of constructing these encroachments. No mitigation was required.

The project site is located approximately 0.3 mile northeast of the intersection of SR 2020 and Maple Street (Ellsworth, PA USGS topographic quadrangle; N: 40°, 1', 11.34"; W: -80°, 5', 41.22"; Sub-basin 19B; USACE Pittsburgh District), in Marianna Borough, Washington County.

E63052-725, Glencannon Homes Association, P.O. Box 831, McMurray, PA 15317, North Strabane Township, **Washington County**; Pittsburgh ACOE District.

The applicant proposes to:

To construct and maintain a 0.31 acre forebay with a rock filter berm on an unnamed tributary (UNT) to Little Chartiers Creek (HQ-WWF) for the purpose of collecting sediment to maintain and minimize impacts to the water quality of the Glencannon pond. The project will perma-

nently impact 148 linear feet of the UNT to Little Chartiers Creek and temporarily impact 10 linear feet of the UNT to Little Chartiers Creek. During the dam construction process, a temporary diversion pipe (706 linear feet × 12 inches) and sand bag barrier will be installed to block the flow of the stream to the pond and pump it around to the emergency spillway. The project will include the creation of a 0.90 acre forested riparian buffer to offset impacts in the floodways of the high quality watershed of Little Chartiers Creek.

The project site is located on the northwest corner of the intersection of Hunting Creek Road and Glencannon Drive (Canonsburg, PA USGS topographic quadrangle; N: 40°, 15', 35.76"; W: -80°, 8', 41.05"; Sub-basin 20F; USACE Pittsburgh District), in North Strabane Township, Washington County.

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

E3206118-001, PA Department of Transportation, District 10-0, 2550 Oakland Ave., Indiana, PA 15701. SR 4008, Section 402, Segment 0500, Offset 0650, in East Wheatfield Township, **Indiana County**, ACOE Pittsburgh District (New Florence, PA Quadrangle N: 40°, 27', 22.5"; W: 79°, 01', 51.8").

To rehabilitate and maintain an existing pipe-arch culvert carrying UNT Mardis Run under SR 8008, Section 402. The existing steel pipe-arch culvert will be slip-lined with an aluminum pipe-arch culvert having an underclearance of 55-in; a span of 73-in; and an out-to-out length of 90-ft, 4 7/8-in. The project will result in 115-ft of permanent stream impacts and 150-ft of temporary stream impacts to UNT Mardis Run. No wetland impacts are proposed.

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

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

I. NPDES Renewal Permit Actions.

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PAS236103 (Storm Water)	Ferro Corp 251 W Wylie Avenue Washington, PA 15301-2276	Washington County Canton Township	Chartiers Creek (20-F)	Yes
PA0217395 (Storm Water)	Danzer Veneer Americas Darlington Plant 119 Aid Drive Darlington, PA 16115-1637	Beaver County Darlington Township	North Fork Little Beaver Creek (20-B)	Yes
PA0093475 (Sewage)	Potato Garden Run STP 1271 Route 30 P.O. Box 409 Clinton, PA 15026-1536	Allegheny County Findlay Township	Potato Garden Run (20-D)	Yes
PA0028126 (Industrial)	PA American Water Pittsburgh District 800 W Hershey Park Drive Hershey, PA 17033-2400	Allegheny County Pittsburgh City	Unnamed Tributary to Monongahela River (19-A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0103594 (Sewage)	Windsor MHP 12740 Wetsell Ridge Road Edinboro, PA 16412-1854	Erie County Washington Township	Unnamed Tributary of Little Conneauttee Creek (16-A)	Yes

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

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

NPDES Permit No. PA0025984, Sewage, SIC Code 4952, **Allegheny County Sanitary Authority ALCOSAN**, 3300 Preble Avenue, Pittsburgh, PA 15233-1025.

This existing facility is located in Pittsburgh City, **Allegheny County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage.

III. WQM Industrial Waste and Sewerage Actions 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. 6505411 A-2, Sewage, SIC Code 4952, **Greater Greensburg Sewage Authority**, P.O. Box 248, Greensburg, PA 15601-0248.

This existing facility is located in City of Greensburg, **Westmoreland County**.

Description of Proposed Action/Activity: The Authority proposes to relocate approximately 600 LF of 8" sewer line along a UNT to Jacks Run as part of a flood protection project.

V. NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Actions.

The following waiver applications have been approved for a 5-year period. The Department is issuing waivers for the following MS4s instead of NPDES permit coverage.

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

<i>NPDES Waiver No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAG136353	Cambria County 200 Center Street Ebensburg, PA 15931	Ebensburg Borough, Cambria	Little Paint Creek, South Fork Conemaugh River, Solomon Run/CWF, WWF
PAG136191	Borough of Elizabeth 121 North Second Avenue Elizabeth, PA 15037	Elizabeth Borough Allegheny County	Smiths Run Fallen Timber Run Monongahela River WWF

VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions.

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390097	William L. Weber 5563 Acorn Dr. Emmaus, PA 18049	Lehigh County	Upper Milford Township	Leibert Creek— HQ-CWF, MF

Wayne Conservation District, 925 Court Street, Honesdale, PA 18431.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD640015	EKG Partnership 9 Collan Park Honesdale, PA 18431-2212	Wayne County	Honesdale Borough Texas Township	Unnamed Tributary to Lackawaxen River (HQ-TSF, MF)

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD030003	3NS, LLC 17 Hinchberger Road Butler, PA 16002	Armstrong County	South Buffalo Township	UNT to Pine Run (HQ-TSF)
PAI050216002	Festival Fun Parks, LLC, dba Kennywood 4800 Kennywood Boulevard West Mifflin, PA 15122	Allegheny County	City of Duquesne; West Mifflin Borough	Monongahela River (WWF)

VII. Approvals to Use NPDES and/or Other General Permits.

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types.

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
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**Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.**Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.*

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC480043	Michael Davis Duke Realty Limited Partners 161 Washington St Ste 1020 Conshohocken, PA 19428	Northampton	Palmer Twp	Schoeneck Creek (WWF, MF)
PAC480054	Northampton Area School District 2014 Laubach Ave Northampton, PA 18067	Northampton	Lehigh Twp	Hokendauqua Creek (CWF, MF)

Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Phillips, Section Chief, 717.705.4802.

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Mt. Joy Township Adams County Issued	PAC010078	Paul D. & Monica L. Hart 67 Heritage Drive Gettysburg, PA 17325	UNT Rock Creek (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Hampden Township Cumberland County Issued	PAC210109	Fishing Creek Valley Associates, LP 4712 Smith Street Harrisburg, PA 17109	Conodoguinet Creek (WWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Walker Township Juniata County Issued	PAC340019	Brian Bashore 176 Free Spring Church Road Mifflintown, PA 17059	UNT Doe Run (TSF)	Juniata County Conservation District 146 Stoney Creek Drive Suite 4 Mifflintown, PA 17059-8709 717.436.8953, ext. 5

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

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
15970 PA Route 120 Emporium, PA 15834 Shippen Township	PAC120001	Emporium Hardwoods Operating Co., LLC 15970 PA Route 120 Emporium, PA 15834	Driftwood Branch of the Sinnemahoning	Cameron County Conservation District 20 E 5th St, Rm 105 Emporium, PA 15834 (814) 486-2244, X 5

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Pleasant Township, Warren County	PAC620003	Sugar Grove Hardwood Inc 720 Cobham Park Rd Warren, PA 16365	Allegheny River WWF	Warren County Conservation District 4000 Conewango Avenue Warren, PA 16365 814-726-1441

*General Permit Type—PAG-03**Facility Location
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water/Use**Contact Office &
Phone No.*Clinton Township
Lycoming County

PAG034854

CUDD Energy Services,
Inc.
1005 RPC Energy Drive
Broussard, LA 70518Unnamed Tributary
to West Branch
Susquehanna River
and Turkey Run—
10-CDEP Northcentral
Regional Office
Clean Water Program
208 W Third Street
Suite 101
Williamsport, PA
17701-6448
570.327.3636**PUBLIC WATER SUPPLY PERMITS**

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

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

SAFE DRINKING WATER**Actions taken under the Pennsylvania Safe Drinking Water Act (35 P.S. 721.1—721.17).**

Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Operation Permit No. 6718503 issued to: **Dollar General (PWS ID No. 7670373)**, Chanceford Township, **York County** on 12/14/2018 for facilities approved under Construction Permit No. 6718503.

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Permit No. 4918508MA—Construction—Public Water Supply.

Applicant	Aqua Pennsylvania, Inc.
Township/Borough	Coal Township
County	Northumberland County
Responsible Official	Patrick R. Burke, Director of Operations Aqua Pennsylvania, Inc. 204 East Sunbury Street Shamokin, PA 17872
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Dan Hopkins, P.E. Entech Engineering, Inc. 500 N. Center Street P.O. Box 389 Pottsville, PA 17901
Permit Issued	December 13, 2018
Description of Action	Authorizes Aqua Pennsylvania, Inc. Roaring Creek to replace two 50-gallon day tanks in the caustic feed system at Roaring Creek Water Treatment Plant with two 230-gallon solution tanks, along with elimination of two 2,500-gallon, bulk-storage tanks have been determined to have deteriorated flanged outlets and have been emptied of 50% Sodium Hydroxide.

Permit No. 5517501MA—Operation—Public Water Supply.

Applicant	Penn Township Municipal Authority
Township/Borough	Penn Township
County	Snyder County
Responsible Official	Mr. Thomas C. Ferry, Chairman Penn Township Municipal Authority P.O. Box 155 Selinsgrove, PA 17870
Type of Facility	Public Water Supply—Operation
Consulting Engineer	Mr. Edward J. Brown Larson Design Group, Inc. 1000 Commerce Park Drive Suite 200 Williamsport, PA 17701
Permit Issued	December 14, 2018

Description of Action Authorizes operation of the new 100,000-gallon bolted steel, glass-lined water storage tank, the rehabilitated, 530,000-gallon, water-storage tank and 10-inch diameter fill-draw line.

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

Permit No. 3018506, Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**
P.O. Box 187
1442 Jefferson Road
Jefferson, PA 15344

[Borough or Township] Cumberland Township

County **Greene**

Type of Facility Waynesburg Reservoir pump station

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
Suite 200
Cheswick, PA 15024

Permit to Construct November 12, 2018
Issued

Permit No. 3018519MA, Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**
P.O. Box 187
1442 Jefferson Road
Jefferson, PA 15344

[Borough or Township] Franklin Township

County **Greene**

Type of Facility Elm Drive vault

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
Suite 200
Cheswick, PA 15024

Permit to Construct November 12, 2018
Issued

Permit No. 2615514MA, Public Water Supply.

Applicant **National Pike Water Authority**
P.O. Box 10
Markleysburg, PA 15459

[Borough or Township] Henry Clay Township

County **Fayette**

Type of Facility Mudd Pike Road waterline

Consulting Engineer McMillen Engineering
115 Wayland Smith Drive
Uniontown, PA 15401

Permit to Operate November 12, 2018
Issued

Permit No. 6517529MA, Public Water Supply.

Applicant **Highridge Water Authority**
17 Maple Avenue
Blairsville, PA 15717

[Borough or Township] Burrell Township

County **Indiana**

Type of Facility Palmer Road waterline project

Consulting Engineer Gibson-Thomas Engineering Co., Inc.
1004 Ligonier Street
P.O. Box 853
Latrobe, PA 15650

Permit to Construct November 12, 2018
Issued

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Frankstown Township	2122 Frankstown Road Holidaysburg, PA 16648	Blair

Plan Description: Approval of a revision to the official plan of Frankstown Township, Blair County. The project is known as Patty Leamer Property SFTF. The plan provides for the installation of a small flow treatment facility with a discharge to a swale tributary to the Frankstown Branch Juniata River, to replace a failing on-lot sewage disposal system for a single-family dwelling. The proposed development is located along Atlas Drive off Juniata Valley Road. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-07911-194-3s and the APS Id is 976825. Any permits must be obtained in the name of the property owner.

Southwest Regional Office, Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.

Plan Location: Harmar Township, Allegheny Valley Joint Sanitary Authority Wastewater Treatment Facility.

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Springdale Borough	325 School Street Springdale, PA 15144	Allegheny
Cheswick Borough	220 South Atlantic Avenue Cheswick, PA 15024	Allegheny
Fox Chapel Borough	401 Fox Chapel Road Pittsburgh, PA 15238	Allegheny
Springdale Township	100 Plate Drive Harwick, PA 15049	Allegheny
Harmar Township	701 Freeport Road Cheswick, PA 15024	Allegheny
Hampton Township	3101 McCully Road Allison Park, PA 15101	Allegheny
Indiana Township	3710 Saxonburg Blvd. Pittsburgh, PA 15238	Allegheny
West Deer Township	109 East Union Road Cheswick, PA 15024	Allegheny
Richland Township	4019 Dicky Road Gibsonia, PA 15044	Allegheny

Plan Description: The approved plan provides for the upgrade of the Allegheny Valley Joint Sanitary Authority Wastewater Treatment Facility by adding the following facilities:

- System Conveyance:
 - Elimination of three (3) existing pump stations (Colfax, Duquesne and Acme) and the construction of gravity sewers to convey the 10-year, 24-hour design storm to the new Cheswick pump station.
 - Relocation of the Cheswick pump station and construction of a new 42-inch diameter force main to convey a peak flow of 17 MGD to the treatment facility.
 - The Tawney Run Interceptor will be upsized to 15-inch and 21-inch diameters to convey a 10-year, 24-hour design storm.
 - The Guy's Run Road force main will be upsized to 16-inch diameter and will discharge into the treatment facility.
- Treatment Facility Upgrades:
 - The existing treatment facility will receive flows from the Guy's Run and Deer Creek pump stations and be capable of treating a peak flow of 15 MGD and a Design Average Daily Flow of 2.1 MGD. (Treatment Train 1).
 - Construct three (3) additional aeration tanks.
 - Construct two (2) additional "squirle" style clarifiers.
 - A new Sequencing Batch Reactor (SBR) will be constructed and receive flows from the relocated Cheswick pump station and be capable of treating a peak flow of 17 MGD and a Design Average Daily Flow of 5.9 MGD. (Treatment Train 2).
 - New headworks will be constructed for grit removal.
 - Flows from Treatment Train 1 and Treatment Train 2 will be combined and flow by gravity to a new UV disinfection facility.
 - The existing outfall will be relocated.

The submission is consistent with the planning requirements in Chapter 71 of DEP's regulations.

The Department's review of the sewage facilities Special Study has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the Authority.

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:

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

Grassmid Transport Release, Interstate 80 at MM 172.2E, Lamar, Porter Township, **Clinton County**. Northridge Group, Inc, P.O. Box 231, Northumberland, PA 17857, on behalf of Grassmid Transport, 9525 Ransom Street, Zeeland, MI 49464, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Non-Residential Statewide Health Standard.

Furmano Foods Hydraulic Oil Cleanup, 1284 Brouse Road, Montgomery, Clinton Township, **Lycoming County**. Northridge Group, Inc, P.O. Box 231, Northumberland, PA 17857, on behalf of Furmano Foods, 770 Cannery Road, Northumberland, PA 17857, has submitted a Final Report concerning remediation of site soil contaminated with hydraulic oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

Furmano Foods Hydraulic Oil Cleanup, State Route 405, Milton, West Chillisquaque Township, **Northumberland County**. Northridge Group, Inc, P.O. Box 231, Northumberland, PA 17857, on behalf of Furmano Foods, 770 Cannery Road, Northumberland, PA 17857, has submitted a Final Report concerning remediation of site soil contaminated with hydraulic oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

A & M Transport Release, Interstate 80 at MM 202E, New Columbia, White Deer Township, **Union County**. Northridge Group, Inc, P.O. Box 231, Northumberland, PA 17857, on behalf of A&M Transport, LLC, 1000 Long Boulevard, Suite 5, Lansing, MI 48911, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel and motor oil. The report is intended to document remediation of the site to meet the Non-Residential 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: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

David Golden Property, 252 Terrace Street, Honesdale Borough, **Wayne County**. Bluestone Environmental Inc., 196 Beach Lake Highway, Honesdale, PA 18431, on behalf of David Golden, 252 Terrace Street, Honesdale, PA 18431 submitted a final report concerning remediation of site soil contaminated with heating oil from an underground storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by the Department on December 13, 2018.

Chrins Cleaners, 3738 Easton Nazareth Highway, City of Easton, **Northampton County**, Woodard & Curran, 50 Millstone Road, East Windsor, NJ 08520, on behalf of Gemstone Resources L.P., 3 Manhattanville Road, Purchase, NY 10577, submitted a final report concerning remediation of site soil contaminated with tetrachloroethylene (PCE) from dry cleaning solvent. The report was intended to document remediation of the site to meet Statewide Health Standards but was disapproved by the Department on October 5, 2018.

Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.

Wenger Feeds, LLC/Witmer Property, 2484 Gamber Road, Washington Borough, PA 17582, Manor Township, **Lancaster County**. Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Donald Witmer, 2484 Gamber Road, Washington Borough, PA 17582, submitted a Final Report concerning remediation of site soil contaminated with unleaded gasoline released from an above-ground storage tank. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on December 4, 2018.

Baughman's U-Pull-It Auto Parts, 441 Eberts Lane, York, PA 17403, York City, **York County**. Independence Environmental Consulting, LLC, 1750 Kaylor Road, Hummelstown, PA 17036, on behalf of 426 Property Management, LLC, 3631 Trout Run Road, York, PA 17406, submitted a Remedial Investigation Report concerning site soil and groundwater contaminated with inorganics, volatile and semi-volatile organic compounds. The Report was approved by the Department on December 11, 2018.

Pin Oak Lane Farm, 14781 Boyer Road, New Freedom, PA 17349, Shrewsbury Township, **York County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Pin Oak Lane Farm, 14781 Boyer Road, New Freedom, PA 17349, submitted a Final Report concerning site soil contaminated with unleaded gasoline. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on December 11.

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

Halliburton Diesel Spill, 343 Riddell Road, Montgomery, Clinton Township, **Lycoming County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Halliburton, 4999 East Point Drive, Zanesville, OH 43701, has submitted a Final report concerning remediation of site soil contaminated with diesel fuel. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on December 12, 2018.

RESIDUAL WASTE GENERAL PERMITS

Permit(s) Issued Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

Northwest Regional Office: 230 Chestnut Street, Meadville, PA 16335.

General Permit Application No. WMGR029, Program I.D. WMGR029NW001, **Heritage Crystal Clean, LLC**, 2175 Point Blvd, Suite 375, Elgin, IL 60123. On December 12, 2018 the Department renewed coverage under General Permit WMGR029 to provide for an additional ten years of operations for Heritage Crystal Clean. The Determination of Applicability (DOA) under WMGR039 authorizes the operation of transfer facilities for the processing of waste oil, commercial fuel products, used oil filters, spent antifreeze, and waste oil/water mixtures prior to beneficial use. The renewal application was received in the Regional Office on July 27, 2018 and deemed administratively complete on August 6, 2018.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit Issued Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Northwest Region: Regional Solid Waste Manager, 230 Chestnut Street, Meadville, PA 16335-3481.

Permit Application No. 101397. Advanced Disposal Service Greentree Landfill, LLC, 635 Toby Road, Kersey, PA 15848. On December 5, 2018 the Department approved the permit renewal application for the Greentree Landfill. The renewal allows the landfill to operate for another ten years. The new expiration date on the permit is now December 5, 2028. No changes to the facilities operation were requested but minor administrative and operating changes to the permit were made to eliminate requirements or conditions that were no longer applicable.

The permit renewal application for the existing facility was received on December 1, 2017. The application was considered complete by the Northwest Regional Office on December 13, 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.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.

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

GP4-40-001: Cornell Iron Works (24 Elmwood Road, Mountain Top, PA 18707) on December 6, 2018 for the

renewal and operation of a burn off oven at the site located in Wright Twp., **Luzerne County**.

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

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

GP3-41-739: R.S. Services (119 Falls Road, Beech Creek, PA 16822) on December 11, 2018, for the authorization to relocate and operate a 2008 KPI model FT4240 crusher, a 2011 McCloskey model C44 crusher, a 2012 McCloskey model R155 screener, a 2007 Extex S5 screener, and a 2018 McCloskey J45 crusher non-metallic mineral processing plants pursuant to the General Plan Approval and/or General Operating Permit for Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) to the Glenn O. Hawbaker Minnier Quarry Plant # 39 located in McNett Township, **Lycoming County**.

GP11-41-739: R.S. Services (119 Falls Road, Beech Creek, PA 16822) on December 11, 2018, for authorization to relocate and operate a 2007 model year 345 bhp Cummins QSL9-G3 diesel-fired engine, a 2011 model year 440 bhp Caterpillar C-13 diesel-fired engine, a 2010 model year 129.4 bhp Caterpillar C4.4 diesel-fired engine, a 2007 model year 100.4 bhp Deutz BF4M2010 diesel-fired engine, and a 2016 model year 374 bhp Caterpillar C-9 diesel-fired engine as nonroad engines to power portable non-metallic mineral processing plants pursuant to the General Plan Approval and/or General Operating Permit for Nonroad Engines (BAQ-GPA/GP-11) at the Glenn O. Hawbaker Minnier Quarry Plant # 39 located in McNett Township, **Lycoming County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

07-05003E: Norfolk Southern Railway, Co. (200 N. 4th Avenue, Altoona, PA 16601) on December 5, 2018, for the construction and temporary operation of a new 2,500 kW (3,674 BHP) diesel fired emergency generator and associated 5,100-gallon aboveground diesel storage tank at the Juniata Locomotive Shop facility located in Logan Township, **Blair County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.

23-0034: Villanova University (800 E Lancaster Ave., Villanova, PA 19085-1603) On December 12, 2018, an extension for the installation and temporary operation of

6 New Natural Gas Emergency Generators in Radnor Township, **Delaware County**.

15-0110B: Pepperidge Farm, Inc. (421 Boot Rd., Downingtown, PA 19335-3043) On December 12, 2018 an extension for the installation and operation of two (2) 25-ton capacity use bins for deliveries of flour to their facility in Downingtown Borough, **Chester County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Ed Orris, P.E., New Source Review Chief—Telephone: 412-442-4168.

PA-03-00244A: Dominion Energy Transmission, Inc. (925 White Oaks Blvd., Bridgeport, WV 26330-6919) on June 29, 2018, plan approval extension issued. Plan Approval is extended until July 28, 2019, for their Rural Valley Compressor Station located in Valley Township, **Armstrong County**.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

22-05024C: Penn State University/Milton S. Hershey Medical Center (500 University Drive, Hershey, PA 17033) on December 10, 2018, for the construction of a Combined Heat & Power (CHP) project at the Medical Center located in Derry Township, **Dauphin County**. The plan approval was extended.

