

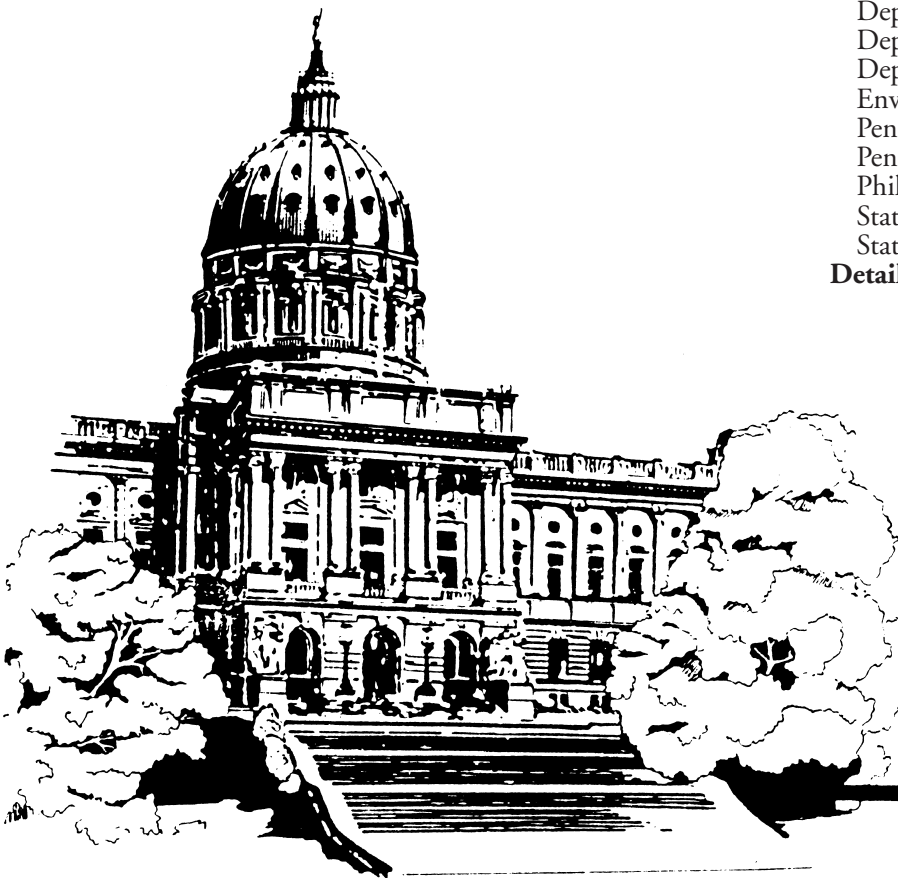
PENNSYLVANIA BULLETIN

Volume 49
Saturday, November 30, 2019 • Harrisburg, PA
Number 48
Pages 7073—7154

Agencies in this issue

The General Assembly
The Courts
Department of Agriculture
Department of Banking and Securities
Department of Environmental Protection
Department of Health
Department of Human Services
Department of Labor and Industry
Department of Revenue
Department of Transportation
Environmental Hearing Board
Pennsylvania Gaming Control Board
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
State Board of Nursing
State Conservation Commission

Detailed list of contents appears inside.



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

No. 540, November 2019

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BULLETIN

(ISSN 0162-2137)

The *Pennsylvania Bulletin* is published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 641 Main Capitol Building, Harrisburg, Pennsylvania 17120, under the policy supervision and direction of the Joint Committee on Documents under 45 Pa.C.S. Part II (relating to publication and effectiveness of Commonwealth documents). The subscription rate is \$87.00 per year, postpaid to points in the United States. Individual copies are \$2.50. Checks for subscriptions and individual copies should be made payable to "Fry Communications, Inc." Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS, Inc.
Attn: *Pennsylvania Bulletin*
800 West Church Road
Mechanicsburg, Pennsylvania 17055-3198
(717) 766-0211 ext. 2340
(800) 334-1429 ext. 2340 (toll free, out-of-State)
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CONTENTS

THE GENERAL ASSEMBLY

THE GENERAL ASSEMBLY

Cost-of-living factor under the Public Official Compensation Law..... 7081

THE COURTS

LOCAL COURT RULES

Erie County

Custody contempt/custody modification filing location and fees; doc. No. 90050-2019 7082

Lehigh County

Rule 205.4 authorizing an e-filing program for civil and family cases; No. 2019-J-0103 7082

SUPREME COURT

Accreditation of the American Board of Certification as a certifying organization for business bankruptcy, consumer bankruptcy and creditors' rights; No. 189 disciplinary rules doc. 7083

Accreditation of the National Elder Law Foundation as certifying organization for Elder Law; No. 188 disciplinary rules doc. 7083

EXECUTIVE AND INDEPENDENT AGENCIES

DEPARTMENT OF AGRICULTURE

Notices

Action of Controlled Plant and Noxious Weed Committee; addition of noxious weeds to controlled plants and noxious weed list. 7091

Farm-to-School Grant Program; 2019-2020 program guidelines 7091

DEPARTMENT OF BANKING AND SECURITIES

Notices

Actions on applications. 7093

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

Applications, actions and special notices. 7093

Availability of technical guidance 7131

Bid opportunity (2 documents). 7132

Proposed State Implementation Plan revision; second maintenance plan for the Johnstown (Cambria County) Area 1997 8-hour ozone nonattainment area; public hearing 7134

DEPARTMENT OF HEALTH

Notices

Pennsylvania Achieving Better Care by Monitoring All Prescriptions Board meetings 7135

Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); maximum allowable prices and competitive prices. 7135

DEPARTMENT OF HUMAN SERVICES

Notices

Medical Assistance fee schedule revisions in the Act 150 Program 7136

DEPARTMENT OF LABOR AND INDUSTRY

Notices

Consumer Price Index adjustment of base amounts on bids effective January 1, 2020 7137

DEPARTMENT OF REVENUE

Notices

Pennsylvania Cash 'Stache fast play game 5074 7138

Pennsylvania I Like Big Bucks fast play game 5073 7143

DEPARTMENT OF TRANSPORTATION

Notices

Contemplated sale of land no longer needed for transportation purposes 7147

Public-Private Partnerships Board meeting. 7148

ENVIRONMENTAL HEARING BOARD

Notices

Special meeting. 7148

PENNSYLVANIA GAMING CONTROL BOARD

Proposed Rulemaking

Slot machine licenses; accounting and internal controls; compulsive and problem gambling requirements; casino self-exclusion; table game equipment; credit 7084

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Notices

Electric generation supplier license cancellations of companies with an expired financial security, insufficient financial security amount or language .. 7148

Service of notice of household goods carrier complaints 7149

Service of notice of motor carrier applications. 7151

PHILADELPHIA PARKING AUTHORITY

Notices

Service of notice of motor carrier applications in the City of Philadelphia. 7152

STATE BOARD OF NURSING

Notices

Bureau of Professional and Occupational Affairs v. Deshalatrece Jean Harris, LPN; case No. 13-51-07121 7152

STATE CONSERVATION COMMISSION

Notices

Action on odor management plans for concentrated animal operations and concentrated animal feeding operations and volunteers complying with the Commonwealth's Facility Odor Management Program. 7152

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

Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published 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.

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Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2019.

4 Pa. Code (Administration)

Adopted Rules

1	438
5	438, 5102
6	593, 3467, 4933, 5105, 6938
7a	1993, 4937, 6376
601	1297
602	1297
603	1297
604	1297
605	1297
606	1297
607	1297

Statements of Policy

1	3749
9	381, 844, 927, 2349, 2719, 3900, 5705, 6862
58	1792

7 Pa. Code (Agriculture)

Adopted Rules

59a	3897
171	6221
173	6221
175	6221
177	6221
179	6221
181	6221
183	6221
185	6221
187	6221
189	6221
191	6221
193	6221
195	6221
197	6221
199	6221
201	6221
203	6221
205	6221
301	6221
303	6221
305	6221
307	6221
401	6221
403	6221
405	6221
407	6221

Proposed Rules

143	3606, 5455
150	4991

22 Pa. Code (Education)

Proposed Rules

235	1905
711	4817

25 Pa. Code (Environmental Protection)

Adopted Rules

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

Proposed Rules

87	6524
88	6524
89	6524
90	6524
91	1518, 1665
92a	1518, 1665
93	1367
121	1146, 1777
123	3482
127	1146, 1777
806	5456

28 Pa. Code (Health and Safety)

Proposed Rules

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

31 Pa. Code (Insurance)

Adopted Rules

146a	4109
------	------

34 Pa. Code (Labor and Industry)

Adopted Rules

401	3077, 3732
403	3077
405	3077

Proposed Rules

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

37 Pa. Code (Law)

Proposed Rules

311	4993
-----	------

40 Pa. Code (Liquor)

Proposed Rules

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

49 Pa. Code (Professional and Vocational Standards)

Adopted Rules

21	3891
27	3210
36	6667
43b	5572

Proposed Rules

21	458
23	922
33	1396

52 Pa. Code (Public Utilities)

Adopted Rules

29	455
56	2815

Proposed Rules

73	5702
----	------

Statements of Policy

69	466, 929, 3083, 4819, 5003
----	----------------------------

55 Pa. Code (Human Services)

Adopted Rules

51 5777
 1153 5943
 1155 6088
 2380 5777
 2390 5777
 5200 5943
 5240 6088
 6100 5777
 6200 5777
 6400 5777
 6500 5777

58 Pa. Code (Recreation)

Adopted Rules

65 3215
 75 1323, 5450
 79 5450
 111 4950
 133 1362
 135 1363
 139 2500
 141 2506, 2507, 4950, 4951, 4953
 147 1364, 4955
 423a 6676
 429a 6676
 437a 6676
 439a 6676
 440a 6676
 461a 6676
 465a 6676
 601a 6676
 609a 6676
 617a 4956
 621a 6676
 625a 4956
 635a 6676
 637a 4956
 639a 4956
 641a 4956
 643a 4956
 647a 4956
 649a 6676
 653a 4956
 655a 4956
 657a 4956
 659a 6676
 669a 6676
 670a 6676
 674a 6676
 675a 6676
 677a 4956
 678a 6676
 679a 4956
 680a 6676
 682a 2227
 683a 2227
 684a 4956
 830 1024

Proposed Rules

65 5213, 5214
 111 1152
 119 5215
 139 1390
 141 1386, 1388, 2611, 2612, 2614
 147 2616
 441a 7084
 465a 7084

501a 7084
 503a 7084
 603a 7084
 609a 7084
 686a 3609
 687a 3609
 688a 3609

Statements of Policy

439b 6957
 461b 6957

61 Pa. Code (Revenue)

Proposed Rules

876 2242

67 Pa. Code (Transportation)

Adopted Rules

171a 2001

70 Pa. Code (Weights, Measures and Standards)

Proposed Rules

110 3313

101 Pa. Code (General Assembly)

Statements of Policy

701 1154

201 Pa. Code (Rules of Judicial Administration)

Adopted Rules

7 2911, 3469
 19 6061, 6379

Proposed Rules

1 4809
 40 4002
 51 1645

204 Pa. Code (Judicial System General Provisions)

Adopted Rules

29 1997, 3469, 6061, 6380, 6522
 71 705, 824, 6705
 81 824, 2209, 4940
 83 824, 915, 1020, 1772, 2209, 6063
 85 5552
 87 5552
 89 443, 2217, 5552
 91 5552
 93 443, 2215, 2216, 5552
 95 5552
 211 6942
 213 4544, 5422
 303 5110
 305 5410
 307 5206

Proposed Rules

71 5700
 81 4941
 83 4542
 213 3298
 303 2103
 305 3718
 307 2103

210 Pa. Code (Appellate Procedure)**Adopted Rules**

1	1335
5	1510
9	3597, 3867
17	832
19	3597, 3867
65	2218

Proposed Rules

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

225 Pa. Code (Rules of Evidence)**Proposed Rules**

Article I	3873
Article IV	2218
Article IX	165, 1336, 3876, 6942, 6947

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

200	169
1000	608, 3305
1900	1342
1910	170
1915	3058
1920	3059
2000	608
2250	608
Part II	6804

Proposed Rules

5	444
100	4809
200	274, 3885
1915	2714, 3469, 3880
1930	2714
I	4809

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

4	190, 1118
9	6064

Proposed Rules

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

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

1	208, 610, 1142, 1512, 6066
3	916
5	208, 610, 916
11	208, 610

Proposed Rules

1	1897
2	1898
5	2474
6	2474
13	3887

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

400	4003
-----	------

Proposed Rules

200	1900, 4809
300	1900
400	1900
500	1900
1200	1772

249 Pa. Code (Philadelphia Rules)

Unclassified	1514, 1648, 1998, 2477, 6068
--------------	------------------------------

252 Pa. Code (Allegheny County Rules)

Unclassified	2220, 2221, 4548, 6706
--------------	------------------------

255 Pa. Code (Local Court Rules)

Unclassified	12, 13, 14, 214, 215, 216, 274, 380, 445, 446, 453, 616, 619, 706, 707, 838, 917, 918, 919, 920, 1020, 1021, 1022, 1360, 1515, 1517, 1653, 1774, 2221, 2226, 2342, 2346, 2347, 2348, 2488, 2489, 2603, 2604, 2716, 2717, 2718, 2912, 3311, 3475, 3476, 3480, 3603, 3729, 3730, 4006, 4105, 4107, 4943, 4948, 5210, 5211, 5276, 5444, 5448, 6085, 6086, 6087, 6383, 6522, 6714, 6860, 6951, 7082
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THE GENERAL ASSEMBLY

THE GENERAL ASSEMBLY

Cost-of-Living Factor under the Public Official Compensation Law

Under Section 4(d) of the Public Official Compensation Law (Act 72 of 2005), for the 12-month period beginning December 1, 2019 through November 30, 2020, the salary of the members of the General Assembly shall be increased by a cost-of-living factor which is determined by increasing the amount of the salary by the percentage change in the Consumer Price Index for all Urban Consumers (CPI-U) for the Pennsylvania, New Jersey, Delaware and Maryland area, officially reported by the United States Department of Labor, Bureau of Labor Statistics for the period of November 1, 2018 through October 31, 2019.

The percentage increase and the new salary amount have been determined jointly by the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives as follows:

The CPI-U for the period November 1, 2018 through October 31, 2019 increased by 1.9467%. Therefore, the salary for legislators for the period beginning December 1, 2019 through November 30, 2020 will be \$90,335.42.

Under section 4(d.1) of the Public Official Compensation Law (Act 72 of 2005), for the 12-month period beginning December 1, 2019 through November 30, 2020, the additional compensation of the officers and leaders of the General Assembly shall be increased by a cost-of-living factor which is determined by increasing the amount of the salary by the percentage change in the Consumer Price Index for all Urban Consumers (CPI-U) for the Pennsylvania, New Jersey, Delaware and Maryland area, officially reported by the United States Department of Labor, Bureau of Labor Statistics for the period from November 1, 2018 through October 31, 2019.

The percentage change and the new compensation amounts have been determined jointly by the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives as follows:

<i>Leadership Position</i>	<i>% Increase</i>	<i>New Compensation</i>
President pro tempore/Speaker	1.9467%	\$141,019.36
Majority Floor Leader	1.9467%	\$130,884.49
Minority Floor Leader	1.9467%	\$130,884.49
Majority Whip	1.9467%	\$121,109.05
Minority Whip	1.9467%	\$121,109.05
Majority Caucus Chairman	1.9467%	\$109,523.05
Minority Caucus Chairman	1.9467%	\$109,523.05
Majority Appropriations Chairman	1.9467%	\$121,109.05
Minority Appropriations Chairman	1.9467%	\$121,109.05
Majority Caucus Secretary	1.9467%	\$103,007.37
Minority Caucus Secretary	1.9467%	\$103,007.37
Majority Caucus Policy Chairman	1.9467%	\$103,007.37
Minority Caucus Policy Chairman	1.9467%	\$103,007.37
Majority Caucus Administrator	1.9467%	\$103,007.37
Minority Caucus Administrator	1.9467%	\$103,007.37

DONETTA M. D'INNOCENZO,
Chief Clerk
Senate of Pennsylvania

DAVID REDDECLIFF,
Chief Clerk
House of Representatives

[Pa.B. Doc. No. 19-1773. Filed for public inspection November 27, 2019, 9:00 a.m.]

THE COURTS

Title 255—LOCAL COURT RULES

ERIE COUNTY

Custody Contempt/Custody Modification Filing Location and Fees; Doc. No. 90050-2019

Administrative Order

And now, this 4th day of November, 2019, it is hereby Ordered as follows:

1. A new filing fee of \$50.00, payable at the time of filing, shall be charged for all petitions, complaints, or other actions for custody contempt filed pursuant to R.C.P. 1915.12 and Erie L.R. 1915.12. All such actions shall be filed at the Erie County Prothonotary's office. The Prothonotary may retain \$10.00 of the \$50.00 filing fee as a processing fee.

2. Further, all petitions, complaints, or other actions seeking modification of an existing custody order shall be filed at the Erie County Prothonotary's office. The current filing fee of \$50.00 for such actions, payable at the time of filing, shall remain the same. The Prothonotary may retain \$10.00 of the \$50.00 filing fee as a processing fee.

3. This Order shall be processed in accordance with Pa.R.J.A. 103(d) and shall be effective January 1, 2020, or thirty (30) days after the date of publication in the *Pennsylvania Bulletin*, whichever occurs later.

By the Court

JOSEPH M. WALSH, III,
Judge

[Pa.B. Doc. No. 19-1774. Filed for public inspection November 27, 2019, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LEHIGH COUNTY

Rule 205.4 Authorizing an E-Filing Program for Civil and Family Cases; No. 2019-J-0103

Administrative Order

And Now, this 15th day of November 2019;

It Is Hereby Ordered that Lehigh R.C.P. 205.4, Electronic Filing of Legal Documents Filed in the Clerk of Judicial Records—Civil Division be and is hereby amended effective January 1, 2020 and that the following Lehigh County Local Rule authorizing a mandatory E-Filing Program to include Family Court Cases, with the exception of Protection From Abuse and Domestic Relations cases, be and the same is hereby *Adopted*, effective January 1, 2020;

It Is Further Ordered That the Court Administrator of Lehigh County shall file: one (1) certified copy of this Order and Lehigh County Local Rule of Civil Procedure 205.4 with the Administrative Office of Pennsylvania Courts; and two (2) certified copies with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin* at least 30 days prior to the effective date of the local rule. This Local Rule shall also be published on the Court's website and incorporated into the complete set of Lehigh County Local Rules.

By the Court

EDWARD D. REIBMAN,
President Judge

Rule 205.4. Electronic Filing of Legal Documents Filed in the Clerk of Judicial Records—Civil Division.

(a)(1) *Authorization for Electronic Filing of Civil and Family Legal Papers*

(i) In accordance with Pa.R.C.P. No. 239.9, the Lehigh County Court of Common Pleas mandates the electronic filing of legal papers in Civil cases and the electronic service of such papers effective March 19, 2018, and mandates the electronic filing of legal papers in Family cases (i.e. custody and divorce matters), with the exception of Protection From Abuse and Domestic Relations cases, and the electronic service of such papers effective January 1, 2020 as specifically defined within this rule. The applicable general rules of court and court policies that implement the rules shall continue to apply to all filings regardless of the method of filing. Electronic filing and service shall be governed by this rule.

(ii) In the context of this rule, "legal papers", which shall be filed electronically shall be in all civil, custody and divorce cases, but not including Domestic Relations, Protection from Abuse cases or Orphans' Court matters.

(iii) All registered participants are eligible to file the legal papers as indicated in paragraph (a)(1)(ii) above.

Comment

The primary intent of this rule is to facilitate the filing of all legal papers that are expressly permitted under this subsection.

(b)(1) *Authorized Electronic Format of Legal Papers Electronically Filed.* All legal papers shall be filed electronically in Portable Document Format (PDF). Any legal paper or exhibit submitted in hard copy/paper format shall incur an administrative fee of \$1.00 per page for the Clerk of Judicial Records—Civil Division to convert the legal paper or exhibit to a Portable Document Format (PDF) and the Clerk of Judicial Records—Civil Division shall return the hard copy legal paper or exhibit to the filing party for retention as required by Pa.R.C.P. No. 205.4(b)(4).

(c)(1) A legal paper filed electronically shall be deemed the original document.

(c)(2) *Website—Access to the Website*

(i) *Website.* All legal papers shall be filed electronically through the Clerk of Judicial Records—Civil Division's Electronic Filing System "Odyssey File and Serve" (OFS) which shall be accessible through the Lehigh County Website, www.lehighcounty.org

(ii) *Access to the Website.* To obtain access to the Electronic Filing System, counsel and any unrepresented party must apply for and receive a User Name and Password.

(d)(1) *Payment of Filing Fees*

(i) The Clerk of Judicial Records—Civil Division will accept electronic payment of all filing fees with the following credit and debit cards: Discover, MasterCard, American Express, Visa and eCheck.

(ii) The credit or debit card will be charged with a convenience fee dictated by the credit card vendor.

(iii) The Clerk of Judicial Records—Civil Division will accept payment of electronic filing fees in cash, checks,

credit or debit card when filing in person at the counter in the Clerk of Judicial Records—Civil Division.

(e) *Reserved*

(f) *Local Procedures*

As authorized by Pa.R.C.P. No. 205.4(f), the following local administrative procedures are adopted:

(i) As provided by Pa.R.C.P. No. 1023.1, the required signature on an electronic filing of legal papers is established by submission of a filing and the application of a digitized signature or the name of the filer proceeded by /s/ accompanied by the attorney's printed name or a scanned document with an original signature. Verification will be achieved through the use of an email address and a password obtained from the OFS System. The OFS system will verify the user ID against the state ID number. Verification for parties other than attorneys will be verified through the user ID.

(ii) The legal paper must include a signature block, and the name of the filer under whose user name and password the legal filing is submitted.

(iii) The Electronic Filing Application (OFS) shall provide to the filer, using the email address registered by the filer, a Courtesy Email acknowledging that the filing was received. An Official Notification will be displayed in the Electronic Filing System, which includes the time and date, as a pending filing awaiting approval by the Clerk of Judicial Records—Civil Division. Within six (6) business hours of the receipt of the legal paper, the Clerk of Judicial Records—Civil Division shall provide the filer with notification through the Electronic Filing System that the legal paper has been either accepted or rejected.

(iv) If a legal paper is accepted, it shall be deemed to have been filed as of the date and time it was received by the Electronic Filing System; however, if a legal paper is submitted without the requisite filing fee, the legal paper shall be deemed to have been accepted for filing as of the date payment is received pursuant to 42 P.S. Section 21073(b), "The Clerk of Judicial Records—Civil Division shall not be required to enter on the docket any suit or action or order of court or to enter any judgment thereon and perform any services whatsoever for any person, political subdivision or the Commonwealth until the requisite fee is paid."

Note: As required by Pa.R.C.P. No. 205.4(c)(1) access to the Electronic Filing System shall be available at all times, except for routine maintenance; however, legal documents can only be reviewed by the staff of the Clerk of Judicial Records—Civil Division during normal office hours. Therefore, filers are cautioned to file required legal papers well in advance of any filing deadlines to enable timely correction and re-submission in the event a legal paper is not acceptable for filing.

(v) Pa.R.C.P. No. 204.1(3) requires that the first sheet of all pleadings, motions and other legal filings shall contain a 3-inch space from the top of the paper. This space shall be reserved solely for the use of the Clerk of Judicial Records—Civil Division for the electronic date and time stamp, and other official use.

(vi) As required by Pa.R.C.P. 205.5, the filer shall include the statewide cover sheet with the initial filing.

(vii) If a legal document is refused for filing, the Clerk of Judicial Records—Civil Division shall specify a reason. Subject to the Rule 205.4(e)(3), a legal paper refused for filing shall be deemed as not having been filed.

(viii) Neither the Court nor the Clerk of Judicial Records—Civil Division shall be required to maintain a hard copy of any legal paper, notice, or order filed or maintained under this rule.

(g) *Service of Legal Papers*

(i) Once an electronic filing has been accepted by the Clerk of Judicial Records—Civil Division, it shall be the responsibility of the filing party to provide to the Sheriff of Lehigh County, the proper service fee and the documents for Original Service and Writs.

[Pa.B. Doc. No. 19-1775. Filed for public inspection November 27, 2019, 9:00 a.m.]

SUPREME COURT

Accreditation of the American Board of Certification as a Certifying Organization for Business Bankruptcy, Consumer Bankruptcy and Creditors' Rights; No. 189 Disciplinary Rules Doc.

Order

Per Curiam

And Now, this 14th day of November, 2019, upon consideration of the recommendation of the Pennsylvania Bar Association Review and Certifying Board, the American Board of Certification is hereby reaccredited as a certifying organization for business bankruptcy, consumer bankruptcy, and creditors' rights for a period of five (5) years, beginning on November 30, 2019.

[Pa.B. Doc. No. 19-1776. Filed for public inspection November 27, 2019, 9:00 a.m.]

SUPREME COURT

Accreditation of the National Elder Law Foundation as Certifying Organization for Elder Law; No. 188 Disciplinary Rules Doc.

Order

Per Curiam

And Now, this 14th day of November, 2019, upon consideration of the recommendation of the Pennsylvania Bar Association Review and Certifying Board, the National Elder Law Foundation is hereby reaccredited as a certifying organization for elder law for a period of five (5) years, beginning on January 26, 2020.

[Pa.B. Doc. No. 19-1777. Filed for public inspection November 27, 2019, 9:00 a.m.]