28-05051A: AJ Stove and Pellet LLC (P.O. Box 152, South Mountain, PA 17261) on December 11, 2018, for construction of a wood pellet manufacturing plant with multi-clone emission control device, in Antrim Township, **Franklin County**. The plan approval was extended.

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

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

55-00001E: Panda Hummel Station LLC (5001 Spring Valley Road, Suite 1150 West, Dallas, TX 75244) on December 7, 2018, to extend the authorization an additional 180 days to June 9, 2019 in order to continue the compliance demonstration evaluation and permit operation pending issuance of an operating permit for the facility. This facility is located in Shamokin Dam Borough, **Snyder County**.

55-00001G: Panda Hummel Station LLC (5001 Spring Valley Road, Suite 1150 West, Dallas, TX 75244) on December 7, 2018, to extend the authorization an additional 180 days to June 9, 2019 in order to continue the compliance demonstration evaluation and permit operation pending issuance of an operating permit for the facility. This facility is located in Shamokin Dam Borough, **Snyder County**.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

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

Contact: James A. Beach, New Source Review Chief—Telephone: 484-250-5920.

09-00239: Aqua Pennsylvania, Inc. (762 West Lancaster Avenue, Bryn Mawr, PA 19010) On December 10, 2018 for the issuance of an initial State Only Operating Permit for operation of three diesel-fired generators which provide power to their Neshaminy Water Treatment Plant in Middletown Township, **Bucks County**.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Ed Orris, P.E., New Source Review Chief—Telephone: 412-442-4168.

65-00061: Allegheny River Terminals Inc. (1 Fifth Street, New Kensington, PA 15060) In accordance with 25 Pa. Code §§ 127.431, the Department of Environmental Protection (DEP) is providing notice that on December 12, 2018, DEP issued a renewed State Only Operating Permit to Allegheny River Terminals Inc. for the operation of a bulk materials storage and processing facility, known as the New Kensington Crushing Plant, located in New Kensington City, **Westmoreland County**.

The facility contains air contamination sources consisting of indoor and outdoor bulk storage areas, two crushers, two screens, a material dryer, and plant roads. Air pollution prevention equipment at the facility includes two fabric filters, one cartridge collector, and one water truck for the plant roads.

No emission or equipment changes have been approved by this action. Emission sources at the facility are subject to 40 CFR Part 60, Subparts A, OOO, and UUU and 40 CFR Part 63, Subparts A and ZZZZ, and 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, reporting and recordkeeping requirements for the facility. The emission restriction, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 40 CFR Parts 60, 33 and 70 and 25 Pa. Code Article III, Chapters 121—145.

04-00679: Tri-State River Products, Inc. (334 Insurance Street, Beaver, PA 15009) In accordance with 25 Pa. Code § 127.431, the Department of Environmental Protection (DEP) is providing notice that on December 13, 2018, DEP issued a renewed State Only Operating Permit for a mobile dredge facility, known as the William L. Price Dredge Facility, located in Vanport Township and Beaver Borough, **Beaver County**.

The facility contains air contamination sources consisting of three crushers, nine screens, sand dewatering screws, a magnetic separator, and various conveyers, feeders, and transfer points. Air pollution prevention processes at the facility includes water sprays and 3-way catalytic converters.

No emission or equipment changes have been approved by this action. Emission sources at the facility are subject to 40 CFR Part 60, Subparts A, OOO, 40 CFR Part 63, Subparts A and ZZZZ, and 25 Pa. Code Chapters 121—145. The permit includes emission limitations and, testing, operational, monitoring, reporting, and recordkeeping requirements for the facility. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 40 CFR Parts 60, 63, and 70 and 25 Pa. Code Article III, Chapters 121—145.

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-03056: Weaver Industries, Inc. (425 South 4th Street, Denver, PA 17517-1224) on December 11, 2018, for the graphite products manufacturing facility located in Denver Borough, **Lancaster County**. The State-only permit was renewed.

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

Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Thomas Bianca, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702.

28-05002: US Army Letterkenny Army Depot (EMLD-EN, Chambersburg, PA 17201-4150) on December 7, 2018, for the Letterkenny Army Depot located in Letterkenny Township, **Franklin County**. The Title V permit was administratively amended in order to incorporate the requirements of Plan Approval No. 28-05002R.

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

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

14-00003: Pennsylvania State University (101P Physical Plant Bldg, University Park, PA 16802) on December 6, 2018, was issued a revised Title V operating permit for their University Park Campus located in College Township and State College Borough, **Centre County** for incorporation of the terms and conditions of Plan Approval 14-00003G, relating to the construction of two Doosan model HP1600WCU air compressors powered by 580 brake-horsepower diesel-fired Cummins QSX15 reciprocating internal combustion engines. One of the air compressors is located at each of the University Park Campus' steam plants. The Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

08-00003: JELD-WEN, Inc. (825 Shiner Road, P.O. Box 311, Towanda, PA 18848-0311) issued a modified Title V operating permit on December 12, 2018 to permit the use of airless spray equipment in the # 2 spray booth incorporated in the Lap Siding Surface Coating Operation at their facility located in Wysox Township, **Bradford County**. The modified Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

08-00003: JELD-WEN, Inc. (825 Shiner Road, P.O. Box 311, Towanda, PA 18848-0311), issued an amended Title V operating permit on December 12, 2018 for their facility located in Wysox Township, **Bradford County**. This operating permit amendment incorporates all terms and conditions specified in Plan Approval 08-00003J.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9476.

V12-004: Exelon Generation Company—Schuylkill Generating Station (2800 Christian Street, Philadelphia, PA 19146) administratively amended on December 13, 2018 to incorporate a change of responsible official. The Title V operating permit was originally issued on November 20, 2012.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P.S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1002).

Coal Permits Issued

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100.

03861601 and NPDES No. PA0215449. McVile Mining Company, (301 Market Street, Kittanning, PA 16201). To renew the permit for the McVile Coal Preparation Plant in South Buffalo Township, **Armstrong County**. No additional discharges. The application was considered administratively complete on March 30, 2018. Application received: September 8, 2017. Permit issued: December 5, 2018.

03060701 and NPDES No. PA0235661. McVile Mining Company, (301 Market Street, Kittanning, PA 16201). To renew the permit for the McVile Coal Refuse Disposal Area # 2 in South Buffalo Township, **Armstrong County**. No additional discharges. The application was considered administratively complete on March 16, 2017. Application received: October 31, 2016. Permit issued: December 5, 2018.

17851501 and NPDES No. PA0215694 and GP12-17851501. RES Coal, LLC, (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). To renew the permit for Clearfield Siding in Boggs Township, **Clearfield County**, includes renewal of Air Quality GPA/GP-12 Authorization. Approval is authorized under General Permit BAQ-GPA/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-17851501-R13. No additional discharges. The application was considered administratively complete on December 16, 2015. Application received: July 22, 2015. GP12 Application was considered administratively complete on September 23, 2015. Permit issued: December 13, 2018.

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

Permit No. 56890102 and NPDES No. PA0598372, Svonavec, Inc., 2555 New Centerville Road, Rockwood, PA 15557, commencement, operation and restoration of a bituminous surface and auger mine to change the land

use from Pastureland to Cropland and Unmanaged Natural Habitat in Lower Turkeyfoot Township, **Somerset County**, affecting 92.5 acres. Receiving streams: unnamed tributaries to/and Casselman River classified for the following use: warm water fishes. The first downstream potable water supply intake from the point of discharge is Ohiopyle Borough Municipal Waterworks Youghiogheny River SWW. Application received: September 4, 2018. Permit issued: December 13, 2018.

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

Permit No. 49080102R. Luke Shingara Coal, (297 East Ridge Road, Sunbury, PA 17801), renewal for reclamation activities only of an anthracite surface mine operation in Zerbe Township, **Northumberland County** affecting 19.0 acres, receiving stream: unnamed tributary to Zerbe Creek. Application received: October 6, 2014. Renewal issued: December 10, 2018.

Permit No. PAM114034. Luke Shingara Coal, (297 East Ridge Road, Sunbury, PA 17801), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 49080102 in Zerbe Township, **Northumberland County**, receiving stream: unnamed tributary to Zerbe Creek. Application received: October 6, 2014. Permit issued: December 10, 2018.

Permit No. 49100101R. Fox Coal Company, Inc., (212 West Cherry Street, Mt. Carmel, PA 17851), renewal of an existing anthracite surface mine operation in Zerbe Township, **Northumberland County** affecting 885.0 acres, receiving streams: unnamed tributary to Zerbe Run and Carbon Run. Application received: May 15, 2017. Renewal issued: December 10, 2018.

Noncoal Permits Issued

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

PAM418025-GP104. New Enterprise Stone & Lime Co., Inc., 3912 Brumbaugh Road, New Enterprise, PA 16664. General NPDES Permit for stormwater discharges associated with mining activities on Non-Coal Permit No. 6875SM1 located in Derry Township, **Mifflin County**. Receiving stream: unnamed tributary to Kishacoquillas Creek classified for the following uses: Trout Stocked Fishes, Migratory Fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: October 31, 2018. Coverage approved: December 10, 2018.

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

PAM618067. Brian Sees (P.O. Box B, Mt. Jewett, PA 16740) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 42002802 in Mt. Jewett Borough, **McKean County**. Receiving streams: Unnamed tributaries to Kane Creek and unnamed tributary to Marvin Creek. Application received: October 1, 2018. Permit Issued: December 6, 2018.

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.

PAM218018. Anthony P. Bennett, 3657 Old Stagecoach Road, Wyalusing, PA 18853, hereby approves the Notice of Intent (NOI) submitted for coverage to discharge storm water associated with Small Noncoal Permit 08050803 to the following surface water(s) in Herrick

Township, **Bradford County**. Receiving stream(s): Camps Creek. Application received: May 17, 2018. Permit Issued: December 10, 2018.

14180802. Charles W. Flick (250 Bush Hollow Road, Julian, PA 16844), commencement, operation, and restoration of a small noncoal industrial minerals surface mine permit (shale) in Union Township, **Centre County** affecting 1.0 acre. Receiving stream(s): McCormick Run classified for the following use(s): CWF. Application received: August 16, 2018. Permit Issued: November 29, 2018.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

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

Permit No. 46184117. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Reserve at Center Square in Worcester Township, **Montgomery County** with an expiration date of January 1, 2020. Permit issued: December 10, 2018.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

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

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.

E67-942: Southern York County School District, 3280 Fissels Church Road, P.O. Box 128, Glen Rock, PA 17327 in Shrewsbury Township, **York County**, U.S. Army Corps of Engineers Baltimore District.

To 1) To install two 75-foot 36-inch culverts to carry an unnamed tributary to Centerville Creek (CWF, MF) beneath a private driveway, 2) to remove a failing culvert upstream of the driveway culvert and convert 200 feet of the channel into a natural open channel, 3) to remove approximately 650 cubic yards of sediment from the existing pond, 4) to create a 400-foot bypass channel around the existing pond impacting approximately 1,843 square feet of wetland, 5) to install a 60-foot by 30-inch culvert to carry the unnamed tributary beneath the driveway to the existing pond, and 6) to install two 30-inch culverts beneath the private driveway impacting approximately 46 square feet of wetland. The permit was issued on December 12, 2018.

E05-395: Bedford Township Municipal Authority, 1007 Shed Road, P.O. Box 371, Bedford, PA 15522 in Bedford Township, **Bedford County**, U.S. Army Corps of Engineers Baltimore District.

To remove 1) the existing pump station and appurtenances and 2) relocate, replace, construct and maintain a new pump station with appurtenances, 60 linear feet of 8-inch PVC and 115 linear feet of 12-inch PVC gravity sewer line and gravel driveway within the 100-year floodplain of the Raystown Branch of the Juniata River (TSF, MF). The placement of fill for the pump station wet well will be above the 100-year floodplain elevation. The project purpose is to upgrade the pump control system, increase service to the public, handle a higher volume of flow, and eliminate frequent flooding issues. The limit of disturbance for construction is approximately 0.15 acre. No wetlands are located onsite. The Old Bedford Village pump station project is located along Sawblade Road, Bedford Township, Bedford County (Latitude: 40.040791, Longitude: -78.506860). The permit was issued on December 12, 2018.

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.

E02-1732, Festival Fun Parks, LLC, 4800 Kenwood Boulevard, West Mifflin, PA 15122-2399, West Mifflin Borough and City of Duquesne, **Allegheny County**, Pittsburgh ACOE District.

Has been given consent to:

1. Construct and maintain an aerial crossing over 0.01 acre of a PEM wetland aka WL-D,
2. Construct and maintain an aerial crossing over 0.001 acre of a PEM wetland aka WL-E,
3. Place and maintain fill in 0.003 acre of a PEM wetland aka WL-F,
4. Reconstruct and stabilize 281 linear feet of an Unnamed Tributary (UNT) to the Monongahela River (aka Stream 1) affected by a landslide,
5. Construct, operate, and maintain an aerial crossing over 20 linear feet of the aforementioned UNT to the Monongahela River (aka Stream 1),
6. Temporarily impact 0.09 acre of floodway to a UNT to the Monongahela River (aka Stream 2),
7. Temporarily impact 0.06 acre of floodway to a UNT to the Monongahela River (aka Stream 3),
8. Construct, operate, and maintain an aerial crossing over 14 linear feet of a UNT to the Monongahela River (aka Stream 6),
9. Construct, operate, and maintain an aerial crossing over 21 linear feet of the aforementioned UNT to the Monongahela River (aka Stream 6),
10. Construct, operate, and maintain an aerial crossing over 15 linear feet of the aforementioned UNT to the Monongahela River (aka Stream 6),
11. Construct, operate, and maintain an aerial crossing over 12 linear feet of the aforementioned UNT to the Monongahela River (aka Stream 6),
12. Temporarily impact 0.22 acre of floodway to a UNT to the Monongahela River (aka Stream 3),
13. Construct, operate, and maintain an aerial crossing over 10 linear feet of a UNT to the Monongahela River (aka Stream 7).

The project will permanently impact 373 linear feet of stream, temporarily impact 0.37 acre of associated floodways and permanently impact 0.014 acre of PEM wetland. Permanent stream impacts are being mitigated for onsite. Permanent Wetland impacts are de minimus. The project purpose is to stabilize a hillslope and creating a new amusement attraction located near the intersection of Duquesne Boulevard and Hoffman Boulevard (Quad-range: Braddock; Lat: 40° 23' 9"; Long: -79° 51' 37"; Sub-basin: 19A) located in the City of Duquesne.

E63-709, Sheetz, Inc., 817 Brookfield Drive, Seven Fields, PA 16046, North Strabane Township, **Washington County**, Pittsburgh ACOE District.

Has been given consent to:

Place and maintain fill on the left bank of an Unnamed Tributary to Chartiers Creek (WWF), to operate and maintain the existing 4.0 foot diameter culvert in said stream and to construct and maintain two (2) outfall structures on the left bank of said stream for the purpose of constructing a new convenience store with five (5) automotive fueling stations, off-street parking and installation of underground utility lines and amenities. The project will impact 0.3 acre of floodway. No mitigation will be required for the floodway impacts. The project is located on the east side of Racetrack Road (S.R. 1041), just north from the intersection of Racetrack Road and Meadows Drive (Washington East, PA Quadrange; Latitude: 40°-13'-1.3" N; Longitude: 80°-12'-6.9") in North Strabane Township, Washington County.

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

E16-08-004, Laurel Mountain Production, LLC, 61 McMurray Road, Suite 300, Pittsburgh, PA 15241. Windy Oakland Major Modification to ESG17-031-0003, in Perry Township, **Clarion County**, ACOE Pittsburgh District, Parker, PA Quadrangle N: 41°, 07', 20"; W: 79°, 38', 38".

The project involves the widening of McNany Road to accommodate additional heavy truck traffic associated with the construction of the Windy Oakland Well Pad and future drilling activities. The proposed project impacts in Clarion County include a total of 43 linear feet of permanent impacts to a UNT of Clarion River WWF. The project also has 0.03 acre of permanent impact to Palustrine Emergent (PEM) wetland(s). One floodway will be impacted having 0.105 acre of permanent impacts.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

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

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-2 # ESX18-059-0019
Applicant Name CNX Midstream Operating Company, LLC
Contact Person Carol Phillips
Address 1000 Consol Energy Drive
City, State, Zip Canonsburg, PA 15317
County Greene County
Township(s) Richhill Township
Receiving Stream(s) and Classification(s) North Fork Dunkard Fork (TSF), UNTs to Dunkard Fork, and Dunkard Fork (WWF)/Wheeling Creek Watershed
Secondary Receiving Water—Wheeling Creek

ESCGP-2 # ESX18-007-0010
Applicant Name Penn Energy Resources, LLC
Contact Person Scott Sweder
Address 1000 Commerce Drive, Park Place One, Suite 400

City, State, Zip Pittsburgh, PA 15275
County Beaver County
Township(s) New Sewickley Township
Receiving Stream(s) and Classification(s) Unnamed tributaries to Brush Creek, Brush Creek, Connoquenessing Creek, Beaver River (WWF)

ESCGP-2 # ESX18-007-0011
Applicant Name Penn Energy Resources, LLC
Contact Person Scott Sweder
Address 1000 Commerce Drive, Park Place One, Suite 400
City, State, Zip Pittsburgh, PA 15275
County Beaver County
Township(s) Marion Twp
Receiving Stream(s) and Classification(s) Unnamed tributaries to Connoquenessing Creek, Connoquenessing Creek, Beaver River (WWF)

ESCGP-2 # ESG18-059-0030
Applicant Name EQT Production Company
Contact Person Todd Klaner
Address 2400 Ansys Drive, Suite 200
City, State, Zip Canonsburg, PA 15317
County Greene County
Township(s) Morris Township
Receiving Stream(s) and Classification(s) Unnamed tributaries to Browns Creek (HQ-WWF), Browns Creek (HQ-WWF).
Secondary Receiving Water—South Fork Tenmile Creek (HQ-WWF)

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335.

ESCGP-2 # ESG18-047-0002-Keyhole F09-Q Extension
Applicant NFG Midstream Clermont, LLC
Contact Mr. Michael Kasprzak
Address 1100 State Street
City Erie State PA Zip Code 16501
County Elk
Township(s) Jones
Receiving Stream(s) and Classification(s) UNT to Maple Run (HQ-CWF) (EV), UNTs to Middle Fork East Branch Clarion River (HQ-CWF) (EV)

ESCGP-2 # ESX13-019-0009-West Pad 74
Applicant PennEnergy Resources, LLC
Contact Mr. Scott Sweder
Address 1000 Commerce Drive, Park Place One, Suite 400
City Pittsburgh State PA Zip Code 15275
County Butler

Township(s) Clinton
Receiving Stream(s) and Classification(s) UNT to Lardintown Run, Lower Allegheny River Watershed

ESCGP-2 # ESX18-019-0021—Coretsky to Patton Gas Pipeline
Applicant Mountain Gathering, LLC
Contact Mr. Dewey Chalos
Address 110 West 7th Street, Floor 4, TLB
City Fort Worth State TX Zip Code 76102
County Butler
Township(s) Connoquenessing Township and Prospect Borough
Receiving Stream(s) and Classification(s) Crab and Semiconon Runs (CWF Impaired)/UNT to Crab Run (CWF)/UNT to Semiconon Run (CWF)

ESCGP-2 # ESX13-019-0049A—West Pad 69 Major Modification
Applicant PennEnergy Resources, LLC
Contact Mr. Scott Sweder

Address 1000 Commerce Drive, Park Place One,
Suite 400
City Pittsburgh State PA Zip Code 15275
County Butler
Township(s) Clinton and Jefferson
Receiving Stream(s) and Classification(s) UNT to Davis
Run/Thorn Creek

ESCGP-2 # ESG18-019-0023—W57 to Bicker Compressor
Pipeline
Applicant Pine Run Midstream, LLC
Contact Scott Sweder
Address 1000 Commerce Drive
City Pittsburgh State PA Zip Code 15275
County Butler
Township(s) Winfield
Receiving Stream(s) and Classification(s) Little Buffalo
Creek HQ TSF, Buffalo Creek

*Eastern Region: Oil & Gas Management Program Man-
ager, 208 West Third Street, Williamsport, PA 17701.*

ESCGP-2 # ESG29-105-18-0008
Applicant Name JKLM Energy, LLC
Contact Person Scott Blauvelt
Address 2200 Georgetown Drive, Suite 500
City, State, Zip Sewickley, PA 15143-8753
County Potter
Township(s) Homer Twp.
Receiving Stream(s) and Classification(s) Primary Water-
shed(s): Big Moores Run (EV).
Secondary Watershed(s): First Fork Sinnemahoning
Creek (EV).

ESCGP-2 # ESX29-115-18-0069
Applicant Name Williams Field Services Company LLC
Contact Person Barry Mahar
Address 400 IST Center, Suite 404
City, State, Zip Horseheads, NY 14845
County Susquehanna
Township(s) Gibson Twp.
Receiving Stream(s) and Classification(s) Tunkhannock
Creek (CWF-MF) and unnamed tributaries thereto, and
Butler Creek (CWF-MF) and unnamed tributaries
thereto

ESCGP-2 # ESG29-081-18-0048
Applicant Name Range Resources—Appalachia, LLC
Contact Person Karl Matz
Address 3000 Town Center Boulevard
City, State, Zip Canonsburg, PA 15317
County Lycoming
Township(s) Cogan House Twp.
Receiving Stream(s) and Classification(s) Primary Water-
shed(s): (1) UNT to Big Sandy Run (HQ-CWF), (2) Big
Sandy Run (HQ-CWF), and (3) Hoagland Run
(HQ-CWF).
Secondary Watershed(s): (1) Big Sandy Run (HQ-CWF),
(2) Hoagland Run (HQ-CWF), and (3) Lycoming Creek
(EV).

ESCGP-2 # ESX29-015-18-0047
Applicant Name SWN Production Company, LLC
Contact Person Nicki Atkinson
Address 917 S.R. 92 North
City, State, Zip Tunkhannock, PA 18657
County Bradford
Township(s) Herrick Twp.
Receiving Stream(s) and Classification(s) UNT to Cold
Creek (WWF/MF)
Secondary: Cold Creek and Wyalusing Creek

ESCGP-2 # ESX12-081-0154 (02)
Applicant Name Regency Marcellus Gas Gathering, LLC
Contact Person Douglas Speerstra
Address 101 West Third Street
City, State, Zip Williamsport, PA 17701
County Lycoming, Sullivan, Bradford
Township(s) McNett, Fox and Canton Twps.
Receiving Stream(s) and Classification(s) UNT Towanda
Creek (CWF, MF), North Branch Rock Run (EV, MF),
Rock Run (EV), Shradler Creek (EV)
Secondary: Towanda Creek, Rock Run and Schrader
Creek

ESCGP-2 # ESG29-117-18-0040
Applicant Name Eclipse Resources—PA, L.P.
Contact Person Steven Lyncha
Address 2121 Old Gatesburg Road, Suite 110
City, State, Zip State College, PA 16803
County Tioga
Township(s) Clymer Twp.
Receiving Stream(s) and Classification(s) Potter Brook
(HQ-CWF)

ESCGP-2 # ESG29-115-18-0048
Applicant Name Williams Field Services, LLC
Contact Person Barry Mahar
Address 400 IST Center, Suite 404
City, State, Zip Horseheads, NY 14845
County Susquehanna
Township(s) Great Bend and Liberty Twps.
Receiving Stream(s) and Classification(s) Snake Creek
(CWF-MF) and tributaries thereto; Tributary to DuBois
Creek (CWF-MF); Susquehanna River (WWF, MF) and
tributaries (CWF-MF) thereto; Trowbridge Creek
(CWF-MF) and tributaries thereto

ESCGP-2 # ESG29-105-18-0009
Applicant Name Eclipse Resources—PA, LP
Contact Person Steven J. Lyncha
Address 2121 Old Gatesburg Road, Suite 110
City, State, Zip State College, PA 16803
County Potter
Township(s) Hector Twp.
Receiving Stream(s) and Classification(s) Primary Water-
shed(s): (1) Potter Brook (HQ-CWF), and (2) UNT to
Phoenix Run (HQ-CWF).
Secondary Watershed(s): (1) Cowanesque River (CWF,
MF), and (2) Phoenix Run (HQ-CWF).

ESCGP-2 # ESG29-117-18-0036
Applicant Name REPSOL Oil and Gas USA, LLC
Contact Person Lance Ridall
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Tioga
Township(s) Ward Twp.
Receiving Stream(s) and Classification(s) Tioga River
(CWF)

ESCGP-2 # ESX29-115-18-0065
Applicant Name Williams Field Services Company, LLC
Contact Person Barry Mahar
Address 310 State Route 29 North
City, State, Zip Tunkhannock, PA 18657-7845
County Susquehanna
Township(s) Bridgewater Twp.
Receiving Stream(s) and Classification(s) East Branch
Wyalusing Creek (CWF-MF) and Snake Creek
(CWF-MF)

ESCGP-2 # ESG29-117-18-0035

Applicant Name Eclipse Resources—PA, L.P.
 Contact Person Bruce Carpenter
 Address 2121 Old Gatesburg Road, Suite 110
 City, State, Zip State College, PA 16803
 County Tioga
 Township(s) Gaines Twp.
 Receiving Stream(s) and Classification(s) Pine Creek (EV)

ESCGP-2 # ESX29-115-18-0074

Applicant Name Williams Field Services Company, LLC
 Contact Person Barry Mahar
 Address 310 State Route 29 North
 City, State, Zip Tunkhannock, PA 18657-7845
 County Susquehanna
 Township(s) Auburn Twp.
 Receiving Stream(s) and Classification(s) Riley Creek
 (CWF, MF) and unnamed tributaries thereto

ESCGP-2 # ESX29-115-18-0072

Applicant Name Williams Field Services Company, LLC
 Contact Person Adam Weightman
 Address 400 IST Center, Suite 404
 City, State, Zip Horseheads, NY 14845
 County Susquehanna
 Township(s) Springville Twp.
 Receiving Stream(s) and Classification(s) North Branch
 Meshoppen Creek (CWF-MF)

ESCGP-2 # ESX29-115-18-0076

Applicant Name Williams Field Services Company, LLC
 Contact Person Barry Mahar
 Address 310 State Route 29 North
 City, State, Zip Tunkhannock, PA 18657-7845
 County Susquehanna
 Township(s) Auburn and Springville Twps.

Receiving Stream(s) and Classification(s) Meshoppen
 Creek (CWF, MF) and West Branch Meshoppen Creek
 (CWF, MF)

ESCGP-2 # ESX29-115-18-0075

Applicant Name Williams Field Services Company, LLC
 Contact Person Barry Mahar
 Address 400 IST Center, Suite 404
 City, State, Zip Horseheads, NY 14845
 County Susquehanna
 Township(s) Forest Lake Twp.
 Receiving Stream(s) and Classification(s) Tributaries to
 Middle Branch Wyalusing Creek (CWF-MF)

ESCGP-2 # ESG29-115-18-0059

Applicant Name SWN Production Company, LLC
 Contact Person Tim Smith
 Address 10000 Energy Drive
 City, State, Zip Spring, TX 77389
 County Susquehanna
 Township(s) Franklin and Liberty Twps.
 Receiving Stream(s) and Classification(s) Snake Creek
 (CWF-MF) and unnamed tributaries thereto; and Sil-
 ver Creek (EV, CWF-MF) and unnamed tributaries
 thereto

ESCGP-2 # ESG29-105-18-0010

Applicant Name JKLM Energy, LLC
 Contact Person Scott C. Blauvelt
 Address 2200 Georgetown Drive, Suite 500
 City, State, Zip Sewickley, PA 15143
 County Potter
 Township(s) Hector Twp.
 Receiving Stream(s) and Classification(s) Primary Water-
 shed(s): UNT to Phoenix Run (HQ-CWF).
 Secondary Watershed(s): Phoenix Run (HQ-CWF).

SPECIAL NOTICES

AIR QUALITY**Revision to the Registered ERCs in the Commonwealth's ERC Registry**

The Department of Environmental Protection (Department) has approved the following Emission reduction credits (ERCs) and entered into ERC registry system. ERCs are surplus, permanent, quantified and Federally enforceable emission reductions used to offset emission increases of criteria pollutants. The Department maintains an ERC registry in accordance with the requirements of 25 Pa. Code § 127.209. Prior to registration of the credits, ERC Registry Applications are reviewed and approved by the Department to confirm that the ERCs meet the requirements of 25 Pa. Code §§ 127.206—127.208. Registration of the credits in the ERC registry system constitutes certification that the ERCs satisfy applicable requirements.

The certified ERCs shown as follows, in tons per year (tpy), satisfy the applicable ERC requirements contained in 25 Pa. Code §§ 127.206—127.208. ERCs created from the curtailment or shutdown of a source or facility expires for use as offsets 10 years after the emission reduction occurs. ERCs generated by the over control of emissions by an existing facility do not expire for use as offsets. However, credits in the registry that are not used in a plan approval will be discounted if new air quality requirements are adopted by the Department or United States Environmental Protection Agency.

For additional information concerning this listing of certified ERCs, contact the Bureau of Air Quality, Division of Permits, Department of Environmental Protection, 12th Floor, Rachel Carson State Office Building, P.O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-4325. This Pennsylvania ERC registry report, ERC Registry application and instructions are located at <http://www.dep.pa.gov/Business/Air/BAQ/Permits/Pages/EmissionCredit.aspx>. Below are the listings of changes compared to the previous quarter.

Bureau of Air Quality
Summary of Revised Certified ERCs
[October 1 to December 31]
[2018]

<i>Facility information</i>	<i>Criteria Pollutant or Precursor</i>	<i>Certified ERCs Available (tpy)</i>	<i>Expiration date</i>	<i>Intended use of ERCs</i>
FXI Inc. (f.k.a. Foamex, L.P.) Source Location: 1500 East 2nd Street, Eddystone County: Delaware Contact Person: John F. McLaverty Telephone Number: (610) 245-2765	NO _x SO _x CO	7.67 1.03 26.93	12/31/2018 12/31/2018 12/31/2018	Trading
				[Expired]
Kutztown University of Pennsylvania Sources: # 031, # 032, # 033, # 034 Source Location: Maxatawny Township County: Berks Contact Person: Thomas Green Telephone Number: (610) 683-4126	NO _x VOCs PM _{2.5}	25.32 0.21 5.08	12/31/2018 12/31/2018 12/31/2018	Trading
				[Expired]

Summary of Revised ERC Transactions
[October 1 to December 31]
[2018]

The following ERC transactions are approved by the Bureau of Air Quality, Department of Environmental Protection, Commonwealth of Pennsylvania. The ERC transaction requirements are specified in 25 Pa. Code § 127.208.

ERC GENERATING/HOLDER FACILITY INFORMATION

ERC Generating Facility Name: Sun Company, Inc.
Location of Source: Marcus Hook Borough, Delaware County, Pennsylvania
ERC Holder: Sunoco Partners, Marketing & Terminal L.P.
Certified ERCs: 143.45 tpy VOCs
Amount of ERCs used as offsets: 0.83 tpy VOCs
Plan Approval Number: 23-0119H
Original Issued Date of Plan Approval: 4/13/2018
Date of ERCs available for future use: 11/05/2018
ERCs available for future use: 142.62 tpy VOCs
Expiration Date: None

Final State Water Quality Certification

Required by Section 401 of the Clean Water Act for the Line N to Monaca Pipeline

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, P.E., 412.442.4149.

WQ05-022, National Fuel Gas Supply Corporation (Applicant), 1100 State Street, Erie, PA 16501. Line N to Monaca Pipeline Project (Project), in Center and Potter Townships, **Beaver County** and Buffalo Township, **Washington County**, Pittsburgh ACOE District. The proposed project starts at Applicant's existing Line N

pipeline in Center Township (Aliquippa, PA Quadrangle N: 40° 36' 58.39"; W: 80° 18' 8.94") and ends at the Shell Chemical Appalachia, LLC (Shell) Pennsylvania Chemical Project facility (Shell Facility) (Beaver, PA Quadrangle N: 40° 39' 45.88"; W: 80° 20' 20.23"). Additional work is located at Applicant's existing Buffalo Compressor Station in Buffalo Township, Washington County (Washington West, PA Quadrangle N: 40° 9' 25.47"; W: 80° 20' 38.92").

On March 23, 2018, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) under the prior notice provisions set forth in 18 CFR 157.205, 157.208, 157.210, and 157.211 for authorization to construct and operate its Project (FERC Docket No. CP18-135-000). The Applicant's submission may be viewed on FERC's website at www.ferc.gov (search eLibrary; Docket Search; Docket No. CP18-135-000).

On March 26, 2018, Applicant requested a State water quality certification from the Department of Environmental Protection (Department), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in this Commonwealth through compliance with State water quality standards and associated State law requirements, which are consistent with the requirements of the Clean Water Act.

The Project includes an approximately 4.5 mile-long, 12-inch diameter pipeline for the purpose of transporting natural gas from Applicant's existing Line N transmission pipeline in Center Township at the proposed interconnect to a proposed metering and regulating (M&R) station located at the Shell Facility in Potter Township. The Project also includes installation of a new mainline valve adjacent to the interconnect in Center Township; and installation of a pipeline heater, pressure control worker monitor setup (single run with manual bypass), measurement, and a regulation building at Applicant's existing Buffalo Compressor Station in Buffalo Township. The Project will require approximately 80.5 acres of earth disturbance, and impacts to 770 linear feet of streams classified as Warm Water Fishes (WWF), including un-

named tributaries (UNTs) to Raccoon Creek, Shafers Run, UNTs to Shafers Run, and UNTs to Poorhouse Run; 1.65 acre of floodway; 0.03 acre of temporary palustrine emergent wetland impacts.

The Department published notice of its proposed State water quality certification in the *Pennsylvania Bulletin* on June 9, 2018 (Vol. 48 Pa.B. No. 23) and received 0 comments from the public.

The Department certifies to Applicant that the construction, operation and maintenance of the Project will not violate applicable State water quality standards set forth in 25 Pa. Code Chapter 93, provided Applicant complies with the permitting programs, criteria and conditions established pursuant to State law and specifically Permits No. GP050417242-53, GP080417246-60, GP070417201, ESG00-007-17-0004, ESG00-007-17-0005, and PAG10-9616 and all modifications and/or amendments thereto:

1. *Discharge Permit*—Applicant shall comply with the existing Department National Pollutant Discharge Elimination System (NPDES) permit for the discharge of water from the hydrostatic testing of the pipeline and any modifications and/or amendments thereto under Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1—691.1001), and all applicable implementing regulations (25 Pa. Code Chapter 92a).

2. *Erosion and Sediment Control Permit*—Applicant shall comply with the Department's existing Chapter 102 Erosion and Sediment Control General Permits for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment and any modifications and/or amendments thereto issued under Pennsylvania's Clean Streams Law and Storm Water Management Act (32 P.S. §§ 680.1—680.17), and all applicable implementing regulations (25 Pa. Code Chapter 102).

3. *Water Obstruction and Encroachment Permits*—Applicant shall comply with Department Chapter 105 Water Obstruction and Encroachment Permits for the construction, operation and maintenance of all water obstructions and encroachments associated with the project and any modifications and/or amendments thereto under Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P.S. §§ 673.1—693.27), and Flood Plain Management Act (32 P.S. §§ 679.101—679.601.), and all applicable implementing regulations (25 Pa. Code Chapter 105).

4. *Water Quality Monitoring*—The Department retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by any operational and construction process that may be employed by Applicant.

5. *Operation*—Applicant shall at all times properly operate and maintain all Project facilities and systems of treatment and control (and related appurtenances) which are installed to achieve compliance with the terms and conditions of this State Water Quality Certification and all required permits, authorizations and approvals. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by Applicant.

6. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required State water quality permits and State water quality standards. A copy

of this certification shall be available for inspection by the Department during such inspections of the Project.

7. *Transfer of Projects*—If Applicant intends to transfer any legal or equitable interest in the Project which is affected by this State Water Quality Certification, Applicant shall serve a copy of this certification upon the prospective transferee of the legal and equitable interest at least 30 days prior to the contemplated transfer and shall simultaneously inform the Department Regional Office of such intent. Notice to PADEP shall include a transfer agreement signed by the existing and new owner containing a specific date for transfer of certification responsibility, coverage, and liability between them.

8. *Correspondence*—All correspondence with and submissions to PADEP concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Program Manager, Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222.

9. *Reservation of Rights*—The Department may suspend or revoke this State Water Quality Certification if it determines that Applicant has not complied with the terms and conditions of this certification. The Department may require additional measures to achieve compliance with applicable law, subject to Applicant's applicable procedural and substantive rights.

10. *Other Laws*—Nothing in this State Water Quality Certification shall be construed to preclude the institution of any legal action or relieve Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable Federal or State law or regulation.

11. *Severability*—The provisions of this State Water Quality Certification are severable and should any provision of this certification be declared invalid or unenforceable, the remainder of the certification shall not be affected thereby.

12. *Seasonal Restriction*—Where disturbance is necessary, the United States Fish and Wildlife Service advises that clearing natural or semi-natural habitats (e.g. forests, woodlots, reverting fields, shrubby areas) and maintenance activities (e.g. mowing) occur between September 1 and March 31, which is outside the nesting season for most native bird species.

13. *Archaeological Artifacts*—The permittee and his/her agents will be watchful for archaeological artifacts and will assure that ground disturbance activities will cease immediately upon discovery of archaeological artifacts, and immediately notify the Department Regional Office and the Pennsylvania Historical and Museum Commission at P.O. Box 1026, Harrisburg, PA 17120-1026, telephone (717) 783-8947.

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Federal Natural Gas Act (15 U.S.C.A. § 717r(d)), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 United States Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Important legal rights are at stake, so you should show this document to a lawyer at once.

Public Hearing on Intent to Issue NPDES Permit to Specialty Granules, LLC

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

NPDES No. PA0279617 (Mining Permit No. 01180301), Specialty Granules, LLC, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214. Receiving streams: unnamed tributary to/and Toms Creek, classified for the following uses: High Quality, Cold Water Fishes and Migratory Fishes. The NPDES permit facilitates two NPDES outfalls identified as outfall 001 and 002. Outfall 001 is located at 39° 46' 9.23" N, 77° 26' 37.99" W on the right-hand side of Toms Creek along Gum Springs Road. Outfall 002 is located at 39° 46' 04.80" N, 77° 26' 09.11" W on the left-hand side of Unnamed Tributary to Toms Creek along Iron Springs Road. A public hearing will be held on Wednesday, January 30, 2019 at the Fairfield Fire and EMS Building, 106 Steelman Street, Fairfield, PA 17320. The purpose of the public hearing is to discuss the mining permit application and associated NPDES permit. The hearing will address topics identified by the public in previous comments including the following: Social or Economic Justification submitted by the applicant to justify lower water quality discharges, naturally occurring asbestos, historically significant features and any other aspects of the permit application. An open house will be conducted between 6:30 PM to 7:00 PM, during which time Department representatives will be available to answer questions concerning the permit application. Beginning at 7:00 PM, formal comments regarding the permit application will be accepted. Those interested in making a formal comment will have the option of voicing their comment for the official record during the public hearing or submitting a written comment within two weeks of the public hearing. Attendees who choose to voice their comment will be called upon one at a time and allotted five minutes to speak. Commentators are encouraged to provide a written transcript of oral comments to the Department. A copy of the permit application is on file for public review at the Adams County Conservation District, 670 Old Harrisburg Road, Suite 201, Gettysburg, PA 17325 and at the Department of Environmental Protection, Ebensburg District Office, 286 Industrial Park Road, Ebensburg, PA 15931-4119, phone number 814.472.1900. The notice that this application was received was published in the *Pennsylvania Bulletin* on February 3, 2018.

[Pa.B. Doc. No. 18-2011. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Availability of Technical Guidance

Technical guidance documents (TGD) are available on the Department of Environmental Protection's (Department) web site at www.elibrary.dep.state.pa.us. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final TGDs are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft TGDs.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download TGDs. When this option is not available, persons can order a paper copy of any of the Department's draft or final TGDs by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to TGDs

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person listed with each document.

Rescission of Existing TGD

DEP ID: 560-0700-302. **Title:** Review of Surface Mining Permit Applications by the Fish and Boat Commission. **Description:** The coordination between the Fish and Boat Commission and the Department is established by a Memorandum of Understanding (MOU), making this TGD redundant and unnecessary.

Contact: Questions regarding this TGD should be directed to Michael Plazek, (717) 787-4814 or miplazek@pa.gov.

Effective Date: December 29, 2018

DEP ID: 560-0700-303. **Title:** Review of Surface Mining Permit Applications by the Game Commission. **Description:** The coordination between the Game Commission and the Department is established by an MOU, making this TGD redundant and unnecessary.

Contact: Questions regarding this TGD should be directed to Michael Plazek, (717) 787-4814 or miplazek@pa.gov.

Effective Date: December 29, 2018

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-2012. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Planning Grant Award under Section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act, Act 101 of 1988

The Department of Environmental Protection announces the following grant to Lancaster County under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P.S. § 4000.901) and section 208 of the Small Business and Household Pollution Prevention Program Act (35 P.S. § 6029.208).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by Act 101 for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101 (53 P.S. §§ 4000.701 and 4000.702), and the availability of funds in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Mark Vottero, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, P.O. Box 8472, Harrisburg, PA 17105-8472 at mvottero@pa.gov or (717) 772-5719.

Act 101, Section 901 Planning Grant

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project</i>	<i>Grant</i>
Southcentral	Lancaster	Lancaster County	Planning	\$73,411

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-2013. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Public Notice of the Deadline Extension to Submit Annual Reports for Concentrated Animal Feeding Operations under the PAG-12 National Pollutant Discharge Elimination System General Permit

The Department of Environmental Protection (Department) is providing notice to the public of an extension to submit annual reports to continue operating under the National Pollutant Discharge Elimination System General Permit for Concentrated Animal Feeding Operations (CAFO), PAG-12. This notice is an administrative one-time modification to the existing PAG-12. The Department issued a revised PAG-12 on April 1, 2018, that directed permittees to submit an annual report to the Department by January 1 of each year to continue operations. The initial date to submit an annual report under the revised PAG-12 is January 1, 2019. Prior to this revision, the reporting deadline was February 15. The Department is hereby extending the deadline for submission of the 2018 report to February 15, 2019. This extension is only effective for the CAFO annual reports due in 2019. Thereafter, the CAFO annual reports under PAG-12 shall be due January 1 of each year, as set forth in the permit.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-2014. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Renal Disease Advisory Committee Meeting

The Renal Disease Advisory Committee, established by section 4 of the act of June 23, 1970 (P.L. 419, No. 140) (35 P.S. § 6204), will hold its quarterly public meeting on Friday, January 18, 2019, from 10 a.m. to 1 p.m. The purpose of the meeting is to discuss new and ongoing issues relating to treatment of chronic renal disease and the Department of Health's programs related to care and treatment. The meeting will be held in Conference Room 907, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact Tara Trego, Director, Division of Child and Adult Health Services, 7th Floor East, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 772-2762, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-2015. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); Maximum Allowable Prices and Competitive Prices

Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) (relating to selection criteria for authorization and reauthorization; and terms and conditions of participation) and 7 CFR 246.12 (relating to food delivery methods), the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective January 1, 2019, through March 31, 2019, the Maximum Allowable Prices the Department of Health (Department) will pay Type 1 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.35
Beans/Peas—Dry—16 oz.	\$2.18
Canned Fish—Pink Salmon	\$2.20
Canned Fish—Sardines	\$1.50
Canned Fish—Tuna	\$1.29
Cereal (per oz.)	\$0.33
Cheese, 16 oz.	\$7.31
Eggs	\$2.35
Infant Cereal—8 oz.	\$2.55
Infant Fruits, 100%—4 oz.	\$1.07
Infant Vegetables, 100%—4 oz.	\$1.07
Infant Meats, 100%—2.5 oz.	\$1.16
Juice—11.5/12 oz.	\$2.76
Juice—48 oz.	\$3.45
Juice—64 oz.	\$4.19
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.27
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.27
Milk, Dry—25.6 oz.	\$9.55
Milk, Evaporated—12 oz.	\$1.53
Milk, Lowfat and 2%—quart	\$1.36
Milk, Lowfat and 2%—1/2 gallon	\$2.29
Milk, Lowfat and 2% Lactose Free—quart	\$2.42
Milk, Lowfat and 2% Lactose Free—1/2 gallon	\$4.09
Milk, Whole—quart	\$1.45
Milk, Whole—1/2 gallon	\$2.29
Milk, Whole Lactose Free—quart	\$2.67
Milk, Whole Lactose Free—1/2 gallon	\$4.19
Peanut Butter—16—18 oz.	\$3.29
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.29
Soy Beverage—8th Continent 64 oz.	\$3.89
Tofu—16 oz.	\$2.57
Whole Grain—Bread, 16 oz.	\$3.49
Whole Grain—Bread, 24 oz.	\$3.95
Whole Grain—Brown Rice, 16 oz.	\$1.80
Whole Grain—Brown Rice, 24 oz.	\$3.32
Whole Grain—Oats, 16 oz.	\$2.44
Whole Grain—Oats, 24 oz.	\$5.39
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.57

<i>Description</i>	<i>Maximum Allowable Price</i>
Whole Wheat Pasta	\$1.37
Yogurt Nonfat	\$3.30
Yogurt Lowfat	\$3.30
Yogurt Wholefat	\$3.40
Boost RTF Formula—8 oz.	\$1.79
EnfaCare RTF Formula—32 oz.	\$7.30
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.00
Nutramigen Concentrate Formula—13 oz.	\$7.59
Nutramigen RTF Formula—32 oz.	\$10.39
Nutramigen w/Enflora Powder Formula—12.6 oz.	\$26.40
Pediasure RTF Formula—8 oz.	\$1.93
Pediasure w/Fiber RTF Formula—8 oz.	\$2.09
Pediasure Sidekicks RTF Formula—8 oz.	\$1.95
Similac Advance Concentrate Formula—Blue—13 oz.	\$5.45
Similac Advance RTF Formula—Blue—32 oz.	\$7.65
Similac Advance Powder Formula—Blue—12.4 oz.	\$16.36
Similac Expert Care Alimentum RTF Formula—32 oz.	\$10.39
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$28.39
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$7.99
Similac Expert Care NeoSure RTF Formula—32 oz.	\$8.95
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$18.29
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$22.49
Similac for Spit Up RTF Formula—Green—32 oz.	\$8.05
Similac for Spit Up Powder Formula—Green—12.0 oz.	\$17.19
Similac Sensitive RTF Formula—Orange—32 oz.	\$7.49
Similac Sensitive Powder Formula—Orange—12.0 oz.	\$16.59
Similac Soy Isomil Concentrate Formula—Pink—13 oz.	\$5.51
Similac Soy Isomil RTF Formula—Pink—32 oz.	\$8.09
Similac Soy Isomil Powder Formula—Pink—12.4 oz.	\$16.69
Similac Total Comfort Powder Formula—Purple—12.0 oz.	\$16.69

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2 (relating to price adjustment).