PROPOSED RULEMAKING

PENNSYLVANIA GAMING CONTROL BOARD

[58 PA. CODE CHS. 441a, 465a, 501a,
503a, 603a AND 609a]

Slot Machine Licenses; Accounting and Internal Controls; Compulsive and Problem Gambling Requirements; Casino Self-Exclusion; Table Game Equipment; Credit

The Pennsylvania Gaming Control Board (Board), under the general authority in 4 Pa.C.S. § 1202(b)(30) (relating to general and specific powers) and the specific authority in 4 Pa.C.S. §§ 13A02(1) and (2) and 1516(a) and (b) (relating to regulatory authority; and list of persons self excluded from gaming activities), proposes to amend Chapters 441a, 465a, 501a, 503a, 603a and 609a to read as set forth in Annex A.

Purpose of this Proposed Rulemaking

This proposed rulemaking will revise the existing body of regulations to alter the procedures for a person to self-exclude from gaming activities in licensed facilities in this Commonwealth, and specifically delineate that the modified sections apply only to casino and retail sports wagering self-exclusion.

Explanation

Chapters 441a and 465a

The only amendments made are for cross-reference purposes.

Chapter 501a

The amendments in this Chapter are made to rename the self-exclusion list the "casino self-exclusion list," as well as minor administrative changes regarding compulsive and problem gambling messages in advertisements.

Chapter 503a

The amendments in this Chapter are made to rename the self-exclusion list the "casino self-exclusion list." Additional procedures have been added to allow a patron to self-exclude from gaming activities in licensed facilities electronically on the Board's web site. Modifications are made to the procedures for a patron who wishes to remove himself or herself from the casino self-exclusion list, including provisions that allow an individual who self-excluded for lifetime to request removal under limited circumstances.

Chapters 603a and 609a

The only amendments made are for cross-reference purposes.

Fiscal Impact

Commonwealth. The Board does not expect that this proposed rulemaking will have a fiscal impact on the Board or other Commonwealth agencies. The updated processes for casino self-exclusion will be reviewed by existing Board staff.

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

Private sector. This proposed rulemaking will not have a fiscal impact on the private sector. The procedures for casino self-exclusion and enforcement of such by licensed

facilities are already in place, including the use of the self-exclusion system to update the self-exclusion lists that slot machine licensees maintain.

General public. This proposed rulemaking will provide persons who wish to self-exclude from gaming activities at casinos in this Commonwealth an option to do so online, eliminating the need to make an appointment to do so in person and thus requiring no travel.

Paperwork Requirements

If an individual wishes to join the casino self-exclusion list, the person may do so online on the Board's web site by filling out a webform. This webform is in the process of being developed by Board staff. The Board's web site address is www.gamingcontrolboard.pa.gov.

If a person who self-excluded for 1 or 5 years wishes to remove himself or herself from the casino self-exclusion list, he or she must file a Request for Removal from Voluntary Self-Exclusion form, which will be available on the Board's web site. An individual seeking removal from lifetime casino self-exclusion must file a petition with the Board requesting removal.

Effective Date

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

Public Comments

Interested persons are invited to submit written comments, suggestions or objections regarding this proposed rulemaking within 30 days after the date of publication in the *Pennsylvania Bulletin*. Public comments should be addressed to Chad W. Zimmermann, Assistant Chief Counsel, Attention: Regulation # 125-225 Public Comment, Pennsylvania Gaming Control Board, P.O. Box 69060, Harrisburg, PA 17106-9060.

Contact Person

The contact person for questions about this proposed rulemaking is Chad W. Zimmermann, Assistant Chief Counsel, (717) 346-8300.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on November 15, 2019, the Board submitted a copy of this proposed rulemaking and a copy of the Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Gaming Oversight Committee and the Senate Community, Economic and Recreational Development Committee. A copy of this material is available to the public upon request and is available on the Board's web site at www.gamingcontrolboard.pa.gov.

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

DAVID M. BARASCH,
Chairperson

Fiscal Note: 125-225. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 58. RECREATION

PART VII. GAMING CONTROL BOARD

Subpart C. SLOT MACHINE LICENSING

CHAPTER 441a. SLOT MACHINE LICENSES

§ 441a.23. Category 3 slot machine licensees.

* * * * *

(b) A Category 3 slot machine applicant shall submit, as part of its application and its internal controls required under Chapter 465a (relating to accounting and internal controls), a plan detailing how the applicant will monitor the gaming area to ensure compliance with Chapters 503a, 511a and 513a (relating to **casino** self-exclusion; persons required to be excluded; and underage gaming) and that only the following persons are permitted to enter the gaming area:

* * * * *

Subpart E. SLOT MACHINE, TABLE GAME AND ASSOCIATED EQUIPMENT TESTING AND CONTROL; ACCOUNTING AND INTERNAL CONTROLS

CHAPTER 465a. ACCOUNTING AND INTERNAL CONTROLS

§ 465a.11. Slot machine licensee's organization; jobs compendium.

* * * * *

(b) A slot machine licensee's system of internal controls must also include, at a minimum, the following departments and supervisory positions, each of which must be categorized as mandatory and must cooperate with, yet perform independently of, other mandatory departments and supervisory positions of the slot machine licensee. Notwithstanding the foregoing, a department or supervisor that is not required or authorized by this section may operate under or in conjunction with a mandatory department or supervisor provided the organizational structure is consistent with the standards contained within the act and subsection (a). Mandatory departments and supervisory positions are:

(1) A surveillance department supervised by an individual located at the licensed facility who functions, for regulatory purposes, as the director of surveillance. The director of surveillance shall be subject to the reporting requirements specified in subsection (c) and shall be licensed as a key employee. The surveillance department shall be responsible for the following:

* * * * *

(vii) The detection of the presence of any individual who may or is required to be excluded or ejected from the licensed facility under section 1514 or 1515 of the act (relating to regulation requiring exclusion or ejection of certain persons; and repeat offenders excludable from licensed gaming facility) and Chapters 511a and 513a (relating to persons required to be excluded; and underage gaming), or is self excluded from the gaming floor and gaming activities at all licensed facilities under section 1516 of the act (relating to list of persons self-excluded from gaming activities) and Chapter 503a (relating to **casino** self-exclusion).

* * * * *

Subpart I. COMPULSIVE AND PROBLEM GAMBLING

CHAPTER 501a. COMPULSIVE AND PROBLEM GAMBLING REQUIREMENTS

§ 501a.2. Compulsive and problem gambling plan.

* * * * *

(f) The Board may provide the plan submitted by the slot machine licensee to the Department of [**Health**] **Drug and Alcohol Programs or its successor agency** for its use in administering the act. The Department of [**Health**] **Drug and Alcohol Programs or its successor agency** may provide comments and recommendations to the OCPG and the licensee relating to the plan.

* * * * *

§ 501a.3. Employee training program.

(a) The employee training program required under § 501a.2(d)(5) (relating to compulsive and problem gambling plan) must include instruction in the following:

* * * * *

(8) Procedures for the dissemination of written materials to patrons explaining the **casino** self-exclusion program, **described in Chapter 503a (relating to casino self-exclusion)**.

(9) Procedures for removing an excluded person, an underage individual or a person on the **casino** self-exclusion list from a licensed facility including, if necessary, procedures that include obtaining the assistance of appropriate law enforcement personnel.

(10) Procedures for preventing an excluded person or a person on the **casino** self-exclusion list from being mailed any advertisement, promotion or other target mailing no later than 5 business days after receiving notice from the Board that the person has been placed on the excluded person or **casino** self-exclusion list.

(11) Procedures for preventing an individual under 21 years of age from receiving any advertisement, promotion or other target mailing.

(12) Procedures to prevent an excluded person, an individual under 21 years of age or a person on the **casino** self-exclusion list from having access to or from receiving complimentary services, or other like benefits.

(13) Procedures to prevent an excluded person, an individual under 21 years of age or a person on the **casino** self-exclusion list from cashing checks.

* * * * *

(g) The identity of an individual suspected of known compulsive or problem gambling shall be confidential except as provided under § 503a.3(f) (relating to **casino** self-exclusion list) and section 1516(d) of the act (relating to list of persons self excluded from gaming activities).

(h) Slot machine licensees may collaborate with a person with specialized knowledge, skill, training and experience in responsible gaming employee training programs to develop an in-house or Internet-based employee training program to provide the training and reinforcement training required under this chapter.

§ 501a.4. Reports.

* * * * *

(b) The annual summary must contain, at a minimum, detailed information regarding:

* * * * *

(2) An estimated amount of printed materials provided to patrons regarding:

- (i) Compulsive and problem gambling.
- (ii) The **casino** self-exclusion program.
- (iii) Responsible gaming.
- (iv) Available treatment services.

(3) The amount spent on the Compulsive and Problem Gambling Plan for:

- (i) Employee training.
- (ii) Printed materials.
- (iii) Outreach including community training and sponsorships.

(4) Additional information including:

(i) The number of underage individuals who were denied access to the gaming floor.

(ii) The number of **casino** self-excluded individuals who were discovered on the gaming floor at the licensed facility.

(iii) The number of signs within the licensed facility that contain the approved problem gambling statement and helpline number.

(iv) A summary of any community outreach conducted by the licensee.

§ 501a.7. Advertising.

(a) A licensee, **entity** certified or registered [**entity**] **by the Board**, or its agent may not employ or contract with an individual or entity to persuade or convince a person to engage in gaming or play a specific slot machine or table game while on the gaming floor of a licensed facility.

(b) A licensee, **entity** certified or registered [**entity**] **by the Board**, or its agent shall discontinue as expeditiously as possible the use of a particular advertisement upon receipt of written notice that the OCPG has determined that the use of the particular advertisement in, or with respect to, this Commonwealth could adversely impact the public or the integrity of gaming.

(c) Advertisements used by a licensee, **entity** certified or registered [**entity**] **by the Board**, or its agent may not:

- (1) Contain false or misleading information.
- (2) Fail to disclose conditions or limiting factors associated with the advertisement.
- (3) Use a font, type size, location, lighting, illustration, graphic depiction or color obscuring conditions or limiting factors associated with the advertisement or the statement required under subsection (d).

(d) Advertisements must contain a gambling assistance message that [**is similar to one of the following:**] **includes the telephone number established by the Department of Drug and Alcohol Programs or its successor agency to provide persons with information on assistance for compulsive or problem gambling.**

[(1) If you or someone you know has a gambling problem, help is available. Call (toll free telephone number).

(2) Gambling Problem? Please call (toll free telephone number).

(3) Gambling Problem? Call (toll free telephone number).]

* * * * *

CHAPTER 503a. CASINO SELF-EXCLUSION

§ 503a.1. Definitions.

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

Casino self-excluded person—A person whose name and identifying information is included, at the person's own request, on the casino self-exclusion list maintained by the Board.

Casino self-exclusion list—A list of names and identifying information of persons who, under this chapter, have voluntarily agreed to be:

(i) Excluded from the gaming floor and areas off the gaming floor where gaming activity is conducted.

(ii) Excluded from engaging in all gaming related activities at a licensed facility.

(iii) Prohibited from collecting any winnings or recovering any losses resulting from gaming activity.

Fully executed gaming transaction—An activity involving a slot machine, table game or associated equipment, **or placement of a sports wager** which occurs on the gaming floor of a licensed facility **or other location approved by the Board to conduct gaming activity** or in areas off the gaming floor where contests or tournaments are conducted which results in an individual obtaining any money or thing of value from, or being owed any money or thing of value by, a slot machine licensee or slot system operator.

Gaming activity—The play of slot machines [**or**], table games, **or the placement of a sports wager**, including play during contests, tournaments or promotional events.

Gaming related activity—An activity related to the play of slot machines [**or**], table games, **or the placement of a sports wager**, including applying for player club memberships or credit, cashing checks, or accepting a complimentary gift, service, promotional item or other thing of value at a licensed facility **or other location approved by the Board to conduct gaming activity.**

OCPG—Office of Compulsive and Program Gambling.

[**Self-excluded person**—A person whose name and identifying information is included, at the person's own request, on the self-exclusion list maintained by the Board.

Self-exclusion list—A list of names and identifying information of persons who, under this chapter, have voluntarily agreed to be:

(i) Excluded from the gaming floor and areas off the gaming floor where gaming activity is conducted.

(ii) Excluded from engaging in all gaming related activities at a licensed facility.

(iii) Prohibited from collecting any winnings or recovering any losses resulting from gaming activity.]

Winnings—Any money or thing of value received from, or owed by, a slot machine licensee or slot system operator as a result of a fully executed gaming transaction.

§ 503a.2. Request for **casino** self-exclusion.