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective, January 1, 2019, through March 31, 2019, the Competitive Prices for WIC Authorization for Type 1 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.29
Beans/Peas—Dry—16 oz.	\$1.98
Canned Fish—Pink Salmon	\$2.19

<i>Description</i>	<i>Competitive Prices</i>
Canned Fish—Sardines	\$1.43
Canned Fish—Tuna	\$1.19
Cereal (per oz.)	\$0.31
Cheese, 16 oz.	\$6.84
Eggs	\$2.29
Infant Cereal—8 oz.	\$2.44
Infant Fruits, 100%—4 oz.	\$0.94
Infant Vegetables, 100%—4 oz.	\$0.94
Infant Meats, 100%—2.5 oz.	\$1.15
Juice—11.5/12 oz.	\$2.59
Juice—48 oz.	\$3.30
Juice—64 oz.	\$3.79
Kosher Cheese—16 oz.	\$7.79
Kosher Lowfat Milk—1/2 gallon	\$3.15
Kosher Whole Milk—1/2 gallon	\$3.19
Milk, Lowfat—1/2 gallon	\$2.15
Milk, Whole—1/2 gallon	\$2.22
Peanut Butter—16—18 oz.	\$3.20
Whole Grain—Bread, 16 oz.	\$3.35
Whole Grain—Brown Rice, 16 oz.	\$1.69
Whole Grain—Oats, 16 oz.	\$2.39
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.43
Whole Wheat Pasta	\$1.35
Similac Advance Concentrate Formula—Blue—13 oz.	\$5.35
Similac Advance Powder Formula—Blue—12.4 oz.	\$16.36
Similac Soy Isomil Concentrate Formula—Pink—13 oz.	\$5.51
Similac Soy Isomil Powder Formula—Pink—12.4 oz.	\$16.69

Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective January 1, 2019, through March 31, 2019, the Maximum Allowable Prices the Department will pay Type 2 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.45
Beans/Peas—Dry—16 oz.	\$2.26
Canned Fish—Pink Salmon	\$2.26
Canned Fish—Sardines	\$1.59
Canned Fish—Tuna	\$1.35
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$7.33
Eggs	\$2.45
Infant Cereal—8 oz.	\$2.65
Infant Fruits, 100%—4 oz.	\$1.10
Infant Vegetables, 100%—4 oz.	\$1.10
Infant Meats, 100%—2.5 oz.	\$1.22
Juice—11.5/12 oz.	\$2.91
Juice—48 oz.	\$3.59
Juice—64 oz.	\$4.48
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.27

<i>Description</i>	<i>Maximum Allowable Price</i>
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.46
Milk, Dry—25.6 oz.	\$9.65
Milk, Evaporated—12 oz.	\$1.63
Milk, Lowfat and 2%—quart	\$1.42
Milk, Lowfat and 2%—1/2 gallon	\$2.32
Milk, Lowfat and 2% Lactose Free—quart	\$2.52
Milk, Lowfat and 2% Lactose Free—1/2 gallon	\$4.29
Milk, Whole—quart	\$1.50
Milk, Whole—1/2 gallon	\$2.49
Milk, Whole Lactose Free—quart	\$2.76
Milk, Whole Lactose Free—1/2 gallon	\$4.39
Peanut Butter—16—18 oz.	\$3.49
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.35
Soy Beverage—8th Continent 64 oz.	\$3.99
Tofu—16 oz.	\$2.62
Whole Grain—Bread, 16 oz.	\$3.55
Whole Grain—Bread, 24 oz.	\$4.00
Whole Grain—Brown Rice, 16 oz.	\$1.95
Whole Grain—Brown Rice, 24 oz.	\$3.39
Whole Grain—Oats, 16 oz.	\$2.55
Whole Grain—Oats, 24 oz.	\$5.89
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.59
Whole Wheat Pasta	\$1.64
Yogurt Nonfat	\$3.35
Yogurt Lowfat	\$3.35
Yogurt Wholefat	\$3.45
Boost RTF Formula—8 oz.	\$1.85
EnfaCare RTF Formula—32 oz.	\$7.44
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.04
Nutramigen Concentrate Formula—13 oz.	\$7.65
Nutramigen RTF Formula—32 oz.	\$10.49
Nutramigen w/Enflora Powder Formula—12.6 oz.	\$26.45
Pediasure RTF Formula—8 oz.	\$1.99
Pediasure w/Fiber RTF Formula—8 oz.	\$2.15
Pediasure Sidekicks RTF Formula—8 oz.	\$2.04
Similac Advance Concentrate—Blue Formula—13 oz.	\$5.50
Similac Advance RTF—Blue Formula—32 oz.	\$7.75
Similac Advance Powder—Blue Formula—12.4 oz.	\$16.48
Similac Expert Care Alimentum RTF Formula—32 oz.	\$10.49
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$28.79
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$8.09
Similac Expert Care NeoSure RTF Formula—32 oz.	\$9.07
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$18.49
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$22.55
Similac for Spit Up RTF Formula—Green—32 oz.	\$8.15
Similac for Spit Up Powder Formula—Green—12.0 oz.	\$17.49
Similac Sensitive RTF Formula—Orange—32 oz.	\$7.70
Similac Sensitive Powder Formula—Orange—12.0 oz.	\$16.79
Similac Soy Isomil Concentrate—Pink Formula—13 oz.	\$5.69

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Soy Isomil RTF—Pink Formula—32 oz.	\$8.29
Similac Soy Isomil Powder—Pink Formula— 12.4 oz.	\$16.99
Similac Total Comfort Powder Formula— Purple—12.0 oz.	\$16.79

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective January 1, 2019, through March 31, 2019, the Competitive Prices for WIC Authorization for Type 2 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.30
Beans/Peas—Dry—16 oz.	\$2.10
Canned Fish—Pink Salmon	\$2.25
Canned Fish—Sardines	\$1.49
Canned Fish—Tuna	\$1.27
Cereal (per oz.)	\$0.32
Cheese, 16 oz.	\$6.86
Eggs	\$2.39
Infant Cereal—8 oz.	\$2.50
Infant Fruits, 100%—4 oz.	\$0.99
Infant Vegetables, 100%—4 oz.	\$0.99
Infant Meats, 100%—2.5 oz.	\$1.20
Juice—11.5/12 oz.	\$2.72
Juice—48 oz.	\$3.37
Juice—64 oz.	\$4.05
Kosher Cheese—16 oz.	\$7.89
Kosher Lowfat Milk—1/2 gallon	\$3.19
Kosher Whole Milk—1/2 gallon	\$3.25
Milk, Lowfat—1/2 gallon	\$2.19
Milk, Whole—1/2 gallon	\$2.25
Peanut Butter—16—18 oz.	\$3.30
Whole Grain—Bread, 16 oz.	\$3.39
Whole Grain—Brown Rice, 16 oz.	\$1.79
Whole Grain—Oats, 16 oz.	\$2.49
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.45
Whole Wheat Pasta	\$1.60
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.40
Similac Advance Powder Formula—Blue— 12.4 oz.	\$16.48
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.69
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$16.99

Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective January 1, 2019, through March 31, 2019, the Maximum Allowable Prices the Department will pay Type 3 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.47
Beans/Peas—Dry—16 oz.	\$2.35
Canned Fish—Pink Salmon	\$2.30
Canned Fish—Sardines	\$1.65
Canned Fish—Tuna	\$1.40
Cereal (per oz.)	\$0.36
Cheese, 16 oz.	\$7.35
Eggs	\$3.05
Infant Cereal—8 oz.	\$2.70
Infant Fruits, 100%—4 oz.	\$1.15
Infant Vegetables, 100%—4 oz.	\$1.15
Infant Meats, 100%—2.5 oz.	\$1.27
Juice—11.5/12 oz.	\$2.96
Juice—48 oz.	\$3.70
Juice—64 oz.	\$4.57
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.30
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.55
Milk, Dry—25.6 oz.	\$9.75
Milk, Evaporated—12 oz.	\$1.70
Milk, Lowfat and 2%—quart	\$1.47
Milk, Lowfat and 2%—1/2 gallon	\$2.62
Milk, Lowfat and 2% Lactose Free—quart	\$2.59
Milk, Lowfat and 2% Lactose Free—1/2 gallon	\$4.39
Milk, Whole—quart	\$1.57
Milk, Whole—1/2 gallon	\$2.69
Milk, Whole Lactose Free—quart	\$2.86
Milk, Whole Lactose Free—1/2 gallon	\$4.49
Peanut Butter—16—18 oz.	\$3.59
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.45
Soy Beverage—8th Continent 64 oz.	\$4.16
Tofu—16 oz.	\$2.72
Whole Grain—Bread, 16 oz.	\$3.63
Whole Grain—Bread, 24 oz.	\$4.07
Whole Grain—Brown Rice, 16 oz.	\$2.09
Whole Grain—Brown Rice, 24 oz.	\$3.59
Whole Grain—Oats, 16 oz.	\$2.70
Whole Grain—Oats, 24 oz.	\$6.11
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.64
Whole Wheat Pasta	\$2.17
Yogurt Nonfat	\$3.40
Yogurt Lowfat	\$3.40
Yogurt Wholefat	\$3.50
Boost RTF Formula—8 oz.	\$1.89
EnfaCare RTF Formula—32 oz.	\$7.74
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.81
Nutramigen Concentrate Formula—13 oz.	\$7.69
Nutramigen RTF Formula—32 oz.	\$10.59
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$26.55
Pediasure RTF Formula—8 oz.	\$2.30
Pediasure w/Fiber RTF Formula—8 oz.	\$2.40
Pediasure Sidekicks RTF Formula—8 oz.	\$2.16
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.65
Similac Advance RTF Formula—Blue—32 oz.	\$7.85

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Advance Powder Formula—Blue— 12.4 oz.	\$17.27
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.69
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$29.19
Similac Expert Care for Diarrhea RTF Formula— 32 oz.	\$8.29
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.24
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$18.69
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.29
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.29
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$17.89
Similac Sensitive RTF Formula—Orange— 32 oz.	\$8.19
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$16.99
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.79
Similac Soy Isomil RTF Formula—Pink— 32 oz.	\$8.49
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$17.19
Similac Total Comfort Powder Formula— Purple—12.0 oz.	\$17.29

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective January 1, 2019, through March 31, 2019, the Competitive Prices for WIC authorization for Type 3 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.39
Beans/Peas—Dry—16 oz.	\$2.12
Canned Fish—Pink Salmon	\$2.29
Canned Fish—Sardines	\$1.54
Canned Fish—Tuna	\$1.30
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$6.88
Eggs	\$2.99
Infant Cereal—8 oz.	\$2.55
Infant Fruits, 100%—4 oz.	\$1.02
Infant Vegetables, 100%—4 oz.	\$1.02
Infant Meats, 100%—2.5 oz.	\$1.25
Juice—11.5/12 oz.	\$2.77
Juice—48 oz.	\$3.59
Juice—64 oz.	\$4.20
Kosher Cheese—16 oz.	\$8.30
Kosher Lowfat Milk—1/2 gallon	\$3.29
Kosher Whole Milk—1/2 gallon	\$3.35

<i>Description</i>	<i>Competitive Prices</i>
Milk, Lowfat—1/2 gallon	\$2.49
Milk, Whole—1/2 gallon	\$2.52
Peanut Butter—16—18 oz.	\$3.40
Whole Grain—Bread, 16 oz.	\$3.45
Whole Grain—Brown Rice, 16 oz.	\$2.05
Whole Grain—Oats, 16 oz.	\$2.65
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.58
Whole Wheat Pasta	\$2.10
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.55
Similac Advance Powder Formula—Blue— 12.4 oz.	\$17.27
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.79
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$17.19

Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties.

Maximum Allowable Prices

Effective January 1, 2019, through March 31, 2019, the Maximum Allowable Prices the Department will pay Type 1 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.38
Beans/Peas—Dry—16 oz.	\$2.20
Canned Fish—Pink Salmon	\$2.27
Canned Fish—Sardines	\$1.60
Canned Fish—Tuna	\$1.35
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$7.45
Eggs	\$2.45
Infant Cereal—8 oz.	\$2.62
Infant Fruits, 100%—4 oz.	\$1.09
Infant Vegetables, 100%—4 oz.	\$1.09
Infant Meats, 100%—2.5 oz.	\$1.20
Juice—11.5/12 oz.	\$2.85
Juice—48 oz.	\$3.54
Juice—64 oz.	\$4.25
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.27
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.43
Milk, Dry—25.6 oz.	\$9.65
Milk, Evaporated—12 oz.	\$1.59
Milk, Lowfat and 2%—quart	\$1.40
Milk, Lowfat and 2%—1/2 gallon	\$2.32
Milk, Lowfat and 2% Lactose Free—quart	\$2.52
Milk, Lowfat and 2% Lactose Free—1/2 gallon ...	\$4.19
Milk, Whole—quart	\$1.52
Milk, Whole—1/2 gallon	\$2.49
Milk, Whole Lactose Free—quart	\$2.75
Milk, Whole Lactose Free—1/2 gallon	\$4.29
Peanut Butter—16—18 oz.	\$3.40
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.35

<i>Description</i>	<i>Maximum Allowable Price</i>
Soy Beverage—8th Continent 64 oz.	\$3.95
Tofu—16 oz.	\$2.61
Whole Grain—Bread, 16 oz.	\$3.55
Whole Grain—Bread, 24 oz.	\$3.99
Whole Grain—Brown Rice, 16 oz.	\$1.95
Whole Grain—Brown Rice, 24 oz.	\$3.39
Whole Grain—Oats, 16 oz.	\$2.52
Whole Grain—Oats, 24 oz.	\$5.49
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.59
Whole Wheat Pasta	\$1.47
Yogurt Nonfat	\$3.35
Yogurt Lowfat	\$3.35
Yogurt Wholefat	\$3.45
Boost RTF Formula—8 oz.	\$1.85
EnfaCare RTF Formula—32 oz.	\$7.40
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.24
Nutramigen Concentrate Formula—13 oz.	\$7.63
Nutramigen RTF Formula—32 oz.	\$10.45
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$26.60
Pediasure RTF Formula—8 oz.	\$2.04
Pediasure w/Fiber RTF Formula—8 oz.	\$2.15
Pediasure Sidekicks RTF Formula—8 oz.	\$1.99
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.50
Similac Advance RTF Formula—Blue—32 oz.	\$7.69
Similac Advance Powder Formula—Blue— 12.4 oz.	\$16.69
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.49
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$28.79
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$8.09
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.09
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$18.59
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.17
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.09
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$17.69
Similac Sensitive RTF Formula—Orange— 32 oz.	\$7.79
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$16.89
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.61
Similac Soy Isomil RTF Formula—Pink— 32 oz.	\$8.29
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$17.05
Similac Total Comfort Powder Formula— Purple—12.0 oz.	\$17.09

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective January 1, 2019, through March 31, 2019, the Competitive Prices for WIC authorization for Type 1 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.30
Beans/Peas—Dry—16 oz.	\$2.10
Canned Fish—Pink Salmon	\$2.25
Canned Fish—Sardines	\$1.48
Canned Fish—Tuna	\$1.30
Cereal (per oz.)	\$0.32
Cheese, 16 oz.	\$6.91
Eggs	\$2.39
Infant Cereal—8 oz.	\$2.49
Infant Fruits, 100%—4 oz.	\$0.98
Infant Vegetables, 100%—4 oz.	\$0.98
Infant Meats, 100%—2.5 oz.	\$1.19
Juice—11.5/12 oz.	\$2.65
Juice—48 oz.	\$3.36
Juice—64 oz.	\$3.86
Kosher Cheese—16 oz.	\$7.89
Kosher Lowfat Milk—1/2 gallon	\$3.19
Kosher Whole Milk—1/2 gallon	\$3.25
Milk, Lowfat—1/2 gallon	\$2.29
Milk, Whole—1/2 gallon	\$2.35
Peanut Butter—16—18 oz.	\$3.29
Whole Grain—Bread, 16 oz.	\$3.39
Whole Grain—Brown Rice, 16 oz.	\$1.79
Whole Grain—Oats, 16 oz.	\$2.45
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.50
Whole Wheat Pasta	\$1.40
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.50
Similac Advance Powder Formula—Blue— 12.4 oz.	\$16.69
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.61
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$17.05

Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties.

Maximum Allowable Prices

Effective January 1, 2019, through March 31, 2019, the Maximum Allowable Prices the Department will pay Type 2 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.45
Beans/Peas—Dry—16 oz.	\$2.30
Canned Fish—Pink Salmon	\$2.30
Canned Fish—Sardines	\$1.72
Canned Fish—Tuna	\$1.40
Cereal (per oz.)	\$0.36
Cheese, 16 oz.	\$7.55

<i>Description</i>	<i>Maximum Allowable Price</i>
Eggs	\$2.65
Infant Cereal—8 oz.	\$2.76
Infant Fruits, 100%—4 oz.	\$1.11
Infant Vegetables, 100%—4 oz.	\$1.11
Infant Meats, 100%—2.5 oz.	\$1.27
Juice—11.5/12 oz.	\$2.96
Juice—48 oz.	\$3.73
Juice—64 oz.	\$4.54
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.69
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.27
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.37
Milk, Dry—9.6 oz.	\$4.50
Milk, Dry—25.6 oz.	\$9.75
Milk, Evaporated—12 oz.	\$1.65
Milk, Lowfat and 2%—quart	\$1.44
Milk, Lowfat and 2%—1/2 gallon	\$2.42
Milk, Lowfat and 2% Lactose Free—quart	\$2.60
Milk, Lowfat and 2% Lactose Free—1/2 gallon	\$4.35
Milk, Whole—quart	\$1.57
Milk, Whole—1/2 gallon	\$2.59
Milk, Whole Lactose Free—quart	\$2.80
Milk, Whole Lactose Free—1/2 gallon	\$4.45
Peanut Butter—16—18 oz.	\$3.56
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.40
Soy Beverage—8th Continent 64 oz.	\$4.15
Tofu—16 oz.	\$2.68
Whole Grain—Bread, 16 oz.	\$3.59
Whole Grain—Bread, 24 oz.	\$4.05
Whole Grain—Brown Rice, 16 oz.	\$1.99
Whole Grain—Brown Rice, 24 oz.	\$3.69
Whole Grain—Oats, 16 oz.	\$2.88
Whole Grain—Oats, 24 oz.	\$5.99
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.64
Whole Wheat Pasta	\$1.74
Yogurt Nonfat	\$3.40
Yogurt Lowfat	\$3.50
Yogurt Wholefat	\$3.50
Boost RTF Formula—8 oz.	\$1.91
EnfaCare RTF Formula—32 oz.	\$7.74
EnfaCare w/Iron Powder Formula—12.8 oz.	\$18.38
Nutramigen Concentrate Formula—13 oz.	\$7.69
Nutramigen RTF Formula—32 oz.	\$10.55
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$27.00
Pediasure RTF Formula—8 oz.	\$2.06
Pediasure w/Fiber RTF Formula—8 oz.	\$2.19
Pediasure Sidekicks RTF Formula—8 oz.	\$2.07
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.75
Similac Advance RTF Formula—Blue—32 oz.	\$7.79
Similac Advance Powder Formula—Blue— 12.4 oz.	\$16.79
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.59
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$29.29
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$8.49
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.14
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$18.69

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.40
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.19
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$17.89
Similac Sensitive RTF Formula—Orange— 32 oz.	\$7.89
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$16.99
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$5.79
Similac Soy Isomil RTF Formula—Pink— 32 oz.	\$8.39
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$17.20
Similac Total Comfort Powder Formula—Purple— 12.0 oz.	\$17.29

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective January 1, 2019, through March 31, 2019, the Competitive Prices for WIC Authorization for Type 2 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.33
Beans/Peas—Dry—16 oz.	\$2.13
Canned Fish—Pink Salmon	\$2.29
Canned Fish—Sardines	\$1.62
Canned Fish—Tuna	\$1.32
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$7.00
Eggs	\$2.49
Infant Cereal—8 oz.	\$2.62
Infant Fruits, 100%—4 oz.	\$1.00
Infant Vegetables, 100%—4 oz.	\$1.00
Infant Meats, 100%—2.5 oz.	\$1.25
Juice—11.5/12 oz.	\$2.80
Juice—48 oz.	\$3.46
Juice—64 oz.	\$4.10
Kosher Cheese—16 oz.	\$8.00
Kosher Lowfat Milk—1/2 gallon	\$3.25
Kosher Whole Milk—1/2 gallon	\$3.35
Milk, Lowfat—1/2 gallon	\$2.35
Milk, Whole—1/2 gallon	\$2.39
Peanut Butter—16—18 oz.	\$3.39
Whole Grain—Bread, 16 oz.	\$3.49
Whole Grain—Brown Rice, 16 oz.	\$1.90
Whole Grain—Oats, 16 oz.	\$2.65
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.55
Whole Wheat Pasta	\$1.70

<i>Description</i>	<i>Competitive Prices</i>
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.75
Similac Advance Powder Formula—Blue— 12.4 oz.	\$16.79
Similac Soy Isomil Concentrate Formula— Pink—13 oz.	\$5.79
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$17.20

Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties.

Maximum Allowable Prices

Effective January 1, 2019, through March 31, 2019, the Maximum Allowable Prices the Department will pay Type 3 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz.	\$1.54
Beans/Peas—Dry—16 oz.	\$2.40
Canned Fish—Pink Salmon	\$2.49
Canned Fish—Sardines	\$1.75
Canned Fish—Tuna	\$1.50
Cereal (per oz.)	\$0.37
Cheese, 16 oz.	\$7.70
Eggs	\$3.15
Infant Cereal—8 oz.	\$3.10
Infant Fruits, 100%—4 oz.	\$1.28
Infant Vegetables, 100%—4 oz.	\$1.28
Infant Meats, 100%—2.5 oz.	\$1.37
Juice—11.5/12 oz.	\$3.03
Juice—48 oz.	\$3.86
Juice—64 oz.	\$4.63
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat and 2% Milk—quart	\$1.87
Kosher Lowfat and 2% Milk—1/2 gallon	\$3.37
Kosher Whole Milk—quart	\$1.80
Kosher Whole Milk—1/2 gallon	\$3.40
Milk, Dry—9.6 oz.	\$4.60
Milk, Dry—25.6 oz.	\$9.85
Milk, Evaporated—12 oz.	\$1.72
Milk, Lowfat and 2%—quart	\$1.59
Milk, Lowfat and 2%—1/2 gallon	\$2.72
Milk, Lowfat and 2% Lactose Free—quart	\$2.63
Milk, Lowfat and 2% Lactose Free—1/2 gallon ...	\$4.45
Milk, Whole—quart	\$1.74
Milk, Whole—1/2 gallon	\$2.79
Milk, Whole Lactose Free—quart	\$2.89
Milk, Whole Lactose Free—1/2 gallon	\$4.55
Peanut Butter—16—18 oz.	\$3.68
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.50
Soy Beverage—8th Continent 64 oz.	\$4.30
Tofu—16 oz.	\$2.75
Whole Grain—Bread, 16 oz.	\$3.65
Whole Grain—Bread, 24 oz.	\$4.10
Whole Grain—Brown Rice, 16 oz.	\$2.45
Whole Grain—Brown Rice, 24 oz.	\$3.79
Whole Grain—Oats, 16 oz.	\$3.00
Whole Grain—Oats, 24 oz.	\$6.11

<i>Description</i>	<i>Maximum Allowable Price</i>
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.70
Whole Wheat Pasta	\$2.77
Yogurt Nonfat	\$3.45
Yogurt Lowfat	\$3.45
Yogurt Wholefat	\$3.55
Boost RTF Formula—8 oz.	\$2.04
EnfaCare RTF Formula—32 oz.	\$8.04
EnfaCare w/Iron Powder Formula—12.8 oz.	\$19.01
Nutramigen Concentrate Formula—13 oz.	\$8.19
Nutramigen RTF Formula—32 oz.	\$10.65
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$27.30
Pediasure RTF Formula—8 oz.	\$2.35
Pediasure w/Fiber RTF Formula—8 oz.	\$2.45
Pediasure Sidekicks RTF Formula—8 oz.	\$2.45
Similac Advance Concentrate Formula—Blue— 13 oz.	\$6.08
Similac Advance RTF Formula—Blue—32 oz. ...	\$7.99
Similac Advance Powder Formula—Blue— 12.4 oz.	\$18.29
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.79
Similac Expert Care Alimentum Powder Formula— 16 or 12.1 oz.	\$30.19
Similac Expert Care for Diarrhea RTF Formula— 32 oz.	\$8.79
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.34
Similac Expert Care NeoSure Powder Formula— 13.1 oz.	\$18.79
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.45
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.59
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$18.89
Similac Sensitive RTF Formula—Orange— 32 oz.	\$8.29
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$17.99
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$6.25
Similac Soy Isomil RTF Formula—Pink— 32 oz.	\$8.54
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$18.19
Similac Total Comfort Powder Formula—Purple— 12.0 oz.	\$17.99

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective January 1, 2019, through March 31, 2019, the Competitive Prices for WIC Authorization for Type 3 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.50
Beans/Peas—Dry—16 oz.	\$2.15
Canned Fish—Pink Salmon	\$2.48
Canned Fish—Sardines	\$1.68
Canned Fish—Tuna	\$1.48
Cereal (per oz.)	\$0.35
Cheese, 16 oz.	\$7.20
Eggs	\$3.09
Infant Cereal—8 oz.	\$2.96
Infant Fruits, 100%—4 oz.	\$1.15
Infant Vegetables, 100%—4 oz.	\$1.15
Infant Meats, 100%—2.5 oz.	\$1.35
Juice—11.5/12 oz.	\$2.90
Juice—48 oz.	\$3.67
Juice—64 oz.	\$4.40
Kosher Cheese—16 oz.	\$8.40
Kosher Lowfat Milk—1/2 gallon	\$3.35
Kosher Whole Milk—1/2 gallon	\$3.39
Milk, Lowfat—1/2 gallon	\$2.58
Milk, Whole—1/2 gallon	\$2.70
Peanut Butter—16—18 oz.	\$3.59
Whole Grain—Bread, 16 oz.	\$3.55
Whole Grain—Brown Rice, 16 oz.	\$2.40
Whole Grain—Oats, 16 oz.	\$2.99
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.60
Whole Wheat Pasta	\$2.70
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.98
Similac Advance Powder Formula—Blue— 12.4 oz.	\$18.29
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$6.25
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$18.19

Persons with a disability who require an alternative format of this listing (for example, large print, audiotope, Braille) should contact Perce Morgan, Department of Health, Bureau of WIC, 625 Forster Street, 7th Floor West, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-1289, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 18-2016. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Determination of Need; Disabled Veterans' Real Estate Tax Exemption

Under 51 Pa.C.S. § 8904 (relating to duty of commission), the State Veterans' Commission (Commission) fixes uniform and equitable standards for the determination of need for certain disabled veterans and their unmarried surviving spouses to qualify for an exemption from real estate taxes on their principal dwellings. In so doing, the Commission was required by law to apply a rebuttable

presumption that an applicant with annual income of \$75,000 or less has a need for the exemption.

Section 8904 of 51 Pa.C.S. further provides that, beginning on January 1, 2009, the Commission will adjust the annual income level qualifying for the rebuttable presumption in an amount equal to the change in the Consumer Price Index for the preceding 2 years. Adjustments were made to the annual income level that became effective on January 1, 2009, 2011, 2013, 2015 and 2017.

During the 2-year period from November 1, 2016, until October 31, 2018, the Consumer Price Index (All Urban Consumers/Seasonally Adjusted) increased by a total of 4.50%. Accordingly, beginning January 1, 2019, the Commission will apply a rebuttable presumption that an applicant for the Disabled Veterans' Real Estate Tax Exemption Program with an annual income of \$92,594 or less may have a need for the exemption. Applicants whose annual income exceed \$92,594 may attempt to rebut the presumption that they do not need the exemption from real estate tax on their principal dwelling by submitting expenditure documentation that they believe demonstrates their need.

In applying the \$92,594 annual income level, the Office of Veterans' Affairs will follow the following approach when determining the effective date of the exemption:

Applications pending on December 31, 2018, which are determined to demonstrate need based on eligibility criteria applicable on or before that date, shall be effective based on the date of application in accordance as provided by 43 Pa. Code § 5.25 (relating to effective date of exemption).

Applications pending on December 31, 2018, which did not demonstrate need when applying the prior annual rebuttable presumption income level, but which are eligible under the revised income level applicable on January 1, 2019, shall be effective as of January 1, 2019, unless the presumption is rebutted.

Applications filed with the local boards for assessment and revision of taxes or similar board or agency on or after January 1, 2019, shall be effective based on the date of application as provided by 43 Pa. Code § 5.25.

Applicants who were denied certificates of need prior to January 1, 2019, but who believe they qualify after that date, may reapply with the effective date of any exception being based on the date of the new application as provided by 43 Pa. Code § 5.25 unless the presumption is rebutted.

ANTHONY J. CARRELLI,
*Major General, PAANG
The Adjutant General*

[Pa.B. Doc. No. 18-2017. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Interest Rate Notice

Under sections 806 and 806.1 of The Fiscal Code (72 P.S. §§ 806 and 806.1), the Secretary of Revenue announces that, for the calendar year beginning January 1, 2019, all underpayments of tax which became due and payable to the Commonwealth shall bear interest at the rate of 6% per annum. All overpayments of the tax paid during this calendar year under Article III of the Tax

Reform Code of 1971 (72 P.S. §§ 7301—7361) shall bear interest at the rate of 6% per annum. All other overpayments of tax paid during this calendar year shall bear interest at the rate of 4% per annum. These rates will remain constant until December 31, 2019. These rates will be codified under 61 Pa. Code § 4.2(a) (relating to rate of interest).

These rates have been established based upon the rate established by the Secretary of the Treasury of the United States under section 6621(a)(2) of the Internal Revenue Code (26 U.S.C.A. § 6621(a)(2)) to be effective January 1, 2019.

Although the Tax Reform Act of 1986 amended section 6621 of the Internal Revenue Code by requiring that the Secretary of the Treasury of the United States establish quarterly rates of interest to become effective for Federal purposes on the first month of each calendar quarter, these amendments do not affect Commonwealth law. The Fiscal Code, as previously cited, requires that the interest rate be established effective January 1 of each calendar year without regard to any change in the Federal interest rate during the calendar year.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-2018. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Be Mine Fast Play Game 5048

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Be Mine (hereinafter “Be Mine”). The game number is PA-5048.

2. *Definitions:*

(a) *Authorized Retailer or Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *GAME:* A specific, pre-defined area of a game ticket located in the play area that contains play symbols and a prize symbol that, when played according to the instructions, determine whether a player wins a prize. Each GAME is played separately, but winning combinations in more than one GAME can be combined to win larger prizes as described in section 6 (relating to prizes available to be won and determination of prize winners).

(d) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(e) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery

Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(g) *Play:* A chance to participate in a particular Fast Play lottery game.

(h) *Play Area:* The area on a ticket which contains one or more play symbols.

(i) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *PRIZE:* A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *WINNING SYMBOLS:* The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in any “GAME,” determine whether a player wins a prize.

(l) *Winning Ticket:* A game ticket which has been validated and qualifies for a prize.

3. *Price:* The price of a Be Mine ticket is \$2.

4. *Description of the Be Mine lottery game:*

(a) The Be Mine lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Be Mine tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Be Mine is played by matching any two play symbols in the “WINNING SYMBOLS” area to the play symbols located in any “GAME.” A player matching two play symbols in this manner will win the prize shown for that “GAME.” A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Be Mine game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Be Mine game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Be Mine game ticket and select the Be Mine option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Be Mine ticket characteristics:*

(a) A Be Mine ticket shall contain a play area, the cost of the play, the date of sale, and a bar code. Each ticket consists of six “GAME” areas and each “GAME” is played separately.

(b) *Play Symbols:* Each Be Mine ticket play area will contain a “WINNING SYMBOLS” area and six “GAME”

areas. The play symbols and their captions located in the “WINNING SYMBOLS” area and the six “GAME” areas are: Heart (HEART) symbol, Arrow (ARROW) symbol, Cupid (CUPID) symbol, Diamond (DIAMOND) symbol, Rose (ROSE) symbol, Kiss (KISS) symbol, Cupcake (CUP-CAKE) symbol, Gift (GIFT) symbol, Ring (RING) symbol, Bow (BOW) symbol, Key (KEY) symbol, Ice Cream (ICE CREAM) symbol, Cherries (CHERRIES) symbol, Strawberry (STRWBRY) symbol, Stack of Coins (COINS) symbol, Candy (CANDY) symbol, Emerald (EMERALD) symbol, Teddy Bear (BEAR) symbol, Crown (CROWN) symbol, Balloon (BALLOON) symbol, Love Note (NOTE) symbol, Necklace (NECKLACE) symbol, Star (STAR) symbol and a Moon (MOON) symbol.

(c) *Prize Symbols:* The prize symbols and their captions located in the “GAME” areas are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTEEN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN) and \$5,000 (FIV THO).

(d) *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$15, \$20, \$30, \$50, \$100, \$200, \$500, and \$5,000. A player can win up to 6 times on a ticket.

(e) *Approximate Number of Tickets Available for the Game:* Approximately 1,200,000 tickets will be available for sale for the Be Mine lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Be Mine prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$5,000 (FIV THO) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$500 (FIV HUN) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$200 (TWO HUN) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$30.

(h) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$15⁰⁰ (FIFTN) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$15.

(j) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$5.

(l) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$4.

(m) Holders of tickets upon which any two of the “WINNING SYMBOLS” play symbols match the two play symbols in the same “GAME,” and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “PRIZE” area under that “GAME,” on a single ticket, shall be entitled to a prize of \$2.

7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>Match Any Two WINNING SYMBOLS In The Same GAME, Win Prize Shown For That GAME. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 1,200,000 Tickets</i>
\$2	\$2	9.09	132,000
\$2 × 2	\$4	33.33	36,000
\$4	\$4	33.33	36,000
\$5	\$5	25	48,000

<i>Match Any Two WINNING SYMBOLS In The Same GAME, Win Prize Shown For That GAME. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 1,200,000 Tickets</i>
\$5 × 2	\$10	500	2,400
(\$2 × 3) + \$4	\$10	125	9,600
(\$4 × 2) + \$2	\$10	125	9,600
\$10	\$10	500	2,400
\$5 × 3	\$15	714.29	1,680
(\$2 × 3) + \$5 + \$4	\$15	500	2,400
(\$4 × 2) + \$5 + \$2	\$15	500	2,400
\$10 + \$5	\$15	500	2,400
\$15	\$15	500	2,400
\$5 × 4	\$20	1,000	1,200
\$10 × 2	\$20	1,000	1,200
(\$4 × 4) + (\$2 × 2)	\$20	500	2,400
(\$5 × 2) + (\$4 × 2) + \$2	\$20	666.67	1,800
\$20	\$20	1,000	1,200
\$10 × 3	\$30	3,333	360
\$15 × 2	\$30	10,000	120
(\$5 × 4) + \$10	\$30	2,500	480
(\$10 × 2) + (\$5 × 2)	\$30	2,500	480
\$20 + \$10	\$30	10,000	120
\$30	\$30	5,000	240
(\$10 × 2) + \$30	\$50	6,000	200
(\$10 × 2) + (\$4 × 2) + \$20 + \$2	\$50	6,000	200
(\$20 × 2) + \$10	\$50	6,000	200
\$30 + \$20	\$50	6,000	200
\$50	\$50	6,000	200
\$50 × 2	\$100	12,000	100
(\$30 × 2) + (\$20 × 2)	\$100	12,000	100
(\$30 × 3) + (\$4 × 2) + \$2	\$100	12,000	100
\$50 + \$30 + \$20	\$100	12,000	100
\$100	\$100	12,000	100
\$50 × 4	\$200	120,000	10
\$100 × 2	\$200	120,000	10
(\$50 × 2) + (\$30 × 3) + \$10	\$200	120,000	10
\$200	\$200	120,000	10
(\$100 × 3) + \$200	\$500	120,000	10
(\$100 × 4) + (\$50 × 2)	\$500	120,000	10
\$500	\$500	120,000	10
\$5,000	\$5,000	120,000	10

Each GAME is played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all

purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

- (1) The game ticket's bar code shall be present in its entirety.
- (2) The game ticket must be intact.
- (3) The game ticket may not be mutilated, altered, reconstituted or tampered with.
- (4) The game ticket may not be counterfeit or a duplicate of a winning ticket.
- (5) The game ticket must have been validly issued.
- (6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.
- (7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.
- (8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

- (1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;
 - (2) A claim form is properly and fully completed;
 - (3) The identification of the claimant is confirmed; and
 - (4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).
- (e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Be Mine lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Be Mine lottery game tickets.

17. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a

winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Be Mine or through normal communications methods.

19. *Applicability:* This notice applies only to the Be Mine lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-2019. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Cash Kringle Instant Lottery Game 1369; Change to Game Rules; Amended Notice

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of changes to the Pennsylvania Cash Kringle (hereinafter referred to as “Cash Kringle”) instant lottery game rules that were published at 48 Pa.B. 6721 (October 20, 2018).

The Pennsylvania Lottery has altered one portion of the rules associated with the Jingle All the Way Second-Chance Drawing. The Pennsylvania Lottery made an error with respect to the beginning date of the drawing, causing some entries to not be honored. Pursuant to this change, the drawing entry period is changed in section 10(c)(2). The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 48 Pa.B. 6721—6726:

* * * * *

10. *Pennsylvania Lottery’s Jingle All the Way Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the “Drawing”).*

* * * * *

(c) *Drawing Description.*

* * * * *

(2) All entries received after 11:59:59 p.m. October 21, 2018, through 11:59:59 p.m. January 3, 2019, will be entered into the Drawing to be held between January 4, 2019 and January 14, 2019.

* * * * *

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-2020. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Frosty the Doughman Instant Lottery Game 1371; Change to Game Rules; Amended Notice

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of changes to the Pennsylvania Frosty the Doughman (hereinafter referred to as “Frosty the Doughman”) instant lottery game rules that were published at 48 Pa.B. 6726 (October 20, 2018).

The Pennsylvania Lottery has altered one portion of the rules associated with the Jingle All the Way Second-Chance Drawing. The Pennsylvania Lottery made an error with respect to the beginning date of the drawing, causing some entries to not be honored. Pursuant to this change, the drawing entry period is changed in section 10(c)(2). The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 48 Pa.B. 6726—6730:

* * * * *

10. *Pennsylvania Lottery’s Jingle All the Way Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the “Drawing”).*

* * * * *

(c) *Drawing Description.*

* * * * *

(2) All entries received after 11:59:59 p.m. October 21, 2018, through 11:59:59 p.m. January 3, 2019, will be entered into the Drawing to be held between January 4, 2019 and January 14, 2019.

* * * * *

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-2021. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Lucky Numbers Fast Play Game 5047

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Lucky Numbers (hereinafter “Lucky Numbers”). The game number is PA-5047.

2. *Definitions:*

(a) *Authorized Retailer or Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player’s record of

a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(f) *LUCKY NUMBER*: The number, letter, symbol or other character found in the Lucky Number Area that, when matched against "YOUR NUMBERS" in the LUCKY NUMBER Game, determine whether a player wins the prize shown in the LUCKY NUMBER Game.

(g) *LUCKY NUMBER Game*: The area at the bottom of a Lucky Numbers ticket containing a "LUCKY NUMBER" play symbol and four "YOUR NUMBERS" play symbols.

(h) *Play*: A chance to participate in a particular Fast Play lottery game.

(i) *Play Area*: The area on a ticket which contains one or more play symbols.

(j) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(k) *PRIZE*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(l) *Progressive Top Prize*: The top prize available for this game that begins with a minimum prize amount that grows at a pre-determined rate every time a ticket is purchased, and then resets to the minimum prize amount whenever a top prize winning ticket is sold.

(m) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against "YOUR NUMBERS," determine whether a player wins a prize.

(n) *Winning Ticket*: A game ticket which has been validated and qualifies for a prize.

(o) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the main Play Area and LUCKY NUMBERS Game that, when matched against the "WINNING NUMBERS" or the "LUCKY NUMBER," determine whether a player wins a prize.

3. *Price*: The price of a Lucky Numbers ticket is \$10.

4. *Description of the Lucky Numbers lottery game*:

(a) The Lucky Numbers lottery game is an instant win game printed from a Lottery Terminal. With the exception of the Progressive Top Prize amount, all prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Lucky Numbers tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Lucky Numbers is played by matching the play symbols in the "WINNING NUMBERS" area to the play symbols located in the "YOUR NUMBERS" area. A player

matching play symbols in this manner will win the prize shown under that "YOUR NUMBERS" play symbol. If the player matches the "LUCKY NUMBER" play symbol in the LUCKY NUMBERS Game to any of the "YOUR NUMBERS" play symbols located in the LUCKY NUMBER Game, the player wins the prize shown on the right side of the ticket in the LUCKY NUMBER Game area. The LUCKY NUMBER Game area is played separately. A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Lucky Numbers game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Lucky Numbers game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Lucky Numbers game ticket and select the Lucky Numbers option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Lucky Numbers ticket characteristics*:

(a) A Lucky Numbers ticket shall contain a play area, the cost of the play, the date the ticket was printed, and a bar code. Each ticket also contains a LUCKY NUMBER Game. The LUCKY NUMBER Game is played separately.

(b) *Play Symbols*: Each Lucky Numbers ticket play area will contain a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. Each Lucky Numbers ticket play area will also contain a LUCKY NUMBER Game that consists of a "LUCKY NUMBER" play symbol and four "YOUR NUMBERS" play symbols. The play symbols 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 (THRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols located in each of the "YOUR NUMBERS" areas are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The "LUCKY NUMBER" play symbols located in the LUCKY NUMBER Game 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) and 20 (TWENT).

The "YOUR NUMBERS" play symbols located in the LUCKY NUMBER Game 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) and 20 (TWENT).

(c) *Prize Symbols:* The prize symbols and their captions located under the "YOUR NUMBERS" play symbols are: \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$75⁰⁰ (SVY FIV), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and PROGRESSIVE (TOP PRIZE). The prize symbols and their captions located in the LUCKY NUMBER Game are: \$10 (TEN DOL), \$15 (FIFTN), \$20 (TWENTY), \$30 (THIRTY), \$50 (FIFTY), \$75 (SVY FIV), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$5,000 (FIV THO).

(d) *Prizes:* The prizes that can be won in this game are: \$10, \$15, \$20, \$30, \$50, \$75, \$100, \$500, \$1,000, \$5,000 and the Progressive Top Prize. The Progressive Top Prize amount starts at \$100,000 and increases by \$1.20 every time a Lucky Numbers ticket is purchased. When a Progressive Top Prize winning ticket is sold, the Progressive Top Prize resets to \$100,000. The prizes that can be won in the LUCKY NUMBER Game are: \$10, \$15, \$20, \$30, \$50, \$75, \$100, \$500, \$1,000 and \$5,000. A player can win up to 12 times on a ticket.

(e) *Approximate Number of Tickets Available for the Game:* Approximately 4,800,000 tickets will be available for sale for the Lucky Numbers lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Lucky Numbers prize payments will be made as one-time, lump-sum cash payments.

(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 PROGRESSIVE (TOP PRIZE) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of a Progressive Top Prize. The amount won under this paragraph is the amount of the Progressive Top Prize, determined by the Lottery Central Computer System, as of the time the winning ticket was purchased. The amount won will be a minimum 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 \$5,000 (FIV THO) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, located in the LUCKY NUMBER Game, matches the "LUCKY NUMBER" play symbol and prize symbol of \$5,000 (FIV THO) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$5,000.