(a) A person requesting **[placement on the self-exclusion list] to be self-excluded from gaming activity at licensed facilities or other locations approved by the Board to conduct gaming activity** shall submit **[, in person,]** a completed Request for Voluntary Self-Exclusion from Gaming Activities Form to the Board **[. The submission made be made by scheduling an appointment at the Board's Harrisburg office, one of the Board's other offices or at a licensed facility. To make an appointment, a person may contact the OCPG at (717) 346-8300.] by one of the following methods:**

(1) Electronically on the Board's web site.

(2) In person by scheduling an appointment at the Board's Harrisburg office, one of the Board's other offices or at a licensed facility. To make an appointment, a person may contact the OCPG at (717) 346-8300 or problemgambling@pa.gov.

(b) A request for **casino** self-exclusion must include the following identifying information:

- (1) Name, including any aliases or nicknames.
- (2) Date of birth.
- (3) Address of current residence.
- (4) Telephone number.

(5) Social Security number, when voluntarily provided in accordance with section 7 of the Privacy Act of 1974 (5 U.S.C.A. § 552a). **At a minimum, the last 4 digits of the Social Security number must be provided.**

(6) Physical description of the person, including height, **[weight,]** gender, hair color, eye color and any other physical characteristic that may assist in the identification of the person.

(c) The information provided in subsection (b) shall be updated by the **casino** self-excluded person within 30 days of a change. Updated information shall be submitted on a Change of Information Form to the following address. A copy of the form can be obtained by calling the OCPG at (717) 346-8300, **by e-mail at problemgambling@pa.gov**, or by writing to:

PENNSYLVANIA GAMING CONTROL BOARD
OFFICE OF COMPULSIVE AND PROBLEM
GAMBLING

P. O. BOX 69060

HARRISBURG, PA 17106-9060

(d) The length of **casino** self-exclusion requested by a person must be one of the following:

- (1) One year (12 months).
- (2) Five years.
- (3) Lifetime.

(e) A request for **casino** self-exclusion must include a signed release which:

(1) Acknowledges that the request for **casino** self-exclusion has been made voluntarily.

(2) Certifies that the information provided in the request for **casino** self-exclusion is true and accurate.

(3) Acknowledges that the individual requesting **casino** self-exclusion is a problem gambler.

(4) Acknowledges that a person requesting a lifetime exclusion **[is prohibited from requesting] may only request** removal from the **casino** self-exclusion list **in accordance with the procedures set forth in § 503a.5(f) (relating to removal from casino self-exclusion list)** and that a person requesting a 1-year or 5-year exclusion will remain on the **casino** self-exclusion list until a request for removal under § 503a.5 **[(relating to removal from self-exclusion list)]** is approved.

(5) Acknowledges that if the individual is discovered on the gaming floor, in areas off the gaming floor where gaming activity is conducted or engaging in gaming related activities at any licensed facility **or other location approved by the Board to conduct gaming activity**, that the individual will be subject to removal and arrest for criminal trespass under 18 Pa.C.S. § 3503 (relating to criminal trespass) and the individual's winnings will be subject to confiscation and remittance to support compulsive and problem gambling programs.

(6) Releases, indemnifies, holds harmless and forever discharges the Commonwealth, the Board and all slot machine licensees from claims, damages, losses, expenses or liability arising out of, by reason of or relating to the **casino** self-excluded person or to any other party for any harm, monetary or otherwise, which may arise as a result of one or more of the following:

(i) The failure of a slot machine licensee to withhold gaming privileges from or restore gaming privileges to a **casino** self-excluded person.

(ii) Otherwise permitting or not permitting a **casino** self-excluded person to engage in gaming activity in a licensed facility while on the list of **casino** self-excluded persons.

(iii) Confiscation of the individual's winnings.

(f) **[Self-exclusions] Casino self-exclusions** for 1 year or 5 years remain in effect until the period of **casino** self-exclusion concludes and the person requests removal from the Board's **casino** self-exclusion list under § 503a.5.

(g) A person submitting a **casino** self-exclusion request shall present **or submit electronically a copy of that person's** valid government-issued **[photo]** identification containing the person's signature and photograph when the person submits the request, **or if the person does not possess a valid government-issued identification, some other documentation to verify the identity of the person (for example, a utility or other bill in the person's name at the same address provided).**

(h) A person requesting **casino** self-exclusion **in person** under this chapter shall have a photograph taken by the Board, or agent thereof, upon **[acceptance] submission** of the request to be on the list.

(i) A person requesting casino self-exclusion electronically on the Board's web site shall submit a copy of a recent passport-style photograph of the person upon submission of the request to be on the list.

§ 503a.3. [**Self-exclusion**] **Casino self-exclusion** list.

(a) The Board will maintain the official **casino** self-exclusion list and [**notify each slot machine licensee of additions to or deletions from the list**] **will make all necessary additions or deletions** within 5 business days of the verification of the information received under § 503a.2 (relating to request for **casino** self-exclusion) [**by first class mail or by transmitting**] **and shall make the casino self-exclusion list available to slot machine licensees** electronically [**directly to each slot machine licensee**] **by means of the Board's self-exclusion system.**

(b) The [**notice provided**] **information made available** to slot machine licensees [**by the Board**] **by means of the Board's self-exclusion system** will include the following information concerning a person who has been added to the **casino** self-exclusion list:

- (1) Name, including any aliases or nicknames.
- (2) Date of birth.
- (3) Address of current residence.
- (4) Telephone number.
- (5) Social Security number, when voluntarily provided by the person requesting self-exclusion under section 7 of the Privacy Act of 1974 (5 U.S.C. § 552a). **At a minimum, the last 4 digits of the Social Security number will be provided.**

(6) Physical description of the person, including height, [**weight,**] gender, hair color, eye color and other physical characteristic, that may assist in the identification of the person.

(7) A copy of the photograph taken by the Board **or submitted electronically** under § [**503a.2(i)**] **503a.2(h) and (i).**

(c) The [**notice provided**] **information made available** to slot machine licensees by the Board concerning a person whose name has been removed from the **casino** self-exclusion list will include the name and date of birth of the person.

(d) A slot machine licensee shall maintain a copy of the **casino** self-exclusion list and establish procedures to ensure that the copy of the **casino** self-exclusion list is updated **at least every 2 business days with the information made available to slot machine licensees by means of the Board's self-exclusion system** and that all appropriate employees and agents of the slot machine licensee are notified of [**any addition**] **the additions** to or [**deletion**] **deletions** from the list [**within 5 business days after the day notice is mailed to each slot machine licensee or transmitted electronically under subsection (a)**].

(e) Information furnished to or obtained by the Board under this chapter will be deemed confidential and will not be disclosed except in accordance with this chapter.

(f) Slot machine licensees, employees or agents thereof may not disclose the name of, or any information about, a person who has requested **casino** self-exclusion to anyone other than employees and agents of the slot machine licensee whose duties and functions require access to the information. Notwithstanding the foregoing, a slot machine licensee may disclose the identity of a **casino** self-excluded person to appropriate employees of other

slot machine licensees in this Commonwealth or affiliated gaming entities in other jurisdictions for the limited purpose of assisting in the proper administration of responsible gaming programs.

(g) A **casino** self-excluded person may not collect in any manner or in any proceeding any winnings or recover any losses arising as a result of any gaming activity for the entire period of time that the person is on the Board's **casino** self-exclusion list.

(h) Winnings incurred by a **casino** self-excluded person shall be remitted to the Board to support compulsive and problem gambling programs of the Board.

(i) For the purposes of this section, winnings issued to, found on or about, or redeemed by a **casino** self-excluded person shall be [**presumed to constitute winnings**] subject to remittance to the Board.

§ 503a.4. **Duties of slot machine licensees.**

(a) A slot machine licensee shall train its employees and establish procedures to:

(1) Identify a **casino** self-excluded person when present on the gaming floor, in areas off the gaming floor where gaming activity is conducted or engaging in gaming related activities and, upon identification, immediately notify the following persons:

(i) Employees of the slot machine licensee whose duties include the removal of **casino** self-excluded persons.

(ii) Casino compliance representatives at the licensed facility.

(iii) The Pennsylvania State Police, **or local police department if applicable.**

(2) Refuse wagers from and deny gaming privileges to a **casino** self-excluded person.

(3) Deny gaming related activities, gaming junket participation and other similar privileges and benefits to a **casino** self-excluded person.

(4) Ensure that **casino** self-excluded persons do not receive, either from the slot machine licensee or any agent thereof, gaming junket solicitations, targeted mailings, telemarketing promotions, player club materials or other promotional materials relating to gaming activities at its licensed facility as required under § 501a.3(a)(10) (relating to employee training program).

(5) Comply with § 503a.3(d) (relating to **casino** self-exclusion list).

(6) Make available to patrons written materials explaining the **casino** self-exclusion program.

(b) A slot machine licensee shall submit a copy of its procedures and training materials established under subsection (a) to the Director of OCPG for review and approval at least 30 days prior to initiation of gaming activities at the licensed facility. The slot machine licensee will be notified in writing of any deficiencies in the procedures and training materials and may submit revisions to the procedures and training materials to the Director of OCPG. A slot machine licensee may not commence operations until the Director of OCPG approves the procedures and training.

(c) A slot machine licensee shall submit amendments to the procedures and training materials required under subsection (b) to the Director of OCPG for review and approval at least 30 days prior to the intended implementation date of the amendments. The slot machine licensee may implement the amendments on the 30th calendar

day following the filing of the amendments unless the slot machine licensee receives a notice under subsection (d) objecting to the amendments.

(d) If during the 30-day review period the Director of OCPG determines that the amendments to the procedures and training materials may not promote the prevention of gaming by self-excluded individuals or assist in the proper administration of the **casino** self-exclusion program, the Director of OCPG may, by written notice to the slot machine licensee, object to the amendments. The objection will:

(1) Specify the nature of the objection and, when possible, an acceptable alternative.

(2) Direct that the amendments not be implemented until approved by the Director of OCPG.

(e) When the amendments to the procedures and training materials have been objected to under subsection (d), the slot machine licensee may submit revised amendments in accordance with subsections (c) and (d).

(f) A slot machine licensee shall post signs at all entrances to a licensed facility indicating that a person who is on the **casino** self-exclusion list will be subject to arrest for trespassing under 18 Pa.C.S. § 3503 (relating to criminal trespass) if the person is on the gaming floor, in areas off the gaming floor where gaming activity is conducted or engaging in gaming related activities in the licensed facility. The text and font size of the signs shall be submitted for approval to the Director of OCPG under the procedures specified in subsection (b).

(g) The list of **casino** self-excluded persons is confidential, and any distribution of the list to an unauthorized source constitutes a violation of the act.

(h) Under section 1516 of the act (relating to list of persons self excluded from gaming activities), slot machine licensees and employees thereof may not be liable for damages in any civil action, which is based on the following:

(1) Failure to withhold gaming privileges from or restore gaming privileges to a **casino** self-excluded person.

(2) Permitting or not permitting a **casino** self-excluded person to gamble.

(3) Good faith disclosure of the identity of a **casino** self-excluded person to someone, other than those authorized by this chapter, for the purpose of complying with this chapter.

(i) A slot machine licensee shall report the discovery of a **casino** self-excluded person on the gaming floor, in areas off the gaming floor where gaming activity is conducted or engaging in gaming related activities to the Director of OCPG within 24 hours.

§ 503a.5. Removal from **casino** self-exclusion list.

(a) For individuals who are self-excluded **from licensed facilities or other locations approved by the Board to conduct gaming activity** for 1 year or 5 years, upon the conclusion of the period of **casino** self-exclusion, the individual may request removal from the **casino** self-exclusion list **electronically on the Board's web site or** by scheduling an appointment with the OCPG at (717) 346-8300 **or problemgambling@pa.gov.**

(b) **[At the scheduled appointment time, the]** The individual requesting removal shall **[submit, in person, a completed]** **complete and submit a Re-**

quest for Removal from Voluntary Self-Exclusion Form as required under subsections **[(b) and]** (c) **and (d)**. With an appointment, removal from the list may be conducted at the Board's Harrisburg office, one of the Board's regional offices or other location approved by the OCPG.

[(b)] (c) A **complete** Request for Removal from Voluntary Self-Exclusion Form must include:

(1) The identifying information specified in § 503a.2(b) (relating to request for **casino** self-exclusion).