(e) 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.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, located in the LUCKY NUMBER Game, matches the "LUCKY NUMBER" play symbol

and prize symbol of \$1,000 (ONE THO) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, located in the LUCKY NUMBER Game, matches the "LUCKY NUMBER" play symbol and prize symbol of \$500 (FIV HUN) appears to the right of the LUCKY NUMBER Game, 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 \$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.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, located in the LUCKY NUMBER Game, matches the "LUCKY NUMBER" play symbol and prize symbol of \$100 (ONE HUN) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$100.

(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 \$75⁰⁰ (SVY FIV) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$75.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, located in the LUCKY NUMBER Game, matches the "LUCKY NUMBER" play symbol and prize symbol of \$75⁰⁰ (SVY FIV) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$75.

(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 \$50⁰⁰ (FIFTY) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, located in the LUCKY NUMBER Game, matches the "LUCKY NUMBER" play symbol and prize symbol of \$50⁰⁰ (FIFTY) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30⁰⁰ (THRTY) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols, located in the LUCKY NUMBER Game, matches the "LUCKY NUMBER" play symbol and prize symbol of \$30⁰⁰ (THRTY) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$30.

(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 \$20⁰⁰ (TWENTY) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols, located in the LUCKY NUMBER Game, matches the “LUCKY NUMBER” play symbol and prize symbol of \$20⁰⁰ (TWENTY) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$15⁰⁰ (FIFTEEN) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols, located in the LUCKY NUMBER Game, matches the “LUCKY NUMBER” play symbol

and prize symbol of \$15⁰⁰ (FIFTEEN) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$15.

(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 \$10⁰⁰ (TEN DOLLARS) appears in the “PRIZE” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols, located in the LUCKY NUMBER Game, matches the “LUCKY NUMBER” play symbol and prize symbol of \$10⁰⁰ (TEN DOLLARS) appears to the right of the LUCKY NUMBER Game, on a single ticket, shall be entitled to a prize of \$10.

7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win PRIZE Shown Under The Matching Number. Win With:</i>	<i>LUCKY NUMBER Game:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
	\$10	\$10	12.5	384,000
\$10		\$10	14.29	336,000
	\$15	\$15	35.71	134,400
\$15		\$15	31.25	153,600
\$10	\$10	\$20	111.11	43,200
\$10 × 2		\$20	166.67	28,800
	\$20	\$20	66.67	72,000
\$20		\$20	111.11	43,200
\$10	\$20	\$30	200	24,000
\$10 × 2	\$10	\$30	100	48,000
\$15	\$15	\$30	200	24,000
\$15 × 2		\$30	166.67	28,800
\$20	\$10	\$30	100	48,000
	\$30	\$30	200	24,000
\$30		\$30	166.67	28,800
\$10 × 3	\$20	\$50	545.45	8,800
\$20	\$30	\$50	600	8,000
\$20 × 2	\$10	\$50	1,200	4,000
\$30 + \$10	\$10	\$50	1,200	4,000
\$30	\$20	\$50	1,200	4,000
	\$50	\$50	1,000	4,800
\$50		\$50	1,000	4,800
(\$10 × 3) + \$15	\$30	\$75	4,800	1,000
(\$10 × 4) + \$20 + \$15		\$75	4,800	1,000
(\$15 × 2) + (\$10 × 3)	\$15	\$75	4,800	1,000
\$15 × 3	\$30	\$75	4,800	1,000
\$15 × 4	\$15	\$75	4,800	1,000
(\$20 × 2) + \$15	\$20	\$75	4,800	1,000
\$20 × 3	\$15	\$75	4,800	1,000

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win PRIZE Shown Under The Matching Number. Win With:</i>	<i>LUCKY NUMBER Game:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
\$30 × 2	\$15	\$75	4,800	1,000
\$50 + \$10	\$15	\$75	2,400	2,000
\$50 + \$15	\$10	\$75	4,800	1,000
	\$75	\$75	2,400	2,000
\$75		\$75	2,400	2,000
\$10 × 5	\$50	\$100	15,000	320
(\$20 × 2) + (\$10 × 4)	\$20	\$100	15,000	320
\$20 × 4	\$20	\$100	15,000	320
\$30 × 3	\$10	\$100	15,000	320
\$50 + \$20	\$30	\$100	15,000	320
\$50 + \$30	\$20	\$100	15,000	320
\$50	\$50	\$100	15,000	320
\$50 × 2		\$100	15,000	320
\$75 + \$10	\$15	\$100	15,000	320
\$75 + \$15	\$10	\$100	15,000	320
	\$100	\$100	15,000	320
\$100		\$100	15,000	320
(\$100 × 2) + (\$50 × 3) + (\$20 × 5)	\$50	\$500	60,000	80
(\$100 × 3) + (\$30 × 3) + (\$20 × 3)	\$50	\$500	60,000	80
(\$100 × 3) + (\$50 × 2) + (\$20 × 3) + (\$10 × 4)		\$500	60,000	80
(\$100 × 3) + (\$50 × 3)	\$50	\$500	24,000	200
(\$100 × 4) + (\$50 × 2)		\$500	24,000	200
\$100 × 4	\$100	\$500	24,000	200
	\$500	\$500	60,000	80
\$500		\$500	60,000	80
(\$100 × 4) + (\$50 × 2)	\$500	\$1,000	120,000	40
(\$100 × 4) + \$500	\$100	\$1,000	60,000	80
\$500	\$500	\$1,000	120,000	40
\$500 × 2		\$1,000	120,000	40
	\$1,000	\$1,000	120,000	40
\$1,000		\$1,000	120,000	40
	\$5,000	\$5,000	480,000	10
\$5,000		\$5,000	480,000	10
PROGRESSIVE TOP PRIZE		\$100,000*	160,000	30

When any of YOUR NUMBERS match the LUCKY NUMBER, win PRIZE shown to the right. LUCKY NUMBER Game played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. Ticket Responsibility:

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and

condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. Ticket Validation and Requirements:

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

- (2) The game ticket must be intact.
- (3) The game ticket may not be mutilated, altered, reconstituted or tampered with.
- (4) The game ticket may not be counterfeit or a duplicate of a winning ticket.
- (5) The game ticket must have been validly issued.
- (6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.
- (7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.
- (8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by

the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the winning Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the winning Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Progressive Top Prize Restrictions:*

(a) An amount of \$1.20 from the sale of each Lucky Numbers ticket will be accumulated in the Progressive Top Prize pool.

(b) *Prize Amount:* The amount of the Progressive Top Prize at the time a ticket is purchased can only be verified through the Lottery's Central Computer System. Any advertisement or any materials describing the amount of the Progressive Top Prize are only valid as of the time they are posted. If any discrepancy exists between this notice and any material describing or advertising the Lucky Numbers game, this notice and the data contained in the Lottery's Central Computer System shall govern.

(c) The Progressive Top Prize and all other prizes are subject to availability at the time of purchase. The Lottery is not responsible for prizes that are not awarded due to technical issues. In the event of a Progressive Top Prize being reset without the actual sale of a Progressive Top Prize winning ticket, all prize money that had accumulated into the Progressive Top Prize pool (i.e. \$1.20) from the sale of each ticket shall be awarded as part of the next Progressive Top Prize won.

15. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Lucky Numbers lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

16. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

17. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Lucky Numbers lottery game tickets.

18. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast

Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

19. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Lucky Numbers or through normal communications methods.

20. *Applicability:* This notice applies only to the Lucky Numbers lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-2022. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Merry Millionaire Instant Lottery Game 1367; Change to Game Rules; Amended Notice

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of changes to the Pennsylvania Merry Millionaire (hereinafter referred to as “Merry Millionaire”) instant lottery game rules that were published at 48 Pa.B. 6730 (October 20, 2018).

The Pennsylvania Lottery has altered one portion of the rules associated with the Jingle All the Way Second-Chance Drawing. The Pennsylvania Lottery made an error with respect to the beginning date of the drawing, causing some entries to not be honored. Pursuant to this change, the drawing entry period is changed in section 10(c)(2). The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 48 Pa.B. 6730—6736:

* * * * *

10. *Pennsylvania Lottery’s Jingle All the Way Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the “Drawing”).*

* * * * *

(c) *Drawing Description.*

* * * * *

(2) All entries received after 11:59:59 p.m. October 21, 2018, through 11:59:59 p.m. January 3, 2019, will be entered into the Drawing to be held between January 4, 2019 and January 14, 2019.

* * * * *

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-2023. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Money Tree Instant Lottery Game 1368; Change to Game Rules; Amended Notice

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of changes to the Pennsylvania Money Tree (hereinafter referred to as “Money Tree”) instant lottery game rules that were published at 48 Pa.B. 6736 (October 20, 2018).

The Pennsylvania Lottery has altered one portion of the rules associated with the Jingle All the Way Second-Chance Drawing. The Pennsylvania Lottery made an error with respect to the beginning date of the drawing, causing some entries to not be honored. Pursuant to this change, the drawing entry period is changed in section 10(c)(2). The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 48 Pa.B. 6736—6742:

* * * * *

10. *Pennsylvania Lottery’s Jingle All the Way Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the “Drawing”).*

* * * * *

(c) *Drawing Description.*

* * * * *

(2) All entries received after 11:59:59 p.m. October 21, 2018, through 11:59:59 p.m. January 3, 2019, will be entered into the Drawing to be held between January 4, 2019 and January 14, 2019.

* * * * *

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-2024. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Reindeer Games Instant Lottery Game 1372; Change to Game Rules; Amended Notice

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of changes to the Pennsylvania

Reindeer Games (hereinafter referred to as "Reindeer Games") instant lottery game rules that were published at 48 Pa.B. 6742 (October 20, 2018).

The Pennsylvania Lottery has altered one portion of the rules associated with the Jingle All the Way Second-Chance Drawing. The Pennsylvania Lottery made an error with respect to the beginning date of the drawing, causing some entries to not be honored. Pursuant to this change, the drawing entry period is changed in section 10(c)(2). The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 48 Pa.B. 6742—6745:

* * * * *

9. *Pennsylvania Lottery's Jingle All the Way Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing").*

* * * * *

(c) *Drawing Description.*

* * * * *

(2) All entries received after 11:59:59 p.m. October 21, 2018, through 11:59:59 p.m. January 3, 2019, will be entered into the Drawing to be held between January 4, 2019 and January 14, 2019.

* * * * *

C. DANIEL HASSELL, Secretary

[Pa.B. Doc. No. 18-2025. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Sleigh Bell\$ Instant Lottery Game 1370; Change to Game Rules; Amended Notice

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of changes to the Pennsylvania Sleigh Bell\$ (hereinafter referred to as "Sleigh Bell\$") instant lottery game rules that were published at 48 Pa.B. 6745 (October 20, 2018).

The Pennsylvania Lottery has altered one portion of the rules associated with the Jingle All the Way Second-Chance Drawing. The Pennsylvania Lottery made an error with respect to the beginning date of the drawing, causing some entries to not be honored. Pursuant to this change, the drawing entry period is changed in section 10(c)(2). The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 48 Pa.B. 6745—6750:

* * * * *

10. *Pennsylvania Lottery's Jingle All the Way Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing").*

* * * * *

(c) *Drawing Description.*

* * * * *

(2) All entries received after 11:59:59 p.m. October 21, 2018, through 11:59:59 p.m. January 3, 2019, will be

entered into the Drawing to be held between January 4, 2019 and January 14, 2019.

* * * * *

C. DANIEL HASSELL, Secretary

[Pa.B. Doc. No. 18-2026. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

The Department of Transportation (Department), Bureau of Motor Vehicles (Bureau), under 75 Pa.C.S. § 3368 (relating to speed timing devices), has approved for use, until the next comprehensive list is published, subject to interim amendment, the following: electronic speed-timing devices (radar); electronic speed-timing devices (nonradar), which measure elapsed time between measured road surface points by using two sensors; and electronic speed-timing devices (nonradar), which calculate average speed between any two points.

Under 75 Pa.C.S. § 3368(c)(2), the Department has approved, for use only by members of the State Police, the following electronic speed-timing devices (radar) when used in the stationary mode only:

(1) BEE III, Directional. Manufactured by MPH Industries, 316 East 9th Street, Owensboro, KY 42303.

(2) Falcon Radar (identified on the radar housing as FALCON). Manufactured by Kustom Signals, Incorporated, 9325 Pflumm, Lenexa, KS 66215.

(3) Falcon HR. Manufactured by Kustom Signals, Incorporated, 9652 Loiret Boulevard, Lenexa, KS 66219.

(4) KR-10. Stationary Radar (identified on the radar housing as KR-10). Manufactured by Kustom Signals, Incorporated, 9325 Pflumm, Lenexa, KS 66215.

(5) KR-10. Stationary Radar (identified on the radar housing as KR-10). Manufactured by Kustom Electronics, Incorporated, 8320 Nieman Road, Lenexa, KS 66214.

(6) KR-10SP. Stationary Radar (identified on the radar housing as KR-10SP). Manufactured by Kustom Signals, Incorporated, 9325 Pflumm, Lenexa, KS 66215.

(7) KR-10SP. Stationary Radar (identified on the radar housing as KR-10). Manufactured by Kustom Electronics, Incorporated, 8320 Nieman Road, Lenexa, KS 66214.

(8) Pro 1000(DS). Manufactured by Kustom Signals, Incorporated, 9652 Loiret Boulevard, Lenexa, KS 66219.

(9) Genesis-I. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(10) Genesis-II Select. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(11) Genesis GHS. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(12) Genesis GHD. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(13) Genesis GVP-D. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(14) Ranger EZ, Directional. Manufactured by MPH Industries, 316 East 9th Street, Owensboro, KY 42303.

(15) Raptor RP-1. Manufactured by Kustom Signals Incorporated, 9652 Loiret Boulevard, Lenexa, KS 66219.

(16) Scout Handheld. Manufactured by Decatur Electronics, Incorporated/a Soncell NA Company, 3433 East Wood Street, Phoenix, AZ 85040.

(17) Speed-Gun Pro, Hand-held model. Manufactured by MPH Industries, 316 East 9th Street, Owensboro, KY 42303.

(18) Stalker Dual. Manufactured by Applied Concepts, Incorporated, 2609 Technology Drive, Plano, TX 75074.

(19) Stalker Dual SL. Manufactured by Applied Concepts, Incorporated, 2609 Technology Drive, Plano, TX 75074.

(20) Stalker Dual DSR. Manufactured by Applied Concepts, Incorporated, 2609 Technology Drive, Plano, TX 75074.

(21) Stalker Basic. Manufactured by Applied Concepts, Incorporated, 2609 Technology Drive, Plano, TX 75074.

(22) Eagle Plus. Manufactured by Kustom Signals, Incorporated, 9652 Loiret Boulevard, Lenexa, KS 66219.

Under 75 Pa.C.S. § 3368(c)(3), the Department has approved, for use by any police officer, the following electronic speed-timing devices (nonradar) which measure elapsed time between measured road surface points by using two sensors:

(1) Electrical Speed Timing System. Manufactured by Richard Hageman, 98 South Penn Dixie Road, Nazareth, PA 18064.

(2) Model TK 100, Excessive Speed Preventor. Manufactured by Systems Innovation, Incorporated, Steam Hollow Road, RD 2, Hallstead, PA 18822.

(3) Model TK 100, Excessive Speed Preventor. Manufactured by Targetron, Incorporated, 190 Angletown Road, Muncy, PA 17756.

(4) Speed Chek (identified on the housing as Speed Chek model one, Mfd. for: The Union Agency, Unionville, PA 19375). Manufactured by Sterner Lighting Systems, Incorporated, 351 Lewis Avenue, Winsted, MN 55395.

(5) Model TK 100, Excessive Speed Preventor Infrared. Manufactured by Systems Innovation, Incorporated, Steam Hollow Road, RD 2, Hallstead, PA 18822.

(6) Model TK 100, Excessive Speed Preventor Infrared. Manufactured by Targetron, Incorporated, 190 Angletown Road, Muncy, PA 17756.

(7) Enradd, Model EJU-91. Manufactured by YIS Incorporated, 2603 Reach Road Rear, Williamsport, PA 17701.

(8) Enradd, Model EJU-91 with Non-Contact Road Switch System. Manufactured by YIS Incorporated, 2603 Reach Road Rear, Williamsport, PA 17701.

(9) Enradd, Model EJU-91 Wireless System. Manufactured by YIS Incorporated, 2603 Reach Road Rear, Williamsport, PA 17701.

Under 75 Pa.C.S. § 3368(c)(1) and (3), the Department has approved the use of electronic and mechanical stopwatches as speed-timing devices for use by any police officer. The Department has approved these speed-timing devices upon submission of a certificate of stopwatch accuracy indicating that a stopwatch has been successfully tested in accordance with the requirements of 67 Pa. Code Chapter 105 (relating to mechanical, electrical and electronic speed-timing devices). The Department issues an approved speed-timing device certificate for the device, as required under 67 Pa. Code § 105.72 (relating to equipment approval procedure). The Department does not publish a listing of these approved speed-timing devices because they are approved individually by serial number and police department. Therefore, if a citation is contested, it is necessary for the police department to show both the certificate of stopwatch accuracy, which was issued within 60 days of the citation, and an approved speed-timing device certificate issued by the Bureau.

Under 75 Pa.C.S. § 3368(c)(3), the Department has approved, for use by any police officer, the following electronic speed-timing devices (nonradar) which calculate average speed between any two points:

(1) VASCAR-plus. Manufactured by Traffic Safety Systems, a division of Power Systems & Controls, Incorporated, 3206 Lanvale Avenue, Richmond, VA 23230.

(2) VASCAR-plus II. Manufactured by Traffic Safety Systems, a division of Power Systems & Controls, Incorporated, 3206 Lanvale Avenue, Richmond, VA 23230.

(3) VASCAR-plus III. Manufactured by Traffic Safety Systems a division of Power Systems & Controls, Incorporated, 3206 Lanvale Avenue, Richmond, VA 23230.

(4) VASCAR-plus IIIc. Manufactured by Traffic Safety Systems a division of Power Systems & Controls, Incorporated, 3206 Lanvale Avenue, Richmond, VA 23230.

(5) V-SPEC. Manufactured by YIS Incorporated, 2603 Reach Road Rear, Williamsport, PA 17701.

(6) Tracker by Patco. Manufactured by Kustom Signals, Incorporated, 9325 Pflumm, Lenexa, KS 66215.

The Department, under 75 Pa.C.S. § 3368(d), has appointed the following stations for calibrating and testing speed-timing devices until the next comprehensive list is published, subject to interim amendment.

The Department has appointed, under 75 Pa.C.S. § 3368(d), the following official Electronic Device Testing Stations for radar devices, which may only be used by members of the State Police:

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969. (Appointed: 12/22/01, Station R8.)

Guth Laboratories, Incorporated, 590 North 67th Street, Harrisburg, Dauphin County, PA 17111-4511 (Appointed: 01/27/97, Station R2.)

S & D Calibration Services, 29 Prosperity Street, Monongahela, Washington County, PA 15063. (Appointed: 08/15/03, Station R11.)

Simco Electronics, 2125 South West 28th Street, Allentown, Lehigh County, PA 18103. (Appointed: 09/19/96, Station R9.)

Wisco Calibration Services, Inc., 820 Washington Boulevard, Pittsburgh, Allegheny County, PA 15206. (Appointed: 07/14/99, Station R10.)

YIS/Cowden Group, Inc., 2603 Reach Road Rear, Williamsport, Lycoming County, PA 17701. (Appointed: 8/20/04, Station R12.)

The Department has appointed, under 75 Pa.C.S. § 3368(b), the following Official Speedometer Testing Stations:

Briggs-Hagenlocher, 1110 Chestnut Street, Erie, Erie County, PA 16501. (Appointed: 03/25/93, Station S39.) Device—Maxwell Dynamometer.

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969—Also authorized to use mobile units. (Appointed: 11/25/63, Station S19.) Devices—Mustang Dynamometer, Davidheiser Storage Generator Speedometer Calibrator Mile-O-Meter.

George's Garage, 868 Providence Road, Scranton, Lackawanna County, PA 18508. (Appointed: 04/15/98, Station S8.) Device—Clayton Dynamometer.

Mahramus Specialty Auto Service, 286 Muse Bishop Road, Canonsburg, Washington County, PA 15317. (Appointed: 01/03/84, Station S7.) Devices—Speed-Master Quartz Speedometer Tester, Stewart Warner Strobetachometer.

Maruti Auto Service Inc, 4030 New Falls Road, Bristol, Bucks County, PA 19007. (Appointed 11/4/2008, Station S11.) Devices—Maha Snap-On Dynamometer.

Powl's Speedometer Service, Incorporated, 2340 Dairy Road, Lancaster, Lancaster County, PA 17601—Also authorized to use mobile units. (Appointed: 06/09/97, Station S82.) Devices—YIS, Inc. Electronic Mile-O-Meter and Speedometer Testing Platform with Indicator.

Rabold's Services, 2034 Boas Street, Harrisburg, Dauphin County, PA 17103—Also authorized to use mobile units. (Appointed: 06/29/62, Station S67.) Devices—Clayton Dynamometer, Mustang Dynamometer, Model MD-AWD-3K-ST.

S & D Calibration Services, 1963 Route 837, Monongahela, Washington County, PA 15063—Also authorized to use mobile units. (Appointed: 03/22/83, Station S35.) Devices—Clayton Dynamometer, Mustang Dynamometer, Stewart Warner Strobetachometer, Speed-Master Quartz Speedometer Tester.

YIS/Cowden Group Inc., 2603 Reach Road Rear, Williamsport, Lycoming County, PA 17701—Also authorized to use mobile units. (Appointed: 8/20/04, Station S9.) Devices—YIS, Inc. Electronic Mile-O-Meter and Speedometer Testing Platform with Indicator.

The Department has appointed, under 75 Pa.C.S. § 3368(d), the following official Electronic Device Testing Stations for nonradar devices, which measure elapsed time between measured road surface points by using two sensors:

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969—Also authorized to use mobile units. (Appointed: 04/07/93, Station EL3.)

Rabolds Services, 2034 Boas Street, Harrisburg, Dauphin County, PA 17103—Also authorized to use mobile units. (Appointed: 02/27/92, Station EL22.)

S & D Calibration Services, 29 Prosperity Street, Monongahela, Washington County, PA 15063—Also authorized to use mobile units. (Appointed: 03/14/02, Station EL1.)

S & D Calibration Services, 115 Joyce Drive, McMurray, Washington County, PA 15317—Also authorized to use mobile units. (Appointed: 09/14/82, Station EL11.)

Targetron, Incorporated, 190 Angletown Road, Muncy, Lycoming County, PA 17756—Also authorized to use mobile units (Appointed: 05/07/91, Station EL21.)

Mahramus Specialty Auto Service, 286 Muse Bishop Road, Canonsburg, Washington County, PA 15317. (Appointed: 07/31/97, Station EL18.)

YIS/Cowden Group, 2603 Reach Road Rear, Williamsport, Lycoming County, PA 17701—Also authorized to use mobile units. (Appointed: 02/20/80, Station EL7.)

The Department has appointed, under 75 Pa.C.S. § 3368(d), the following Official Stopwatch Testing Stations:

Cal Tech Labs, 501 Mansfield Avenue, Pittsburgh, Allegheny County, PA 15205. (Appointed: 12/22/07, Station W70.)

Department of General Services, Bureau of Procurement, 2221 Forster Street, Harrisburg, Dauphin County, PA 17125. (Appointed: 03/09/79, Station W18.)

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969—Also authorized to use mobile units. (Appointed: 10/28/77, Station W29.)

Leitzel's Jewelry, 607 East Lincoln Avenue, Myerstown, Lebanon County, PA 17067. (Appointed: 09/01/87, Station W58.)

Pinto Calibration Services, 2868 Cedar Street, Bethel Park, Allegheny County, PA 15102—Also authorized to use mobile units. (Appointed: 10/24/14, Station W5.)

Precision Watch Repair Company, 1015 Chestnut Street, Room 1010, Philadelphia, Philadelphia County, PA 19107. (Appointed: 09/24/80, Station W54.)

Rabold's Services, 2034 Boas Street, Harrisburg, Dauphin County, PA 17103—Also authorized to use mobile units. (Appointed: 09/15/86, Station W56.)

R & R Timing, 203 Shuster Hollow Road, Leechburg, Westmoreland County, PA 15656. (Appointed: 6/16/04, Station W10.)

S & D Calibration Services, 29 Prosperity Street, Monongahela, Washington County, PA 15063—Also authorized to use mobile units. (Appointed: 03/14/02, Station W1.)

S & D Calibration Services, 115 Joyce Drive, McMurray, Washington County, PA 15317—Also authorized to use mobile units. (Appointed: 10/10/89, Station W61.)

Servinsky Jewelers, 610 Second Street, Cresson, Cambria County, PA 16630. (Appointed: 05/18/78, Station W40.)

Targetron, Incorporated, 190 Angletown Road, Muncy, Lycoming County, PA 17756—Also authorized to use mobile units. (Appointed: 05/07/91, Station W64.)

YIS/Cowden Group, 2603 Reach Road Rear, Williamsport, Lycoming County, PA 17701—Also authorized to use mobile units. (Appointed: 08/30/89, Station W60.)

The Department has appointed, under 75 Pa.C.S. § 3368(d), the following official Electronic Device Testing Stations for nonradar devices which calculates average speed between any two points:

Davidheiser's Speedometer Repair, Incorporated, 181 Ridge Road, Telford, Montgomery County, PA 18969—Also authorized to use mobile units. (Appointed: 02/11/93, Station EM23.)

Rabolds Services, 2034 Boas Street, Harrisburg, Dauphin County, PA 17103—Also authorized to use mobile units. (Appointed: 02/27/92, Station EM22.)

S & D Calibration Services, 29 Prosperity Street, Monongahela, Washington County, PA 15063—Also authorized to use mobile units. (Appointed: 03/14/02, Station EM1.)

S & D Calibration Services, 115 Joyce Drive, McMurray, Washington County, PA 15317—Also authorized to use mobile units. (Appointed: 09/14/82, Station EM6.)

Mahramus Specialty Auto Service, 286 Muse Bishop Road, Canonsburg, Washington County, PA 15317 (Appointed: 08/13/97, Station EM12.)

Pinto Calibration Services, 2868 Cedar Street, Bethel Park, Allegheny County, PA 15102—Also authorized to use mobile units. (Appointed: 10/24/14, Station EM4.)

Targetron, Incorporated, 190 Angletown Road, Muncy, Lycoming County, PA 17756—Also authorized to use mobile units. (Appointed: 05/07/91, Station EM21.)

YIS/Cowden Group, 2603 Reach Road Rear, Williamsport, Lycoming County, PA 17701—Also authorized to use mobile units. (Appointed: 12/20/80, Station EM5.)

Comments, suggestions or questions may be directed to Michael Smith, Manager, Administrative and Technical Support Section, Vehicle Inspection Division, Bureau of Motor Vehicles, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104, (717) 783-7016.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 18-2027. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under the Sale of Transportation Lands Act (71 P.S. §§ 1381.1—1381.3), intends to sell certain land owned by the Department.

The following is available for sale by the Department.

City of Bethlehem, Northampton County. The parcel contains 0.402 acre of unimproved land located on the southwest corner of State Route 0412 and Commerce Center Boulevard. The estimated fair market value is \$293,900.

Interested public entities are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to the Department of Transportation, Engineering District 5-0, Attn: Right-of-Way, 1002 Hamilton Street, Allentown, PA 18101.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 18-2028. Filed for public inspection December 28, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Under section 2002 of The Administrative Code of 1929 (71 P.S. § 512) establishing the Department of Transportation (Department), a Level 2 Categorical Exclusion Evaluation and an associated Individual Section 4(f) document, which also serves as the Section 2002 Evaluation, required by section 2002(a)(15) (71 P.S. § 512(a)(15)) have been developed for the SR 0228, Section 29B project, in Adams and Middlesex Townships, Butler County.

The Federal Highway Administration and the Department are planning roadway and intersection improvements approaching and at the SR 0228 (Mars-Crider Road) and SR 3007 (Three Degree Road) intersection.

The proposed project will impact three Section 4(f) properties: the George Ebert House; the Mars Home for Youth; and the Mars Area School District Athletic Field. Approximately, 3.2 acres of right-of-way (ROW) acquisition and 1.4 acres of temporary construction easement are needed from the Mars Home for Youth including demolition of the Maintenance Residence. Approximately, 0.31 acre of ROW and 0.09 acre of temporary construction easement will be acquired from the George Ebert House. While no ROW is needed from the Mars Area School District Athletic Field, a temporary construction easement totaling 0.41 acre is necessary.

There is no Section 4(f) use to the Mars Areas School District Baseball Fields, the Mars Area School District Athletic Courts, Galletta's Winter Haven, the Mars Area School District Softball Fields or the William Hays Farm.

Based upon studies, there is no feasible and prudent alternative to the proposed action. Mitigation measures will be taken to minimize harm as stipulated in the Level-2 CEE, the Individual Section 4(f) Evaluation document and the associated Memorandum of Agreement. The approved documents are available in the CE/EA Expert System.

The environmental, economic, social and other effects of the proposed project, as enumerated in section 2002 of The Administrative Code of 1929, have been considered. It has been concluded that: 1) there is no feasible and prudent alternative to the use of the Section 2002 resources; and 2) the project is planned to minimize harm to the Section 2002 resources.

MELISSA J. BATULA, PE,
Acting Director
Bureau of Project Delivery

[Pa.B. Doc. No. 18-2029. Filed for public inspection December 28, 2018, 9:00 a.m.]

HOUSING FINANCE AGENCY

Proposed PHARE (Act 105 of 2010) (State Housing Trust Fund) Plan Including Funds Available through Marcellus Shale Impact Fee (Act 13 of 2012), Realty Transfer Tax (Act 58 of 2015) and the National Housing Trust Fund (Housing and Economic Recovery Act of 2008); Public Comment

The Housing Affordability and Rehabilitation Enhancement Fund (PHARE Fund) was established by the act of

November 23, 2010 (P.L. 1035, No. 105) (Act 105) to provide a structure by which certain State and Federal funds may be used to support housing throughout this Commonwealth. The Housing Finance Agency (Agency) administers the PHARE Fund. Under the PHARE program, various funding sources are available to fund the PHARE program in 2019. Accordingly, the Agency has prepared a proposed PHARE Plan outlining the distribution strategies, the priorities and the timelines for accepting applications and funding programs and projects in 2019.

Act 105 establishes a public comment period and to administer the PHARE Fund with the added moneys, the Agency is inviting public comment about the PHARE

Plan. The proposed PHARE Plan is now available at www.phfa.org.

Written comments are being accepted on the proposed PHARE Plan addressed to Bryce Maretzki, Housing Finance Agency, 211 North Front Street, Harrisburg, PA 17101, bmaretzki@phfa.org. Comments are due no later than February 22, 2019. The Agency shall make all comments available for public inspection.

BRIAN A. HUDSON, Sr.,
Executive Director

[Pa.B. Doc. No. 18-2030. Filed for public inspection December 28, 2018, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/ Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
14-542	Department of Human Services Child Care Facilities 48 Pa.B. 6564 (October 13, 2018)	11/13/18	12/13/18

Department of Human Services Regulation # 14-542 (IRRC # 3216)

Child Care Facilities

December 13, 2018

We submit for your consideration the following comments on the proposed rulemaking published in the October 13, 2018 *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 Human Services (Department) to respond to all comments received from us or any other source.

1. Determining whether the regulation is in the public interest.

Section 5.2 of the RRA 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(a) of the RRA (71 P.S. § 745.5(a)) in the Regulatory Analysis Form (RAF). The explanation of the regulation in the Preamble and the information contained in the RAF are not sufficient to allow this Commission to determine if the regulation is in the public interest.

There are several instances where the Department's descriptions and responses in the Preamble or RAF are

not responsive to the question or appear to be inconsistent with the regulatory language in the Annex. For instance:

- The description of Section 3290.31(a)(2) (relating to age and training) in the Preamble lacks clarity. Does the operator have two renewal periods to simply produce the required documentation or can an operator not have achieved a high school diploma or a GED at the time of application for a certificate of compliance and have two years to obtain it? The Department should clarify its intent in the Preamble and revise the language in the Annex if necessary;

- RAF # 19 and the "Fiscal Impact" section in the Preamble do not include the estimated costs to secure an additional designated staff person in family child care homes that provide 24-hour child care. The Department should revise the fiscal impact summary in the Preamble and its response to RAF # 19 to include these costs;

- The Department's answer to RAF # 25 is not responsive to the question;

- RAF # 26 asks the Department to describe any alternative regulatory provisions which have been considered and rejected. The Department's response is confusing because it refers to the proposal to "require video monitors with audio capabilities." Is it the Department's intent to require operators to have monitoring systems that have both video and audio capabilities or was that an alternative regulatory approach that was considered and rejected? If it was an alternative approach that was considered and rejected, the Department should explain why video monitors with audio capabilities are not necessary; and

• The Department, in the Preamble, explains that it is incorporating the existing definition of “legal entity” in Sections 3270.11(c) and 3280.11(c) (relating to application for and issuance of a certificate of compliance) to ensure that all applicants show documentation of the completion of the health and safety topics upon submitting their application to the Department. It appears that the definition is not all inclusive and is outdated. We note that new forms of business entities exist that are not reflected in that definition. The Department should consider taking what appears in the definition of “person” in the Statutory Construction Act of 1972 (1 Pa.C.S.A. §§ 1501—1991) and using it as the definition of “legal entity.”

2. Communication with the regulated community.— Reasonableness; Compliance with provisions of the Regulatory Review Act; Economic or fiscal impacts of the regulation.

RAF # 14 asks the Department to describe the communications with the regulated community and list the specific groups involved. The Department explains that the majority of amendments in the proposed regulation are required by the Child Care and Development Block Grant Act of 1990 (CCDBG) (42 U.S.C.A. §§ 9857—9858r). Beyond these federal requirements, the Department also notes that its proposal to increase the annual professional development requirement for all caregivers from 6 hours annually to 12 hours annually is endorsed by the Pennsylvania Early Learning Council (ELC), which is an advisory group composed of a variety of stakeholders and appointed by the Governor. In addition, it states that use of video monitors in family child care homes is supported by members of the ELC as well as the Pennsylvania Child Care Association (PACCA). We commend the Department for working with the ELC and PACCA in the development of the proposed regulation and encourage the continuation of these relationships as it develops the final rulemaking.

In addition to the increase in professional development hours and the use of video monitors mentioned above, the Department proposes to shorten the time frame for submittal of the initial health reports, limit the work period for family child care home operators who offer 24-hour services and require family child care home operators to secure a designated staff person to provide for supervision of children at all times. While we applaud the Department’s efforts to protect the health and safety of children in all child care settings through these measures, we also recognize that these changes garnered significant public comment from parents and providers.

On issues where there is general consensus such as the use of video monitoring in family child care homes, commentators expressed concern about the fiscal impact. Another area where there is strong agreement is the Department’s proposal to increase the annual professional development hours. However, some assert that the Department has underestimated the cost to providers to comply with the increase in training hours. They note that the calculation is based on a flat hourly rate and does not account for federal overtime rules. It has also been noted that the source for wage data used in the cost analysis is from the “education sector” which is applicable to some employees, but not the majority. As such, they believe the fiscal impact of the proposal is likely inaccurate. They encourage the Department and the legislature to seek their assistance in the development of policies and associated funding.

In addition to the input from parents and providers, the Pennsylvania Department of Health, the Pennsylvania

Chapter of the American Academy of Pediatrics, pediatricians, the Pennsylvania Breastfeeding Coalition, and child care health and safety consultants asked the Department to address issues that are not part of this regulatory package but would further the goal of the rulemaking.

We believe that had a more extensive outreach been undertaken earlier and with those affected by the rulemaking, some commentator issues could have been addressed prior to the submittal of the proposed rulemaking. The issues raised by parents, providers and partners in the care of children deserve careful contemplation because the Department’s responses will affect 400,000 children and their parents, as well as 7,964 child care providers and 70,998 staff working in child care. The Department should explain the extent to which it sought input from the regulated community and how it will engage those affected by the rulemaking as it develops the final regulation.

If the Department decides to include the additional content as suggested by the Pennsylvania Department of Health and others, an Advanced Notice of Final Rulemaking (ANFR) may be appropriate. An ANFR would also allow the Department to engage the regulated community in meaningful dialogue as it develops the final-form rulemaking.

3. Section 3270.4. Definitions;

Section 3280.4. Definitions; and

Section 3290.4. Definitions.—Clarity, feasibility, need and reasonableness of the regulation; Fiscal impact.

“Regulatory ratio” is proposed to be defined as “The maximum number of children based on the age of the child or children for whom a staff person can be responsible.” This term is only used in the definitions of “staff person” and “volunteer.” The term “staff:child ratio” is consistently used in Chapters 3270, 3280 and 3290 (relating to child care centers; group child care homes; and family child care homes). How does “regulatory ratio” differ from “staff:child ratio?” If these terms are interchangeable, we ask the Department to revise the final-form regulation to use the established term “staff:child ratio.” If they are not interchangeable, the Department should explain the need for and reasonableness of this proposed definition in the Preamble to the final-form regulation.

Further, we note that subparagraph (i) of the definition of “volunteer” in Section 3290.4 refers to the “ratio.” Parallel definitions in Sections 3270.4 and 3280.4 refer to the “regulatory ratio.” If this definition is retained in the final-form regulation, we recommend that the Department use the term “regulatory ratio.”

The definition of “volunteer” is proposed to be expanded to include “A student 14 years of age or older but under 16 years of age enrolled in a Child Care and Support Services Management program. . . .” Several commentators raised concerns about maturity, level of supervision, costs, and liability. As the definition of “child” includes individuals “15 years of age or younger,” the commentators stated that there could be confusion as to how this class of volunteers is calculated in the staff:child ratio. Further, what is the fiscal impact on a facility of training student volunteers? In light of these concerns, we ask the Department to explain the reasonableness of including 14- and 15-year olds in the definition of “volunteer.” Additionally, the RAF should be revised to address the fiscal impact of training volunteers.

4. Section 3270.11. Application for and issuance of a certificate of compliance;

Section 3280.11. Application for and issuance of a certificate of compliance; and

Section 3290.11. Application for and issuance of a certificate of compliance.—Protection of the public health, safety and welfare; Clarity of the regulation.

Section 3270.31. Age and training;

Section 3280.31. Age and training; and

Section 3290.31. Age and training.—Protection of the public health, safety and welfare; Clarity of the regulation.

Applicants for certificates of compliance are required under proposed Sections 3270.11(c), 3280.11(c) and 3290.11(e) and staff persons of certified facilities, within 90 days of hire, are required under proposed Sections 3270.31(f), 3280.31(f) and 3290.31(g) to complete professional development in ten health and safety topics mandated by Section 658E(c)(2)(I)(i) of the CCDBG (42 U.S.C.A. § 9858c(c)(2)(I)(i)). The language in Paragraphs (1)—(10) of these six subsections is identical.

Paragraphs (2), (4), (6), (9) and (10) do not significantly deviate from the parallel provisions in Section 658E(c)(2)(I)(i)(II), (IV), (VI), (IX) and (X) of the CCDBG. However, the Department omitted the emphasized Federal statutory requirements in the following paragraphs of its regulations:

- Paragraph (1)—prevention and control of infectious diseases “(including immunization) and the establishment of a grace period that allows homeless children and children in foster care to receive services under this subchapter while their families (including foster families) are taking any necessary action to comply with immunization and other health and safety requirements” as required by Section 658E(c)(2)(I)(i)(I) of the CCDBG.

- Paragraph (3)—“administration of medication, consistent with standards for parental consent” as required by Section 658E(c)(2)(I)(i)(III) of the CCDBG.

- Paragraph (5)—“identification of and protection from hazards. . .” as required by Section 658E(c)(2)(I)(i)(V) of the CCDBG.

- Paragraph (7)—“emergency preparedness and response planning for emergencies resulting from a natural disaster, or a man-caused event (such as violence at a child care facility), within the meaning of those terms under section 5195a(a)(1) of this title” as required by Section 658E(c)(2)(I)(i)(VII) of the CCDBG.

- Paragraph (8)—“handling and storage of hazardous materials and the appropriate disposal of biocontaminants” as required by Section 658E(c)(2)(I)(i)(VIII) of the CCDBG.

The Preamble to the final-form regulation should explain the Department’s rationale for omitting these federal requirements that protect public health, safety and welfare.

5. Section 3270.11. Application for and issuance of a certificate of compliance;

Section 3280.11. Application for and issuance of a certificate of compliance; and

Section 3290.11. Application for and issuance of a certificate of compliance.—Reasonableness of requirements, implementation procedures and timetables for compliance.

Proposed Sections 3270.11(d), 3280.11(d) and 3290.11(f) address the documentation of completion of professional development by an applicant for a certificate of compliance. The Preamble to the proposed regulation states that an applicant who “can document completion of the precertification professional development within the 2 years prior to the date of publication of the final-form rulemaking, will be considered as having satisfied the requirement.” Although the Department states that it will accept professional development completed prior to the publication of the final-form regulation, these subsections do not include this language. Further, how did the Department determine that 2 years prior to publication of the final-form regulation was reasonable? As noted by a commentator, facilities may have completed this professional development when it was implemented in September 2016. We ask the Department to explain its rationale for the 2-year time period in the Preamble to the final-form regulation. In addition, we suggest that the Department revise this subsection to include a date certain for precertification professional development that was completed prior to the adoption of the final-form regulation.

6. Section 3270.19. Child abuse reporting;

Section 3280.18. Child abuse reporting; and

Section 3290.16. Child abuse reporting.—Protection of the public health, safety and welfare; Clarity and reasonableness of the regulation.

Proposed Subsection (b) directs a facility person to report “suspected child abuse to ChildLine through the hotline, online, or any other method as prescribed by the Department.” The current text of this subsection includes the telephone number of ChildLine and the Preamble to the proposed regulation includes the website address. In the Preamble to the final-form regulation, the Department should explain how the omission of this information is in the public interest and protects the health, safety and welfare of children in these facilities.

7. Section 3270.25. Availability of certificate of compliance and applicable regulations;

Section 3280.24. Availability of certificate of compliance and applicable regulations; and

Section 3290.22. Availability of certificate of compliance and applicable regulations.—Protection of the public health, safety and welfare; Reasonableness of the regulation.

Subsection (a) currently requires a facility to post “a copy of the applicable regulations. . . in a conspicuous location used by parents. . . .” The proposed amendments delete the copy requirements and instead require a facility to provide “information on how to access the regulations in this chapter electronically. . . .” We ask the Department to explain its rationale for no longer requiring a hard copy of the regulations and how this will protect the health, safety and welfare of children in these facilities. Further, we ask the Department to explain the reasonableness of not requiring a facility to post the regulations and how this is in the public interest given that not all individuals may be able to access the regulations electronically.

8. Section 3270.27. Emergency plan;**Section 3280.26. Emergency plan; and****Section 3290.24. Emergency plan.—Clarity of the regulation.**

The Preamble states that the “proposed regulation specifies the provisions that must be included in the child care provider’s emergency plan for infants, toddlers and children who have disabilities or chronic medical conditions.” (Emphasis added.) Commentators note a lack of specificity relating to the emergency plans and special accommodations for infants, toddlers and children who have disabilities or chronic medical conditions. They have questions on the types of drills (shelter in place or evacuation) that are to be conducted. Are the emergency drills to include the children or are they to be conducted with staff only? The Department should provide more specificity in the final-form regulation or explain how it plans to address the regulated community’s concerns regarding the requirements set forth in these provisions.

In the description of the emergency plan amendments, the Department states that “This requirement specifies that a child care provider’s emergency plan shall include provisions that *all child care staff are aware of the components of the plan.*” (Emphasis added.) The proposed language does not include this requirement. The Department should include this provision in the final-form regulation.

Several commentators have remarked that the emergency plan provision is missing federal lock-down requirements. See Comment # 4 regarding the content of the professional development for operators and staff.

9. Section 3270.31. Age and training;**Section 3280.31. Age and training; and****Section 3290.31. Age and training.—Reasonableness; Clarity of the regulation.**

In the Preamble to the proposed regulation submitted to the Commission, the Department states that “Under the CCDBG (42 U.S.C.A. § 9858c(c)(2)(G)), all applicants who wish to operate as a child care provider in the Commonwealth must complete a *one-time* only precertification professional development in ten health and safety areas. . . .” (Emphasis added.) The Department further explains that “*all staff persons currently employed in a certified child care center, group child care home or family child care home shall also complete the same one-time only professional development.*” (Emphasis added.)

Current staff in child care centers and group child care homes

Sections 3270.31(f), 3280.31(f) and 3290.31(g) require staff persons to complete professional development in ten health and safety content areas within 90 days of hire. Section 3290.31(i) relating to family child care homes states that all current staff persons other than the operator are to complete the precertification professional development. However, parallel language addressing professional development requirements for current staff in child care centers (Section 3270.31) and group child care homes (Section 3280.31) is not included. The Department should revise the language in the child care center and group child care home regulations to be consistent with Section 3290.31(i).

Effective date

In the Preamble, the Department provides “an additional 180 days for the operators and current staff to

receive professional development under [Sections] 3270.31(f), 3280.31(f) and 3290.31(g).” Commentators indicate that some staff may have already completed the health and safety professional development contained in this rulemaking beginning in September 2016. They are concerned that based on the effective date for current employees, some may staff may need to re-complete it because their safety training will have fallen outside the 2-year window. The Department should explain how the effective date regarding completion of professional development will be implemented. The Department should include a date certain to ensure that those providers who completed the training, as required by the Health and Safety training OCDEL Announcement C-16-01, will have satisfied this requirement.