(2) The signature of the person requesting removal from the **casino** self-exclusion list indicating acknowledgment of the following statement:

"I certify that the information that I have provided above is true and accurate. I am aware that my signature below constitutes a revocation of my previous request for **casino** self-exclusion, and I authorize the Board to permit all slot machine licensees of the Commonwealth of Pennsylvania to reinstate my gaming privileges at licensed facilities **or other locations approved by the Board to conduct gaming activity.**"

[(c)] (d) A person submitting a Request for Removal from Voluntary Self-Exclusion Form shall be required to present **[a] or submit a copy of that person's** valid government-issued **[photo]** identification containing the person's signature **and photograph** when the form is submitted **electronically or** during the person's scheduled appointment, **or if the person does not possess a valid government-issued identification, some other documentation to verify the identity of the person.**

[(d)] (e) Within **[15] 5** business days after the **complete** Request for Removal from Voluntary Self-Exclusion Form is accepted by Board staff, the OCPG will delete the name of the individual from the **casino** self-exclusion list **[and notify each slot machine licensee of the removal]**. An individual who was removed from the voluntary **casino** self-exclusion list may not enter the gaming floor, areas off the gaming floor where contests or tournaments are conducted or engage in gaming related activities for **[15] 7** business days from the date Board staff accepts the **[request to be removed from the voluntary self-exclusion list or may be subject to arrest for trespassing under 18 Pa.C.S. § 3503 (relating to criminal trespass)] complete Request for Removal from Voluntary Self-Exclusion Form.**

(f) For individuals who selected lifetime casino self-exclusion under § 503a.2(d)(3):

(1) After being on the casino self-exclusion list for a period of 10 years, the individual may petition the Board to be removed from the casino self-exclusion list.

(2) The petition shall be filed with the Board in writing, and shall be accompanied by all of the following:

(i) Documentation from a treatment provider who is certified by the International Gambling Counselor Certification Board or who has received a Problem Gambling Endorsement from the Pennsylvania Certification Board to conduct problem gambling assessments that the individual has completed a problem gambling assessment.

(ii) Documentation from a treatment provider that the individual has completed the treatment recommendation, if any, made after the assessment by the State-funded problem gambling treatment provider.

(3) After the petition is filed, OCPG will provide documentation to the Office of Enforcement Counsel regarding whether the individual has been known to be present at any licensed facilities or other locations approved by the Board to conduct gaming activity while on the casino self-exclusion list, and if so, the names of the licensed facilities or other locations and dates of attendance.

(4) The petition shall be handled in accordance with the procedures for petitions found in Subpart H of the Board's regulations, including all confidentiality provisions.

(5) As the petitioner, the lifetime casino self-excluded individual filing the petition for removal from the casino self-exclusion list bears the burden of proof in showing that removal from the list would not be detrimental to the individual's physical or mental well-being and would not have a negative impact on gaming in the Commonwealth.

(6) If the Board:

(i) Grants the petition, it shall deliver to the individual by first class mail an Order approving the petition for removal from the casino self-exclusion list, and provide to the individual the contact information for OCPG for information on how to complete the removal process.

(ii) Denies the petition, it shall deliver to the individual by first class mail an Order denying the petition for removal from the casino self-exclusion list, which shall notify the individual that he or she shall remain on the casino self-exclusion list.

(7) Any petitioner whose petition is denied by the Board shall be prohibited from filing a subsequent petition for removal from the lifetime casino self-exclusion list for a period of five years from the date of denial.

§ 503a.6. Exceptions for individuals on the **casino** self-exclusion list.

The prohibition against allowing **casino** self-excluded persons to be on the gaming floor or in areas off the gaming floor where gaming activity is conducted does not apply to an individual who is on the **casino** self-exclusion list if all of the following apply:

- (1) The individual is carrying out the duties of employment or incidental activities related to employment.
- (2) The slot machine licensee's security department and the Board's office located at the licensed facility have received prior notice.
- (3) Access to the gaming floor or areas off the gaming floor where gaming activity is conducted is limited to the time necessary to complete the individual's assigned duties.

(4) The individual does not otherwise engage in any gaming activities.

§ 503a.7. Disclosure of information related to persons on the **casino** self-exclusion list.

(a) The Board may periodically release to the public demographics and general information regarding the **casino** self-exclusion list such as the total number of individuals on the list, gender breakdown and age range.

(b) The Board may make selected data available, upon request, for the limited purpose of assisting in the proper administration of responsible gaming programs.

(c) The Board will not disclose identifying information or confirm or deny the existence of an individual's name on the Board's voluntary **casino** self-exclusion list.

Subpart K. TABLE GAMES

CHAPTER 603a. TABLE GAME EQUIPMENT

§ 603a.20. Match Play Coupons; physical characteristics and issuance.

* * * * *

(q) If included in the certificate holder's internal controls, required under § 465a.2, a certificate holder may authorize a gaming service provider to print and mail Match Play Coupons directly to patrons in accordance with the following requirements:

* * * * *

(7) The certificate holder is responsible for ensuring that the gaming service provider does not mail Match Play Coupons to individuals on the self-exclusion list under Chapter 503a (relating to **casino** self-exclusion) or the exclusion list under Chapter 511a (relating to persons required to be excluded).

* * * * *

CHAPTER 609a. CREDIT

§ 609a.3. Application and verification procedures for granting credit.

* * * * *

(c) Prior to a certificate holder's approval of a patron's credit limit, a credit clerk shall:

* * * * *

(5) Verify that the patron's name is not on:

(i) The list of individuals who have voluntarily requested suspension of credit privileges under § 609a.9 (relating to voluntary credit suspension list).

(ii) The list of individuals who have voluntarily placed themselves on the self-exclusion list under Chapter 503a (relating to **casino** self-exclusion).

(iii) The list of individuals who have been placed on the exclusion list under Chapter 511a (relating to persons required to be excluded).

* * * * *

[Pa.B. Doc. No. 19-1778. Filed for public inspection November 27, 2019, 9:00 a.m.]

NOTICES

DEPARTMENT OF AGRICULTURE

Action of Controlled Plant and Noxious Weed Committee; Addition of Noxious Weeds to Controlled Plants and Noxious Weed List

A meeting of the Controlled Plant and Noxious Weed Committee (Committee) was held on October 24, 2019, at the Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110.

A Sunshine Notice regarding the meeting was published at 49 Pa.B. 5965 (October 12, 2019).

The purpose of the meeting was to consider the addition of eight plants to the noxious weed list as authorized under 3 Pa.C.S. § 1511(b)(3)(ii) (relating to designation of noxious weeds and controlled plants).

A quorum of the Committee was present at the meeting. After a presentation by the Department of Conservation and Natural Resources and the Department of Agriculture (Department), the acknowledgement of written public comments received and a discussion of the Committee, the Committee voted to approve the following weeds for addition to the noxious weed list.

- Brazilian waterweed (*Egeria densa*) as a Class A noxious weed
- Water soldier (*Stratiotes aloides*) as a Class C noxious weed
- Parrot feather (*Myriophyllum aquaticum*) as a Class B noxious weed
- Yellow floating heart (*Nymphoides peltata*) as a Class A noxious weed
- Wild parsnip (*Pastinaca sativa*) (*except for non-wild cultivated varieties) as a Class B noxious weed

Under the authority and requirements of § 1511(b)(3)(iv), the Department hereby publishes the addition of Brazilian waterweed, Water soldier, Parrot feather, Yellow floating heart and Wild parsnip to the noxious weed list.

The addition of the previously listed plants to the controlled plants and noxious weeds list will become effective 60 days from publication of this notice.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 19-1779. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF AGRICULTURE

Farm-to-School Grant Program; 2019-2020 Program Guidelines

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

1. Program objectives.

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

2. Eligible applicants and projects.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

3. Definitions.

The following words and terms have the following meanings:

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

“*Prekindergartner.*” A child from 3 years of age to the date the child enters kindergarten in a public or private school system.

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

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

4. Limitations on grants.

(a) *Total funds available.* The sum of \$500,000 is available for grants under the Program for Fiscal Year 2019-2020. Grant funds will be awarded on a funds-available basis.

(b) *Project duration.* A project must have a completion date of no later than June 30, 2020.

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

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

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

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

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

5. Applications.

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

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

(c) *Application window.* Completed applications may be electronically submitted beginning November 30, 2019. All applications must be received no later than 4:59 p.m. on January 15, 2020.

6. Review of application.

The Secretary will review and evaluate applications and supporting documents for completeness, and will evaluate applications based on the following considerations:

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

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

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

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

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

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

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

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

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

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

7. Notice of disposition of application.

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

8. Grant agreement.

After the Secretary approves a grant application, and as a precondition to the Department's release of grant moneys to a successful applicant, the Department and the applicant will execute a written or electronic Grant Agreement which describes the terms and conditions subject to which the grant is made. The Grant Agreement shall contain and conform to the requirements of this notice, and shall also contain special terms and conditions as required by the Secretary.

9. Verification of project completion.

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

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

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

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

10. Questions and additional information.

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

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 19-1780. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending November 19, 2019.

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

BANKING INSTITUTIONS

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-14-2019	1st Summit Bank Johnstown Cambria County	4510 William Penn Highway Murrysville Westmoreland County	Approved
11-14-2019	Noah Bank Elkins Park Montgomery County	201-08 Northern Boulevard Bayside Queens County, NY	Withdrawn

CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 19-1781. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
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>
PA0247651 (Storm Water)	United Parcel Service Lewistown 1821 S 19th Street Harrisburg, PA 17104-3206	Mifflin County Armagh Township	Unnamed Tributary of Tea Creek (HQ-CWF, MF) (12-A)	Yes
PAS803506 (Storm Water)	Daily Express Whse 1072 Harrisburg Pike Carlisle, PA 17013-1615	Cumberland County Middlesex Township	Letort Spring Run (HQ-CWF (existing use)) (7-B)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PAS236107 (Storm Water)	Delmont Manufacturing 201 Industrial Drive Delmont, PA 15626-1016	Westmoreland County Salem Township	Unnamed Tributary of Beaver Run (HQ-CWF) (18-B)	Yes
PA0254754 (Storm Water)	Neville Island Terminal DE, LLC P.O. Box 2621 Harrisburg, PA 17105-2621	Allegheny County Neville Township	Ohio River (WWF) (20-G)	Yes
PA0034614 (Sewage)	Mountain Pines Campground 1662 Indian Creek Valley Road Champion, PA 15622-3057	Fayette County Saltlick Township	Indian Creek (HQ-CWF) (19-E)	Yes
PA0023434 (Sewage)	Koppel Borough 2736 Ellwood Road New Castle, PA 16101	Beaver County Koppel Borough	Beaver River (WWF) (20-B)	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>
PA0263621 (Sewage)	Field House Restaurant SFTF 911 North Pike Road Cabot, PA 16023-2029	Butler County Jefferson Township	Unnamed Tributary to Thorn Creek (20-C)	Yes

<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>
PA0221759 (Sewage)	Thomas Shuttleworth SRSTP 923 Fern Road Saint Marys, PA 15857-3022	Elk County Jones Township	Unnamed Tributary to Swamp Creek (17-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.

PA0267031, Industrial, SIC Code 1623, Quincy Township, Franklin County, 7575 Mentzer Gap Road, Waynesboro, PA 17268-8946. Facility Name: **Quincy Township Water Well 7**. This proposed facility is located in Quincy Township, **Franklin County**.

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

The receiving stream(s), Unnamed Tributary to West Branch Antietam Creek (CWF, MF), is located in State Water Plan watershed 13-C and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .216 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Suspended Solids	Report	Report	XXX	Report	Report	XXX
Total Dissolved Solids	Report	Report	XXX	Report	Report	XXX
Aluminum, Total	Report	Report	XXX	Report	Report	XXX
Iron, Total	Report	Report	XXX	Report	Report	XXX
Lead, Total	Report	Report	XXX	Report	Report	XXX
Zinc, Total	Report	Report	XXX	Report	Report	XXX

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

The EPA Waiver is in effect.

PA0088048, Sewage, SIC Code 4952, **New Morgan Borough**, 200 Bethlehem Drive, Suite 102, Morgantown, PA 19543-9771. Facility Name: New Morgan Borough STP. This existing facility is located in New Morgan Borough, **Berks County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
			Inst Min			
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	38	56	XXX	23	34	46
Biochemical Oxygen Demand (BOD ₅)		Wkly Avg				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	50	75	XXX	30	45	60
		Wkly Avg				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Weekly Average	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	22.0	XXX	XXX	13.5	XXX	27
May 1 - Oct 31	7.0	XXX	XXX	4.5	XXX	9
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	3.3	XXX	XXX	2.0	XXX	4
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Copper, Total	XXX	Report	XXX	XXX	Report Daily Max	XXX
Hardness, Total (as CaCO ₃)	XXX	Report	XXX	XXX	Report Daily Max	XXX

Sludge use and disposal description and location(s): Sludge is partially treated and sent to Pottstown WWTP for ultimate disposal.

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

The EPA Waiver is in effect.

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

PA0253502, Industrial, SIC Code 1422, **Colona Transfer LP**, 1755 Pennsylvania Avenue, Monaca, PA 15061.

Facility Name: Colona Dock. This proposed facility is located in Monaca Borough, **Beaver County**.