One-time training

The regulations do not specifically state that this is a one-time training. This section requires an individual to complete the training “within 90 days of hire.” The Department should revise Sections 3270.31(f), 3280.31(f) and 3290.31(g) to clarify that this is a one-time training and that staff may show proof of the completion of professional development that is required under these provisions to meet the training requirement.

10. Section 3270.34. Director qualifications and responsibilities;**Section 3280.34. Primary staff person qualifications and responsibilities; and****Section 3290.31. Age and training.—Clarity of the regulation.**

Sections 3270.34(c), 3280.34(a) and 3290.31(a)(3) address the responsibilities and qualifications of the director of a child care center, the primary staff person of a group child care home and the operator of a family child care home, respectively. These subsections require photo identification to be provided to the Department during an inspection. The proposed text relates to an inspection and is not stated as a requirement of the director, primary staff person or operator. To improve clarity, we suggest that the Department move the photo identification requirement to the regulations addressing inspection.

11. Section 3270.131. Health information;**Section 3280.131. Health information; and****Section 3290.131. Health information.—Reasonableness.**

The Department is proposing to shorten the time frame that an operator has to require the parent of an enrolled child provide an initial health report from “no later than 60 days” to “no later than 30 days” following the first day of attendance at the facility.

Many commentators expressed concern with this amendment. They assert that the new window may not give parents enough time to contact their medical providers since the availability of health services is inconsistent across the state. Commentators ask the Department to retain the current language. The Department should explain the rationale for and the reasonableness of this provision.

Family Child Care Homes

12. Section 3290.11. Application for and issuance of a certificate of compliance.—Clarity of the regulation.

Proposed Subsection (c) requires an applicant to obtain a certificate of compliance for “a family child care home to

care for *up to six* unrelated children. . . .” (Emphasis added.) The definition of “family child care home” in Section 3290.4 (relating to definitions) states that care is provided for “*four, five or six* children unrelated to the operator.” (Emphasis added.) To improve the clarity of proposed Subsection (c), we suggest that the Department revise the reference to the number of children to correspond to the definition in Section 3290.4.

13. Section 3290.16. Child abuse reporting.—Clarity of the regulation.

The proposed language in Subsection (b) requires a staff person to report suspected child abuse to ChildLine. The Preamble to the proposed regulation states that the amendment is intended to clarify “that a child care staff person, volunteer or other adult who is employed by a child care provider who has reason to believe that a child is a victim of child abuse, shall make the report to the Child Abuse Hotline. . . .” The definition of “staff person” in Section 3290.4 addresses the regulatory ratio. Conversely, the definition of “facility person” includes “A staff person, a substitute staff person or a volunteer.” In addition, the parallel provisions in Sections 3270.19(b) and 3280.18(b) (relating to child abuse reporting) refer to a facility person. For clarity, we suggest that the Department revise this subsection to refer to a facility person.

14. Section 3290.113. Supervision of children.—Clarity; Statutory authority; Protection of the public health safety and welfare; Implementation procedures.

Video monitoring device

Subsection (f) requires operators of family child care homes to “use a monitoring device with a video camera or other video or sight technological device to supervise a child if the operator is not able to directly see, hear, direct and assess the activity of the child due to activities such as the need to be in the restroom or for the preparation of meals and snacks.” We support the Department’s efforts to provide an additional layer of safety for children being cared for in family child care homes. However, we have three questions:

- What is the Department’s statutory authority to require video monitoring devices in family child care homes?
- Why does the Department not require the video monitors to have audio capabilities as referenced in RAF # 26?
- What are other states’ policies regarding the use of video monitors in family child care homes?

Commentators have expressed concern with the cost of equipment and implementation. How will an operator determine the appropriate number of devices needed to comply with this provision? The Department should explain how it plans to implement and inform the regulated community regarding this requirement.

RAF # 24(d) asks the Department to provide a description of any less intrusive or less costly alternative methods of achieving the purpose of the proposed regulation. The Department responds that it will consider alternative technology to video monitors. It defines appropriate alternative technology “as any device or product that allows the [family child care home] or staff provider to visually monitor children while attending to other needs.” The Department states that “The use of mirrors in the [family child care home] may be a suitable option depending on the layout.” However, subsection (f) does not expressly allow for the use of mirrors. Rather, it refer-

ences, but does not define, a “sight technological device.” If it is the intent of the Department to allow mirrors to meet the requirements of this section as an alternative technology, then the language in the regulation should be amended accordingly. Additionally, the Department should define in subsection (f) what is an acceptable “other video or sight technological device.”

Work period

In subsection (g), the Department proposes to limit the working hours of staff in family child care homes that provide services for 24 hours per day to no more than 16 hours in a day. The proposal also requires an operator to “secure a designated staff person to ensure that there is appropriate supervision.”

While most commentators support this change, there are comments from parents and family child care home providers asking the Department to reconsider this amendment. The issue they raise is that for some communities in the Commonwealth there are very few child care options for parents who work late nights, long shifts and weekends. They state that overnight care is already less available than typical child care. Their concern is twofold: the costs to cover the additional staff person required under this new language will be passed on to already financially-strapped families which in turn may then force them to seek unregulated care. We encourage the Department to reach out to the affected regulated community to address their concerns as it formulates the final-form regulation.

The Department should clarify the phrase “secure a designated staff person.” The Preamble states that a similar measure was adopted in New Jersey to safeguard that family child care staff persons are “not caring for children more than 16 *consecutive* hours within a 24-hour period.” (Emphasis added.) If that is the intent of the proposed language, the Department should revise the section to include the term “consecutive” or explain why the term “consecutive” is not needed. The Department should consider qualifying language that underscores that the designated staff person is at the facility to supervise during the eight hours that other staff persons may not work.

Special Exceptions

15. Section 3290.213. Age and training.—Clarity of the regulation; Statutory authority.

Although this section is being amended for technical edits, we ask the Department to explain the term “permanently qualified.” Are permanently qualified operators required to participate in the professional development requirements in this proposed regulation? If these operators are excluded from the professional development requirements in this proposal, the Department should amend the Preamble to address those that are grandfathered and identify its statutory authority for retaining this section.

16. Miscellaneous clarity issues.

- Why isn’t “day” proposed to be deleted in Section 3041.13(a)(1) and (2) (relating to parent choice) as it is in Section 3041.13(a)(3)?
- The Department’s description of Sections 3270.11(b) and 3280.11(b) in the Preamble to the proposed regulation characterizes the existing language regarding orientation training as a new provision. Instead, the description should explain the proposed change relating to the increase in annual minimum hours of child care training from 6 hours to 12 hours.

- Sections 3270.11(b) and 3280.11(b) propose to require “12 hours of child care training.” Sections 3270.31(e) and 3280.31(e) (relating to age and training), which are cross-referenced, require “12 *clock* hours of child care training.” (Emphasis added.) The Department should add “clock” to Sections 3270.11(b) and 3280.11(b) for consistency.

- Proposed Sections 3270.27(a)(6), 3280.26(a)(5) and 3290.24(d) (relating to emergency plan) require facilities to conduct “emergency plan drills.” This term should be corrected to “emergency drills.”

- Proposed amendments to Sections 3270.34(c) and 3280.34(a) (relating to director qualifications and responsibilities; and primary staff person qualifications and responsibilities) include a “designated responsible person” when requiring identification during an inspection. This term is neither defined nor used in other regulations. We suggest that the Department revise this terminology to correspond to terms used throughout the regulations.

- “Premises” in the definition of “group child care home” in Section 3280.4 (relating to definitions) is proposed to be amended to “premise.” We suggest that the definition be amended to refer to “other premises.”

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 18-2031. Filed for public inspection December 28, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Appeal of Thomas C. Dallmer; Consent Order; Doc. No. CO08-06-005

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for January 28, 2019. Each party will provide the Hearings Administrator a telephone number to be used for the telephone conference on or before January 24, 2019. A hearing will occur on February 7, 2019, at 10 a.m. in the Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 19102.

Protests, petitions to intervene or notices of intervention, if any, must be filed with the Hearings Administrator at the previously listed address on or before January 14, 2019. Answer to protests, petitions to intervene or notices of intervention, if any, shall be filed on or before January 24, 2019.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodations to participate in the hearing should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-2032. Filed for public inspection December 28, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Pennsylvania Compensation Rating Bureau; Workers' Compensation Loss Cost Filing

On December 17, 2018, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (Bureau) a filing for a loss cost level change for workers' compensation insurance. The filing was made in accordance with section 705 of the Workers' Compensation Act (77 P.S. § 1035.5).

The filing proposes an April 1, 2019, effective date for both new and renewal business and includes the following revisions:

- An overall 9.92% decrease in collectible loss costs.
- An Employer Assessment Factor of 1.83%, as compared to the currently approved provision of 2.17%.
- Updates to a variety of other rating values to reflect the most recent available experience.

The entire April 1, 2019, loss cost filing is available for review on the Bureau's web site at www.pcrb.com in the “Filings” section.

Interested parties are invited to submit written comments, suggestions or objections to Eric Zhou, Insurance Department, Office of Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, gzhou@pa.gov, within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-2033. Filed for public inspection December 28, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Qualified Unlicensed Reinsurers List

Under section 319.1 of The Insurance Company Law of 1921 (40 P.S. § 442.1), the Insurance Commissioner hereby lists reinsurers not licensed by the Insurance Department (Department) which shall be considered qualified to accept reinsurance from insurers licensed by the Department.

Qualified Unlicensed Reinsurers List

1. 26883 AIG Specialty Insurance Company, Chicago, Illinois
2. 21911 Allianz Reinsurance America, Inc., Petaluma, California
3. 10852 Allstate New Jersey Insurance Company, Northbrook, Illinois
4. 37990 American Empire Insurance Company, Cincinnati, Ohio
5. 14673 Aspen Bermuda, Limited, Hamilton, Bermuda
6. 11680 Aspen Insurance UK Limited, London, England
7. 14927 AXIS Specialty Limited, Pembroke, Bermuda
8. 98167 Blue Cross Blue Shield of Florida, Jacksonville, Florida
9. 27081 Bond Safeguard Insurance Company, Sioux Falls, South Dakota

10. 30511 Castle Key Insurance Company, Northbrook, Illinois
11. 36951 Century Surety Company, Westerville, Ohio
12. 36552 Coliseum Reinsurance Company, Wilmington, Delaware
13. 39993 Colony Insurance Company, Richmond, Virginia
14. 27812 Columbia Insurance Company, Omaha, Nebraska
15. 14034 DaVinci Reinsurance Limited, Pembroke, Bermuda
16. 40509 EMC Reinsurance Company, Des Moines, Iowa
17. 35378 Evanston Insurance Company, Deerfield, Illinois
18. 21555 Farm Bureau Mutual Insurance Company of Michigan, Lansing, Michigan
19. 37532 Great American E & S Insurance Company, Wilmington, Delaware
20. 41858 Great American Fidelity Insurance Company, Wilmington, Delaware
21. 88340 Hannover Life Reassurance Company of America, Orlando, Florida
22. 10241 Hannover Ruck SE, Hannover, Germany
23. 54828 Highmark West Virginia, Parkersburg, West Virginia
24. 42374 Houston Casualty Company, Houston, Texas
25. 12936 Houston Specialty Insurance Company, Houston, Texas
26. 27960 Illinois Union Insurance Company, Chicago, Illinois
27. 22829 Interstate Fire & Casualty Company, Chicago, Illinois
28. 25445 Ironshore Specialty Insurance Company, Scottsdale, Arizona
29. 22993 Kentucky Farm Bureau Mutual Insurance Company, Louisville, Kentucky
30. 14925 Lancashire Insurance Company, Limited, Hamilton, Bermuda
31. 19437 Lexington Insurance Company, Wilmington, Delaware
32. Lloyd's Underwriters, London, England
33. 12324 Mapfre Re, Compania de Reaseguros, S.A., Madrid, Spain
34. 15852 Markel Bermuda Limited, Hamilton, Bermuda
35. 10744 Markel International Insurance Company Limited, London, England
36. 26743 Maxum Indemnity Company, Wilmington, Delaware
37. 20079 National Fire & Marine Insurance Company, Omaha, Nebraska
38. 41629 New England Reinsurance Corporation, Hartford, Connecticut
39. 17400 Noetic Specialty Insurance Company, Montpelier, Vermont
40. 31143 Old Republic Union Insurance Company, Chicago, Illinois
41. 88099 Optimum Re Insurance Company, Dallas, Texas
42. 13787 Partner Reinsurance Company Limited, Pembroke, Bermuda
43. 88536 Protective Life and Annuity Insurance Company, Birmingham, Alabama
44. 11515 QBE Specialty Insurance Company, Bismarck, North Dakota
45. 14033 Renaissance Reinsurance Limited, Pembroke, Bermuda
46. AA-1121270 River Thames Insurance Company Limited, Guildford, England
47. 12318 RiverStone Insurance (UK) Limited, Brighton, England
48. 87017 SCOR Global Life Re Insurance Company of Delaware, Wilmington, Delaware
49. 97071 SCOR Global Life USA Reinsurance Company, Wilmington, Delaware
50. 87572 Scottish Re (US) Inc., Dover, Delaware
51. 41297 Scottsdale Insurance Company, Columbus, Ohio
52. 23388 Shelter Mutual Insurance Company, Columbia, Missouri
53. 26557 Shelter Reinsurance Company, Columbia, Missouri
54. 13604 Starr Surplus Lines Insurance Company, Chicago, Illinois
55. 39187 Suecia Insurance Company, Tarrytown, New York
56. 60188 Superior Vision Insurance, Inc., Scottsdale, Arizona
57. 15529 Tokio Millennium Re AG, New York, New York
58. 19887 Trinity Universal Insurance Company, Dallas, Texas
59. 37982 Tudor Insurance Company, Keene, New Hampshire
60. 36048 Validus Reinsurance, Limited, Pembroke, Bermuda
61. 15993 Validus Reinsurance (Switzerland), Limited, Zurich, Switzerland
62. 10172 Westchester Surplus Lines Insurance Company, Alpharetta, Georgia
63. 13196 Western World Insurance Company, Keene, New Hampshire

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-2034. Filed for public inspection December 28, 2018, 9:00 a.m.]

MILK MARKETING BOARD

Hearing and Presubmission Schedule; Milk Marketing Area No. 5

Under the provisions of the Milk Marketing Law (31 P.S. §§ 700j-101—700j-1302) the Milk Marketing Board (Board) will conduct a public hearing for Milk Marketing Area No. 5 on March 6, 2019, at 10:30 a.m. in Room 202, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA.

The purpose of the hearing is to receive testimony and exhibits concerning cost replacement in Milk Marketing Area No. 5. Evidence will be limited to the following: annualized processing, packaging and delivery costs; updated costs for containers, ingredients and Class II products; updated labor, utility and insurance costs based on comparisons between costs per point for the first halves of calendar years 2017 and 2018; skim and butterfat contents of products regulated by the Board; adjustment for shrinkage, sales of bulk products and cream processing costs; monthly adjustments to in-store handling costs; and a reasonable rate of return to milk dealers and stores. Evidence and testimony will be considered regarding the heating fuel adjuster in Milk Marketing Area No. 5. Evidence and testimony will be considered regarding the diesel fuel cost adjuster in Milk Marketing Area No. 5. Evidence and testimony will be considered regarding the container efficiency adjustment.

The staff of the Board is deemed to be a party to this hearing, and the attorney representing staff is deemed to have entered his appearance. Other persons who wish to present evidence may be included on the Board's list of parties by: (1) having their attorney file with the Board on or before 12 p.m. on January 18, 2019, a notice of appearance substantially in the form prescribed by 1 Pa. Code § 31.25 (relating to form of notice of appearance); or (2) if unrepresented by counsel, filing with the Board on or before 12 p.m. on January 18, 2019, notification of their desire to be included as a party. Parties should indicate in their notices of appearance if alternate means of service, that is, e-mail or fax, are acceptable. Notices of appearance filed electronically should be directed to deberly@pa.gov.

The parties shall observe the following requirements for advance filing of witness information and exhibits:

1. By 2 p.m. on February 6, 2019, Board staff shall file with the Board, in person or by mail, one original and four single-sided copies and ensure receipt by all other parties of one copy of:

a. A list of witnesses who will testify for the party, along with a statement of the subjects concerning which each witness will testify. A witness who will be offered as an expert shall be so identified, along with the witness's area or areas of proposed expertise. For expert witnesses there shall also be filed a statement of the substance of the facts and opinions to which the expert is expected to testify and a summary of the grounds for each opinion.

b. Each exhibit to be presented, including testimony to be offered in written form.

2. By 2 p.m. on February 20, 2019, each responding party shall file and serve as set forth in paragraph 1 information concerning rebuttal witnesses and copies of rebuttal exhibits.

3. By 2 p.m. on February 27, 2019, each party shall file and serve as set forth in paragraph 1 information concerning surrebuttal witnesses and copies of surrebuttal exhibits.

Parties that wish to offer in evidence documents on file with the Board, public documents or records in other proceedings before the Board, or who wish the Board to take official notice of facts, shall comply with, respectively, 1 Pa. Code § 35.164, § 35.165, § 35.167 or § 35.173. Whenever these rules require production of a document as an exhibit, copies shall be provided to each Board member and to all other parties; in addition, at least twenty copies shall be available for distribution to nonparties attending the hearing.

Requests by parties for Board staff to provide data pertinent to the hearing shall be made in writing directed to tmoyer@pa.gov and received in the Board office by 1 p.m. on February 8, 2019.

The filing address for the Board is Milk Marketing Board, Room 110, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110.

TIM MOYER,
Secretary

[Pa.B. Doc. No. 18-2035. Filed for public inspection December 28, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

General Rule Transaction

A-2018-3006542. ExteNet Asset Entity, LLC and ExteNet Systems, Inc. Joint application of ExteNet Asset Entity, LLC and ExteNet Systems, Inc. for approval of a general rule transaction whereby ExteNet Asset Entity, LLC will acquire the customers and certain assets of ExteNet Systems, Inc.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before January 14, 2019. 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 and at the applicant's business address.

Joint Applicants: ExteNet Asset Entity, LLC; ExteNet Systems, Inc.

Through and By Counsel: Anthony C. DeCusatis, Esquire, Catherine G. Vasudevan, Esquire, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-2036. Filed for public inspection December 28, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pro Forma Intra-Company Consolidation and Abandonment of Certain Related Services

A-2018-3006524, A-2018-3006525, A-2018-3006526, A-2018-3006527, A-2018-3006528, A-2018-3006529 and A-2018-3006530. Consolidated Communications Holdings, Inc., Consolidated Communications of Pennsylvania Company, LLC, Consolidated Communications Enterprise Services, Inc., Bentleyville Communications Corporation, Marianna & Scenery Hill Telephone Company, BE Mobile Communications, Incorporated, Marianna Tel, Inc. and FairPoint Business Services, LLC. Joint application of Consolidated Communications Holdings, Inc., Consolidated Communications of Pennsylvania Company, LLC, Consolidated Communications Enterprise Services, Inc., Bentleyville Communications Corporation, Marianna & Scenery Hill Telephone Company, BE Mobile Communications, Incorporated, Marianna Tel, Inc. and FairPoint Business Services, LLC for approval of a pro forma intra-company consolidation and abandonment of certain related services.

The joint application was filed as a pro forma transaction under 52 Pa. Code § 63.325(a) (relating to Commission approval of a pro forma transaction subject to 66 Pa.C.S. §§ 1102(a)(3) and 1103) because the joint applicants claim that there will be no change in the rates or conditions of service and no new entity will own or control more than 20% of Bentleyville Communications Corporation, d/b/a Consolidated Communications/Bentleyville, Marianna & Scenery Hill Telephone Company, d/b/a Consolidated Communications/MSH, BE Mobile Communications, Incorporated, Marianna Tel, Inc. and FairPoint Business Services, LLC following the intra-company consolidation.

However, the intra-company consolidation results in the transfer of 100% of the assets and control of Bentleyville

Communications Corporation, d/b/a Consolidated Communications/Bentleyville, Marianna & Scenery Hill Telephone Company, d/b/a Consolidated Communications/MSH, BE Mobile Communications, Incorporated, Marianna Tel, Inc. and FairPoint Business Services, LLC. Under the regulations in 52 Pa. Code § 63.324(a) (relating to Commission approval of a general rule transaction subject to 66 Pa.C.S. §§ 1102(a)(3) and 1103), a transaction that results in the transfer of 20% or more of the assets or of the direct or indirect control of an applicant is a general rule transaction. The Pennsylvania Public Utility Commission (Commission) therefore reclassifies the joint application as a general rule transaction under 52 Pa. Code § 63.325(b).

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before January 14, 2019. 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 Commission's web site at www.puc.pa.gov and at the applicant's business address.

Joint Applicants: Consolidated Communications Holdings, Inc.; Consolidated Communications of Pennsylvania Company, LLC; Consolidated Communications Enterprise Services, Inc.; Bentleyville Communications Corporation; Marianna & Scenery Hill Telephone Company; BE Mobile Communications, Incorporated; Marianna Tel, Inc.; FairPoint Business Services, LLC

Through and By Counsel: Charles E. Thomas, III, Esquire, Charles E. Thomas, Jr., Esquire, Thomas T. Niesen, Esquire, Thomas, Niesen & Thomas, LLC, 212 Locust Street, Suite 302, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-2037. Filed for public inspection December 28, 2018, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Condensed Statement of Revenues, Expenses and Changes in Net Position

June 30, 2018 and 2017

AUDITED

	<i>Year to Date</i> <i>JUNE 30, 2018</i>		<i>Year to Date</i> <i>JUNE 30, 2017</i>	
Total Operating Revenues	\$	16,644,908	\$	13,569,319
Total Operating Expenses	\$	34,915,628	\$	37,400,752
Operating Gain (Loss)	\$	(18,270,720)	\$	(23,831,433)
Net Non-Operating Revenues (Expenses)	\$	(5,975,148)	\$	(7,038,517)
(Loss) Gain Before Capital Grants	\$	(24,245,868)	\$	(30,869,950)
Capital Grants and Appropriations	\$	83,018,815	\$	59,722,442
Change in Net Position	\$	58,772,947	\$	28,852,492
Net Position, Beginning of Year—Prev. Reported	\$	478,727,595	\$	449,875,103
Change	\$	(9,909,565)	\$	-

NOTICES

	<i>Year to Date</i> <i>JUNE 30, 2018</i>		<i>Year to Date</i> <i>JUNE 30, 2017</i>	
Net Position, Beginning of Year—Restated	\$	468,818,030	\$	449,875,103
Net Position, End of Year	\$	527,590,977	\$	478,727,595

JEFF THEOBALD,
Executive Director

[Pa.B. Doc. No. 18-2038. Filed for public inspection December 28, 2018, 9:00 a.m.]