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

The receiving streams, an unnamed tributary to the Ohio River and the Ohio River (WWF), are located in State Water Plan watershed 20-G and are 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 and monitoring requirements for Outfalls 001, 003, 004 and 006 are:

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	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	50.0
Total Dissolved Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	XXX	Report
Copper, Total	XXX	XXX	XXX	XXX	XXX	Report
Iron, Dissolved	XXX	XXX	XXX	XXX	XXX	Report
Nickel, Total	XXX	XXX	XXX	XXX	XXX	Report
Zinc, Total	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits and monitoring requirements for Outfall 005 are:

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	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	50.0
Total Dissolved Solids	XXX	XXX	XXX	XXX	XXX	Report

<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>	
Oil and Grease	XXX	XXX	XXX	XXX	XXX	Report
Copper, Total	XXX	XXX	XXX	XXX	XXX	Report
Iron, Dissolved	XXX	XXX	XXX	XXX	XXX	Report
Nickel, Total	XXX	XXX	XXX	XXX	XXX	Report
Zinc, Total	XXX	XXX	XXX	XXX	XXX	Report
Chloride	XXX	XXX	XXX	XXX	XXX	Report

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

The EPA Waiver is in effect.

PA0001201, Industrial, SIC Code 3674, **Powerex, Inc.**, 173 Pavilion Lane, Youngwood, PA 15697-1814. Facility Name: Youngwood Plant. This existing facility is located in Hempfield Township, **Westmoreland County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of treated industrial waste, treated sewage, cooling water, and storm water.

The receiving stream, Sewickley Creek (WWF), is located in State Water Plan watershed 19-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Internal Monitoring Point 101 are based on a design flow of 0.0496 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Suspended Solids	XXX	XXX	XXX	31.0	60.0	XXX
				Avg Mo		
Oil and Grease	XXX	XXX	XXX	15.0	30.0	XXX
				Avg Mo		
Fluoride, Total	XXX	XXX	XXX	16.6	32.0	XXX
				Avg Mo		
Cadmium, Total	XXX	XXX	XXX	0.0063	0.013	XXX
Chromium, Total	XXX	XXX	XXX	1.59	2.77	XXX
Copper, Total	XXX	XXX	XXX	0.175	0.35	XXX
Cyanide, Total	XXX	XXX	XXX	0.65	1.2	XXX
Lead, Total	XXX	XXX	XXX	0.022	0.044	XXX
Nickel, Total	XXX	XXX	XXX	0.55	1.1	XXX
Silver, Total	XXX	XXX	XXX	0.0015	0.003	XXX
Zinc, Total	XXX	XXX	XXX	0.277	0.554	XXX
Total Toxic Organics	XXX	XXX	XXX	XXX	1.37	XXX
Trichloroethylene	XXX	XXX	XXX	0.162	0.324	XXX
				Annual Avg		

The proposed effluent limits for Outfall 001 are based on a design flow of 0.076 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.25	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	XXX	XXX	XXX	20.0	40.0	XXX
May 1 - Oct 31	XXX	XXX	XXX	10.0	20.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	18.0	XXX
May 1 - Oct 31	XXX	XXX	XXX	3.0	6.0	XXX

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum	Daily Minimum	Average Monthly	Daily Maximum	
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX
Acrolein	XXX	XXX	XXX	Report	Report	XXX
Vinyl Chloride	XXX	XXX	XXX	Report	Report	XXX

Sludge use and disposal description and location(s): intermittent hauling offsite.

In addition, the permit contains the following major special conditions: requirements for the management of treatment plant sludge, chemical additives, storm water, and total toxic organics.

Note: Reporting requirements are proposed for acrolein and vinyl chloride because Powerex did not achieve the Department's minimum quantitation limits for the permit application's required analyses. The Department will allow Powerex to analyze new samples for those pollutants during the 30-day draft permit comment period. If Powerex verifies that the pollutants are not present in its wastewater discharges at the Department's quantitation limits, monitoring requirements or effluent limitations for those pollutants may be eliminated prior to final permit issuance.

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

The EPA Waiver is not in effect.

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

PA0041645 A-1, Sewage, SIC Code 4111, **PA DOT Maintenance & Operations Bureau**, 400 North Street, 6th Floor, Harrisburg, PA 17120. Facility Name: PA DOT Rest Area L. This existing facility is located in Springfield Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary to Turkey Creek (CWF, MF), is located in State Water Plan watershed 15-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0066 MGD.—Interim Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	
Ammonia-Nitrogen May 1 - Oct 31	XXX	XXX	XXX	6.5	XXX	13

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0066 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	
Ammonia-Nitrogen May 1 - Oct 31	XXX	XXX	XXX	5.0	XXX	10

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0066 MGD.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Istant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	9.0 Daily Max	XXX
Dissolved Oxygen	XXX	XXX	4.0 Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean XXX	10,000	
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	15.0	XXX	30
Total Phosphorus	XXX	XXX	XXX	1.0	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report Annl Avg	XXX	XXX

Sludge use and disposal description and location(s): Septage must be disposed of in a method that is in accordance with the Pennsylvania Solid Waste Management Act.

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.

PA0287873, Sewage, SIC Code 8800, **Faron Reckhart**, 21602 Boyle Road, Cochranon, PA 16313. Facility Name: Faron Reckhart SRSTP. This proposed facility is located in Fairfield Township, **Crawford County**.

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

The receiving stream(s), Unnamed Tributary to Conneaut Outlet (WWF), is located in State Water Plan watershed 16-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0005 MGD.—Limits.

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

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.

PA0287857, Sewage, SIC Code 8800, **Janeen Mihoci**, 8288 Linesville Road, Hartstown, PA 16311. Facility Name: Fisher SRSTP. This proposed facility is located in West Salem Township, **Mercer County**.

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

The receiving stream(s), Unnamed Tributary to Shenango River (WWF), is located in State Water Plan watershed 20-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0005 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (GPD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
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.

PA0287865, Sewage, SIC Code 8800, **J David Byler**, 1668 Route 410, Punxsutawney, PA 15767-8726. Facility Name: J David Byler SRSTP. This proposed facility is located in Henderson Township, **Jefferson County**.

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

The receiving stream(s), Unnamed Tributary of East Branch Mahoning Creek (HQ-CWF), is located in State Water Plan watershed 17-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0005 MGD.—Limits.

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

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 (35 P.S. §§ 691.1—691.1001).

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

WQM Permit No. 3075402 A-1, Sewage, **Cumberland Contura LLC**, 158 Portal Road, Waynesburg, PA 15370-2330.

This existing facility is located in Whiteley Township, **Greene County**.

Description of Proposed Action/Activity: replace chlorinator with UV disinfection.

WQM Permit No. 6519402, Sewage, **Franklin Township Municipal Sanitary Authority Westmoreland County**, 3001 Meadowbrook Road, Murrys ville, PA 15668-1627.

This proposed facility is located in Murrys ville Borough, **Westmoreland County**.

Description of Proposed Action/Activity: Elimination of the Bel-Aire pump station by constructing a gravity flow sanitary sewer. The gravity flow sanitary sewer will consist of approximately 770 feet of 8-inch diameter pipe.

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

WQM Permit No. 2719402, Sewage, **Robert Kozar**, 171 Bear Creek Road, Prospect, PA 16052-3201.

This proposed facility is located in Harmony Township, **Forest 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).

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

PAI133513, MS4, **Hampden Township, Cumberland County**, 230 S Sporting Hill Road, Mechanicsburg, PA 17050-3097. 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 Hampden Township, **Cumberland County**. The receiving stream(s), Unnamed Tributary to Conodoguinet Creek (WWF, MF), Pine Run (WWF, MF), and Sears Run (WWF, MF), is located in State Water Plan watershed 7-B and is classified for Migratory Fishes and Warm 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 717-705-4732.

The EPA waiver is in effect for small MS4s, and is not in effect for large MS4s.

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

PAI136130, MS4, **Allegheny County**, 501 County Office Building, Pittsburgh, PA 15219. 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 City of Pittsburgh, **Allegheny County**. The receiving streams, Monongahela River (WWF), Pine Creek (TSF), Turtle Creek (WWF), Ohio River (WWF), Squaw Run (HQ-WWF), Unnamed Tributaries to other streams (HQ—WWF, WWF, TSF), and Montour Run (TSF) is located in State Water Plan watershed 20-G, 18-A, 19-A, and 19-C and are classified for Warm Water Fishes, Trout Stocking, and High Quality Waters—Warm Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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.

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

Monroe County Conservation District, 8050 Running Valley Road, Stroudsburg, PA 18347.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450087	Elmer F Possinger & Sons Inc P.O. Box 520 Bartonsville, PA 18321	Monroe	Hamilton Twp	McMichael Creek (HQ-CWF, MF) UNT to McMichael Creek (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD070007	Altoona-Logan Township Mobile Medical Emergency Department Authority 1012 7th Avenue Altoona, PA 16602	Blair	Logan Township	UNT Brush Run (WWF/MF)
PAD010007	Pennsylvania Department of Transportation Engineering District 8-0 2140 Herr Street Harrisburg, PA 17103-1699	Adams	Reading Township	UNT 08783 Markel Run (WWF, MF) UNT 08784 Markel Run (WWF, MF)

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140043 A-1 Major Modification	Columbia Gas of Pennsylvania, Inc. 1600 Colony Rd York, PA 17408	Centre	Ferguson Twp	UNT Big Hollow CWF, MF UNT Spruce Creek HQ-CWF

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

Butler County Conservation District 120 Hollywood Drive, Suite 201, Butler, PA 16001, 724-284-5270.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD100009	PTV 1078 LLC 400 Penn Center Boulevard Building 4 Suite 1000 Pittsburgh, PA 15235	Butler	Buffalo Township Winfield Township	UNT to Little Buffalo Creek HQ-TSF

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.

Application No. PA0232556, Concentrated Animal Feeding Operation (CAFO), **Country View Family Farms LLC (Smiling Porker Farm)**, 1301 Fulling Mill Road, Middletown, PA 17507.

The CAFO is situated near Unnamed Tributary to Hughes Run (EV (existing use)) in Watershed 9-A, which is Country View Family Farms LLC has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as Smiling Porker Farm, located in Pine Township, **Lycoming County**.

Classified for High Quality—Cold Water and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 3,247.9 animal equivalent units (AEUs) consisting of 5,387 sows, 960 sows with litters, 2,360 gilts and 15 boars. Manure is stored in two underbarn manure storages. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 10-year, 24-hour storm event.

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

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

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

PAG-13. Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4).

MS4 PAG-13 Notices of Intent Received.

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG136376	Belle Vernon Borough 110 Main Street Belle Vernon, PA 15012	Belle Vernon Borough Fayette County	Y	N

**STATE CONSERVATION COMMISSION
PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS
FOR NPDES PERMITS FOR CAFOs**

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

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

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

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania 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>
David & Cathy Reifsneider 2596 New Bridgeville Rd Felton, PA 17322	York	27	21.04	Poultry	NA	Approved
DoVan Farms 582 Rocky Ln Berlin, PA 15530	Somerset	1,040.7	1,118.95	Dairy	None	Renewal
Peach Glen Farms 367 Georgetown Rd Gardners, PA 17324	Cumberland	42	546.54	Turkeys and Swine	HQ	Renewal

**PUBLIC WATER SUPPLY (PWS)
PERMIT APPLICATIONS**

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 (NOI) to Remediate. An acknowledgment of the receipt of a NOI to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. 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 NOI 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 NOI 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 NOI 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 NOI to Remediate:

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17).

Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Application No. 5419506, Public Water Supply.

Applicant	Pennsylvania American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Municipality	West Mahanoy Township
County	Schuylkill
Type of Facility	Public Water Supply
Consulting Engineer	Ewoud Hulstein, P.E. Pennsylvania American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Application Received Date	November 13, 2019
Description of Application	The applicant is requesting a permit for an existing emergency water system interconnection between Schuylkill County Municipal Authority and the Pennsylvania American Water Company Frackville water system.

Application No. 4519507, Public Water Supply.

Applicant	Exeter Blakeslee Lot 110 Land, LLC 101 East Elm St. Conshohocken, PA 19428
Township or Borough	Tobyhanna Twp. Monroe County
Responsible Official	Timothy Weber, VP Exeter Blakeslee Lot 100 Land LLC 101 East Elm St. Conshohocken, PA 19428
Type of Facility	Public Water Supply

Consulting Engineer	Christopher McDermott PE Reilly Associates, Inc. 411 Main St. Suite 102D Stroudsburg, PA 18360
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Application Received Date	October 24, 2019
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Description of Action	The applicant proposes a NTNC PWS system (new well, disinfection and CCT facilities) to serve a warehouse distribution facility located on Lot 110 in Blakeslee, PA.
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Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Application No. 1919505—Construction—Public Water Supply.

Applicant	Suez Water Pennsylvania, Inc.
Township/Borough	Lower Paxton Township
County	Columbia County
Responsible Official	Mr. John D. Hollenbach Vice President, Mid-Atlantic Division 6310 Allentown Boulevard Harrisburg, PA 17112
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Mr. Peter J. Lusardi, P.E. GHD, Inc. 1240 North Mahoning Road Harrisburg, PA 17112
Application Received Date	November 4, 2019
Description of Action	Authorizes Suez Water Pennsylvania, Inc. to construct approx. 41,000 LF of new & replacement watermain to expand the Bloomsburg sys. to Montour Twp., Cooper Twp. & Mahoning Twp. The interconnection will allow Suez to supply the Mahoning Township system from the Bloomsburg system on a regular basis & supply the Bloomsburg system from the Mahoning Township system on a periodic basis.

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

Permit No. 2519502, Public Water Supply.

Applicant	Erie Water Works
Township or Borough	City of Erie
County	Erie County
Responsible Official	Craig Palmer
Type of Facility	Public Water Supply
Consulting Engineer	Craig Bauer, P.E. KLH Engineers 5173 Campbells Road Pittsburgh, PA 15205

Application Received Date	November 4, 2019
Description of Action	Improvements at existing Station Road Pump Station
Permit No. 2519503,	Public Water Supply.
Applicant	Erie Water Works
Township or Borough	City of Erie
County	Erie County
Responsible Official	Craig Palmer
Type of Facility	Public Water Supply
Consulting Engineer	Craig Bauer, P.E. KLH Engineers 5173 Campbells Road Pittsburgh, PA 15205
Application Received Date	November 4, 2019
Description of Action	Improvements at existing Depot Road Pump Station

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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

Sections 302, 303, 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent (NOI) to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use the background standard, State-wide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a (NOI) to Remediate with the Department. A NOI to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under Sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the NOI to Remediate is published in a newspaper of general circulation in the area of the site. For the following site(s) identified, proposed for remediation to a site-specific standard or as a special industrial

area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30-days of the following specified date. During this comment period the municipality may request that the following identified person, as the remediator of the site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of the site.

For further information concerning the content of a NOI to Remediate, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

Former Funk's Farm, 306 South Duke Street, Millersville, PA 17551, Manor Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of HHF Real Estate Development, LLC, 616 Paxton Place, Suite 100, Lititz, PA 17534, submitted a Notice of Intent to Remediate soil and groundwater contaminated with diesel and No. 2 heating oil from underground storage tanks. The remediation standard is unknown at this time. Future use of the site is planned to be mixed-use development. The Notice of Intent to Remediate was published in the *LNP* on October 25, 2019.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the Department's Regional

Office. A 30-day comment period from the date of this publication will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

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

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

PLAN APPROVALS

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

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

Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6940.

16-132P: Clarion Boards, Inc. (143 Fiberboard Road, Shippensburg, PA 16254), for the proposed exhausting of Source 105 to atmosphere; splitting Source 110 into Source 110 & 113; and the removal of Source 109 from the facility operating permit in Paint Township, **Clarion County**. This is a Title V facility.

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

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

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

09-0244: MM Metals USA, LLC (4000 Chemical Road, Plymouth Meeting, PA 19462) for a new low-carbon ferrochrome (LC FeCr) alloy manufacturing facility to be located in Falls Township, **Bucks County**. Post-control Particulate Matter (PM), Volatile Organic Compound (VOC), Nitrogen Oxide (NO_x), and Hazardous Air Pollutant (HAP) emissions are less than major source thresholds for the Philadelphia Metropolitan Area; the facility is classified as a Natural Minor Facility. The requirements of 40 CFR Part 63 Subpart RRR apply to the melt furnace operating as part of Aluminum Production. The melt furnace is classified as a Group 1 Furnace and is subject to the dioxins/furans-related requirements of Subpart RRR. The general opacity requirements of 40 CFR Part 63 Subpart YYYYYY apply to the plasma furnace operating as part of LC FeCr Production. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507.

48-00076E, Calpine Bethlehem, LLC: Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection (DEP) intends to issue a plan approval to Calpine Bethlehem, LLC (500 Delaware Avenue, Suite 600, Wilmington DE 19801) to increase their hours of operation at their facility located in Bethlehem, **Northampton County**. The facility currently has a Title V Operating Permit No. 48-00076. Plan approval 48-00076E will subsequently be incorporated into the Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 48-00076E will be for the increase in operational hours for the existing turbines by 100 hours/year for each turbine. The six turbines combined would be limited to 43,800 hours/year total for all six (based on 7,300 hours/year each). The Department's review of the information submitted by Calpine Bethlehem, LLC indicates that the proposal will meet all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the BAT requirements. The company shall comply with 123.31 for malodorous emissions. The company shall comply with 123.41 for visible emissions. The turbines are subject to 40 CFR Part 60 Subpart KKKK requirements. CEMS will continue to be used to measure NO_x, CO and O₂ emissions. The Plan approval and Operating Permit will include testing, monitoring, record keeping, and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

Copies of the applications, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18711.

Any person(s) wishing to provide DEP with additional information they believe should be considered prior to the issuance of this permit may submit the information to the address shown in the preceding paragraph. The submittal of written comment must contain the name, address and

telephone number of the commentator, identification of the proposed Permit No. 48-00076E and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Mr. Raymond Kempa, Env. Engineering Manager, New Source Review Section, 2 Public Square, Wilkes-Barre, PA 18701-1915, or 570-826-2511.

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.

04-00751A: Valmont Coatings, Inc. (9 South 12th Street, Midland, PA 15059-1603). Notice is hereby given in accordance with 25 Pa. Code §§ 127.44 and 127.45 that the Department of Environmental Protection (“Department”) intends to issue Air Quality Plan Approval: PA-04-00751A to Valmont Coatings, Inc. for installation and operation of a hot dip galvanizing process and pre-treatment cleaning operations in an enclosed building to be located at No. 9 South 12th Street, Midland in Midland Borough, **Beaver County**.

The emissions from all sources are less than 3.0 tpy particulate matter (PM₁₀), 2.0 tpy SO_x, 12.0 tpy NO_x, 20.0 tpy CO, 8.0 tpy VOC, 1.0 tpy of single HAP, and 2.5 tpy of combined (HAPs). The kettle particulate emissions will be controlled by a dust collector exhausting indoor with 95–99% efficiency.

This authorization is subject to State regulations including 25 Pa. Code Chapters 123, 127 and 129.

Plan approval conditions include monitoring requirements, work practice standards, associated recordkeeping, and reporting requirements. Once compliance with the Plan Approval is demonstrated, the applicant will be required to revise or submit a State Only Operating Permit (“SOOP”) application in accordance with 25 Pa. Code Subchapter F.

The application, DEP’s Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP’s Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP’s website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx>.

A person may oppose the proposed Air Quality plan approval by filing a written protest with the Department or may submit written comments through Jesse S. Parihar via the U.S. Postal Service to the Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; written comments may also be submitted via email to jparihar@pa.gov or via fax to 412.442.4194. Each set of written comments or protest must contain the name, address, and telephone number of the person submitting the comments or protest, identification of the proposed plan approval (04-00751A) and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based.

All comments must be received prior to the close of business 30 days after the date of this publication. A protest to the proposed action shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.44 (relating to public notice).

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 who have properly filed a protest under 25 Pa. Code § 127.46 may appear and give testimony. The applicant, the protestant and other participants 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.

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

Contact: Devendra Verma, New Source Review Chief—Telephone: 814-332-6940.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104.

Contact: Edward Wiener, Chief—Telephone: 215-685-9426.

09-0244: MM Metals USA, LLC (4000 Chemical Road, Plymouth Meeting, PA 19462) for a new low-carbon ferrochrome (LC FeCr) alloy manufacturing facility to be located in Falls Township, **Bucks County**. Post-control Particulate Matter (PM), Volatile Organic Compound (VOC), Nitrogen Oxide (NO_x), and Hazardous Air Pollutant (HAP) emissions are less than major source thresholds for the Philadelphia Metropolitan Area; the facility is classified as a Natural Minor Facility. The requirements of 40 CFR Part 63 Subpart RRR apply to the melt furnace operating as part of Aluminum Production. The melt furnace is classified as a Group 1 Furnace and is subject to the dioxins/furans-related requirements of Subpart RRR. The general opacity requirements of 40 CFR Part 63 Subpart YYYYYY apply to the plasma furnace operating as part of LC FeCr Production. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

OPERATING PERMITS

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

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

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

22-05012: ArcelorMittal Steelton, LLC (215 South Front Street, Steelton, PA 17113-2538) for their steel manufacturing facility in Steelton Borough, **Dauphin County**. The Title V Operating Permit is undergoing a significant modification to incorporate a Reasonably Available Control Technology II (RACT II) plan.

In accordance with 25 Pa. Code §§ 129.91–129.100, the Department has made a preliminary determination to approve a RACT II plan to be submitted as part of the State Implementation Plan (SIP) for Arcelor’s steel manufacturing facility.

The SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT approval for the facility, which are determined to satisfy the requirements for the 1997, 2008 and 2015 National Ambient Air Quality Standards (NAAQS) for ozone.

The proposed RACT II plan, if approved by DEP, will be issued as a significant modification to the facility's Title V operating permit (22-05012). The relevant RACT II requirements will also be submitted to the U.S. Environmental Protection Agency (EPA) for approval and incorporation into Pennsylvania's State Implementation Plan. Requirements that are not part of the RACT II approval will be excluded from the SIP submittal.

The following is a summary of the proposed RACT II requirements for this facility that will be submitted to the EPA as part of the SIP:

RACT II Case-by-Case Requirements

I. Sources 232C (20" Mill Reheat Furnace) and 301 (35" Mill Reheat Furnaces 3 & 4).

(a) The permittee shall perform an annual adjustment and/or tune-up on each unit which shall include the following:

(1) Inspection, adjustment, cleaning or replacement of fuel-burning equipment, including the burners and moving parts necessary for proper operation as specified by the manufacturer.

(2) Inspection of the flame pattern or characteristics and adjustments necessary to minimize emissions of NO_x and VOC.

(3) Inspection of the air-to-fuel ratio control system and adjustments necessary to ensure proper calibration and operation as specified by the manufacturer.

(b) The company shall maintain a permanently bound log book or other method approved by the Department. This log shall contain at a minimum, the following information.

- (1) The date of the tuning procedure.
- (2) The name of the service company and technicians.
- (3) The final operating rate or load.
- (4) The final NO_x and VOC emission rates.
- (5) The final excess oxygen rate.
- (6) Any other information required by this approval.

(c) The annual adjustment for the boilers shall be in accordance with the EPA document "Combustion Efficiency Optimization Manual for Operations of Oil and Gas-Fired Boilers", September 1983 (EPA-340/1-83-023) or equivalent procedures approved in writing by the Department.

(d) All adjustments and optimization of the units must minimize pollution and be in accordance with good air pollution control practices.

II. Sources 401 (Soaking Pit Batteries 4-6) and 501A (# 207 DCEAF).

(a) The permittee shall maintain and adhere to an operation and maintenance plan for Sources 401 and 501A, which shall address good operation and maintenance practices for the minimization of NO_x (both sources) and VOC emissions (Source 501A), and/or manufacturer's operating specifications, including, for Source 501A measures to minimize the ambient air infiltration into the direct evacuation hoods.

(b) The permittee shall maintain records of any maintenance or modifications performed on Sources 401 and 501A.

(c) The permittee shall calculate and record the actual annual NO_x and VOC emissions using appropriate emissions factors from U.S. EPA Publication AP-42 or appropriate alternative emission factors based on PADEP review, coupled with appropriate operational and throughput data.

(d) The permittee shall maintain written documentation of the previously listed items in (a)—(c) for five years. The records shall be made available to the Department upon written request pursuant to 25 Pa. Code § 129.100(d) and (i).

III. Sources 124 (Caster Vents), 132A (44" Mill Hot Rolling Operations), 132B (28"/35" Mill Hot Rolling Operations), 132C (20" Mill Hot Rolling Operations), 501B (Ladle Refining Furnace) and 922 (Compressed Air System Freeze Protection).

(a) The permittee shall maintain and adhere to an operation and maintenance plan for Sources 124, 132A, 132B, 132C, 501B and 922, which shall address good operation and maintenance practices for the minimization of VOC emissions, and/or manufacturer's operating specifications.

(b) The permittee shall maintain records of any maintenance or modifications performed on Sources 124, 132A, 132B, 132C, 501B and 922.

(c) The permittee shall calculate and record the actual annual VOC emissions from Sources 124, 132A, 132B, 132C, 501B and 922 using appropriate emissions factors from U.S. EPA Publication AP-42 or appropriate alternative emission factors based on PADEP review, coupled with appropriate operational and throughput data.

(d) The permittee shall maintain written documentation of the previously listed items in (a)—(c) for five years. The records shall be made available to the Department upon written request pursuant to 25 Pa. Code § 129.100(d) and (i).

Public Comment Details:

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to Thomas Hanlon, Environmental Engineering Manager, Air Quality Permitting, 909 Elmerton Avenue, Harrisburg, PA 17110. A 30-day comment period from the date of publication of this notice will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

Public Hearing.

A public hearing will be held on January 14, 2020, at 10:00 a.m. at the DEP Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, to accept oral comments on the proposed permit action and the proposed SIP revision. To register to speak at the hearing, please contact Thomas Hanlon at 717-705-4862. Speakers must pre-register in order to testify at the hearing. The last day to pre-register to speak at the hearing will be January 7, 2020.

Oral testimony at the hearing will be limited to a maximum of 5 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to Thomas Hanlon at 909 Elmerton Avenue, Harrisburg, PA 17110.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the DEP Southcentral Regional Office at 909 Elmerton Avenue, Harrisburg, PA 17110. Appointments for scheduling a review may be made by calling Thomas Hanlon at 717-705-4862.

Individuals who are in need of an accommodation for the hearing as provided for in the Americans with Disabilities Act should contact Thomas Hanlon at 717-705-4862 or make accommodations through the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD).

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

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

Contact: Janine Tullock-Reid, New Source Review Chief—Telephone: 610-832-6242.

15-00132: Teva Branded Pharmaceutical Products R&D Inc. (Teva) (145 Brandywine Parkway, West Chester, PA 19380) for a renewal of a State Only, Synthetic Minor Operating Permit in West Goshen Township, **Ches-ter County**. Teva operates a pharmaceutical research and development facility with six (6) natural gas-fired boilers, five (5) diesel-fired emergency electric generators, three (3) natural gas-fired emergency electric generators, and miscellaneous gas-fired heaters. The pollutant of concern from this facility is nitrogen oxides (NO_x). Teva shall continue to maintain a synthetic minor operating status by limiting its facility-wide nitrogen oxide (NO_x) emissions to 24.9 tons per year, or less. Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

09-00096: Suburban Heating Oil Partners (3115 State Hill Rd, Telford, PA 09869-1076) a renewal operating permit for operation of a fuel oil, gasoline and diesel fuel storage and loading facility in West Rockhill Township, **Bucks County**. The permit is for a non-Title V (State Only) facility. The major sources of air emissions are: two (2) above ground gasoline storage tanks, two (2) kerosene above ground storage tanks, one (1) diesel underground storage tank, five (5) aboveground propane storage tanks, and a truck loading rack for: gasoline (with vapor balance controls), diesel, and kerosene. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Norman Frederick, Facility Permitting Chief—Telephone: 570-826-2409.

48-00038: Specialty Minerals, Inc. (640 N. 13th Street, Easton, PA 18042-1431). The Department intends to issue a renewal State-Only (Natural Minor) Permit for the commercial physical research services facility in Easton, **Northampton County**. The primary sources are boilers and machine shops. The control devices are baghouses. The sources are considered minor emission

sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

48-00109: Silbrico Corp. (4250 Braden Blvd., Forks Township, PA 18040). The Department intends to issue a new State-Only (Synthetic Minor) Permit for the non-metallic minerals processing facility in Easton, **Northampton County**. The primary sources are expansion furnaces, perlite mills, and material handling equipment. The control devices are baghouses and cyclones. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

40-00071: American Asphalt Paving Company (500 Chase Road, Shavertown, PA 18708-9689). The Department intends to issue a renewal State-Only Synthetic Minor Permit for the American Asphalt Paving Co.—Chase Facility located in Jackson Township, **Luzerne County**. Business activities performed at this facility include non-metallic mineral mining and processing, and hot mix asphalt production. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

54-00075: Yuengling Beer Co. Inc. (310 Mill Creek Avenue, Pottsville, PA 17901-8692). The Department intends to issue a renewal State-Only Natural Minor Permit for their Mill Creek Brewery located in Jackson Township, **Luzerne County**. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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.

06-05087: Haines & Kibblehouse, Inc. (2052 Lucon Road, P.O. Box 196, Skippack, PA 19474) for their asphalt plant located at 1355 Reading Avenue, Bechtelsville, in Colebrookdale Township, **Berks County**. This is a renewal of the State Only Operating Permit issued in September 2014. The actual emissions from the facility in 2018 are estimated at 38.89 tons CO, 2.63 tons PM, 2.43 tons NO_x and less than one ton of other pollutants. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other

items, the conditions include provisions derived from 40 CFR 60 Subpart I (Standards of Performance for Hot Mix Asphalt Facilities).

67-03126: Yorkshire Animal Hospital (3434 East Market Street, York, PA 17402) to issue a State Only Operating Permit for the crematory located in Springettsbury Township, **York County**. The potential emissions are estimated at 1.87 tpy of NO_x, 1.56 tpy of CO, 1.40 tpy of PM₁₀, 0.63 tpy of SO_x, and 0.14 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

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

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

03-00263: Allegheny Mineral Corp.—Bison Mine (1 Glade Park Drive, Kittanning, PA 16201) Natural Minor State-Only Operating Permit is for a facility that crushes and processes limestone and is located in West Franklin Township, **Armstrong 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 crushing and screening operations, a limestone wet washing system, stockpiles, truck loadout, and emissions from the use of roadways. Facility-wide potential emissions with controls are projected to be 36.0 TPY PM and 17.0 TPY PM₁₀. At a minimum, the facility is required to conduct daily surveys of the site to ensure compliance with visible, fugitive, and malodor emission requirements and maintain records of those surveys. The air quality permit includes operating 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 Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (03-00263) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Tom Joseph, Facilities Permit Chief, at the previously listed address.

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

The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file

review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx>.

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

Contact: Devendra Verma, New Source Review Chief—Telephone: 814-332-6940.

10-00230: Lindy Paving, Inc.'s Zelienople Plant (158 Lindsay Rd, Zelienople, PA 16063), the Department intends to issue the renewal of the State-Only Operating Permit of a hot mix asphalt (HMA) plant located in Jackson Township, **Butler County**. Permitted air contamination sources are a counter-flow drum mix asphalt plant, three asphalt cement storage tanks, four asphalt product storage silos, storage bins, material handling, material piles, and roadways. The current HMA plant was initially authorized through GP-13 issued in 2014. In this renewal, the current HMA plant is incorporated into the operating permit along with the GP-13 requirements, replacing the previously permitted HMA plant and all its plan approval-based requirements. The source test submittal procedure of GP-13 is revised in accordance with Source Testing Section's latest instructions. Under the authority of GP-13 Condition # 5, the facility elected to be subject to emission restrictions to limit its emissions below major source thresholds. Facility-wide restrictions of 99 TPY CO, 99 TPY NO_x, 99 TPY PM₁₀, and 49 TPY VOC apply to the facility to maintain its Synthetic Minor status.

24-00187: AgriPower Manufacturing and Services, Inc (230 State Street, St. Marys, PA 15857-1628). The Department of Environmental Protection intends to issue a State Only Operating Permit for a 9.35 MMBtu/hr biomass boiler at their physical research facility located in Saint Marys City, **Elk County**. The biomass boiler generates PM, SO_x, NO_x, CO, and VOC emissions. Filterable PM emissions are reduced by cyclonic capture. The facility is a natural minor facility. Potential emissions of PM, PM₁₀, SO_x, NO_x, CO, CO, and VOC are 9.9 TPY, 9.0 TPY, 1.0 TPY, 12.2 TPY, 24.6 TPY, and 0.7 TPY, respectively. The permit contains emission restrictions, an operational restriction of 1,000 hours in any 12-month consecutive month period, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

33-00151: Oak Heritage, Inc. (124 Industrial Park Dr, Brockway, PA 15824-1242). The Department is providing notice that they intend to renew a State Only Natural Minor Operating Permit for the custom, hand-crafted furniture manufacturing facility located in Brockway Borough, **Jefferson County**. The primary sources at the facility are the surface coating operations (spray booths and dip tanks). The potential emissions of the primary pollutants from the facility are as follows: 0.77 TPY (tons per year) NO_x, 6.97 TPY CO, 20.11 TPY VOC, 4.64 TPY filterable PM₁₀ and PM_{2.5}, and 0.04 TPY SO_x; thus, the facility is a natural minor. The surface coating operations are subject to 25 Pa. Code § 129.52 for surface coating processes. The renewal permit will contain emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104. Contact: Roger Fey, Chief—Telephone: 215-823-7584.

15-00132: Teva Branded Pharmaceutical Products R&D Inc. (Teva) (145 Brandywine Parkway, West Ches-

ter, PA 19380) for a renewal of a State Only, Synthetic Minor Operating Permit in West Goshen Township, **Chester County**. Teva operates a pharmaceutical research and development facility with six (6) natural gas-fired boilers, five (5) diesel-fired emergency electric generators, three (3) natural gas-fired emergency electric generators, and miscellaneous gas-fired heaters. The pollutant of concern from this facility is nitrogen oxides (NO_x). Teva shall continue to maintain a synthetic minor operating status by limiting its facility-wide nitrogen oxide (NO_x) emissions to 24.9 tons per year, or less. Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

09-00096; Suburban Heating Oil Partners (3115 State Hill Rd, Telford, PA 09869-1076) for operation of a fuel oil, gasoline and diesel fuel storage and loading facility in West Rockhill Township, **Bucks County**. The permit is for a non-Title V (State Only) facility. The major sources of air emissions are: two (2) above ground gasoline storage tanks, two (2) kerosene above ground storage tanks, one (1) diesel underground storage tank, five (5) aboveground propane storage tanks, and a truck loading rack for: gasoline (with vapor balance controls), diesel, and kerosene. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Envi-

ronmental Protection. A copy of the application is available for inspection at the District Mining Office indicated above each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application may be submitted by any person or any officer or head of any Federal, State or local government agency or authority to the Department at the address of the District Mining Office indicated above each application within 30-days of this publication, or within 30-days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Written comments or objections related to a mining permit application should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

Requests for an informal conference, or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 (relating to public hearing-informal conferences) or § 86.34 (relating to informal conferences), must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

Where a National Pollutant Discharge Elimination System (NPDES) number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

Coal Applications Received

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

Table 1

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

¹ The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

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

Permit No. 54070105R2. S & J Coal Mine (15 Motter Drive, Pine Grove, PA 17963), renewal of an existing anthracite surface mine operation in Reilly Township, **Schuylkill County** affecting 71.2 acres, receiving stream: Swatara Creek, classified for the following uses: cold water and migratory fishes. Application received: October 28, 2019.

Permit No. 54040203R3. Wheelabrator Culm Services, Inc. (100 Arboretum Drive, Suite 310, Portsmouth, NH 03801), renewal for reclamation activities only of an existing anthracite coal refuse reprocessing operation in Mahanoy Township, **Schuylkill County** affecting 42.1 acres, receiving stream: North Mahanoy Creek, classified for the following uses: cold water and migratory fishes. Application received: November 4, 2019.

Permit No. 49870201R6. Susquehanna Coal Company (P.O. Box 27, Nanticoke, PA 18634), renewal of an existing anthracite coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 184.4 acres, receiving stream: North Branch Shamokin Creek, classified for the following uses: cold water and migratory fishes. Application received: November 8, 2019.

Permit No. 49870201C2. Susquehanna Coal Company (P.O. Box 27, Nanticoke, PA 18634), correction to update the post-mining land use to unmanaged natural habitat of an existing anthracite coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 184.4 acres, receiving stream: North Branch Shamokin Creek, classified for the following uses: cold water and migratory fishes. Application received: November 8, 2019.

Coal NPDES Draft Permits

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

NPDES No. PA0219649 (Mining Permit No. 17930124), RES Coal LLC, 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, renewal of an NPDES permit for reclamation only with post-mining water treatment in Woodward Township, **Clearfield County** affecting 346.0 acres. Receiving stream(s): Upper Morgan Run, classified for the following use(s): CWF and MF. This receiving stream is included in the North Branch Upper Morgan Run TMDL. Application received: October 8, 2019.

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

The following outfall discharges to North Branch Upper Morgan Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
019	N	MP041T—post-mining discharge treatment

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

<i>Outfall: 019 (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	1.8	3.6	4.5
Manganese (mg/l)	1.6	3.2	4.0
Aluminum (mg/l)	1.3	2.6	3.2
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Sulfate (mg/L)	Monitor & Report		
Flow (gpm)	Monitor & Report		
Temperature (°C)	Monitor & Report		
Specific Conductivity (µmhos/cm)	Monitor & Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500. (Contact: Tracy Norbert).

NPDES No. PA0252069 (Surface Mining Permit No. 63110101), correction to previously published draft NPDES permit limits. **Neiswonger Construction, Inc.**, 17592 Route 322, Strattanville, PA 16258, renewal NPDES permit for a bituminous surface mine located in Deemston Borough, **Washington County**, affecting 24.4 acres. Receiving stream: Unnamed tributaries to Ten Mile Creek, classified for the following use: TSF. Application received: January 14, 2019.

The following treatment facility outfall discharges to an infiltration gallery:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
TP1	No	Treatment Facility Outfall

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

<i>Outfalls: TP1</i>	<i>Instant. Maximum</i>
<i>Parameter</i>	
Iron (mg/l)	7.0
Manganese (mg/l)	5.0
Aluminum (mg/l)	0.75
Total Suspended Solids (mg/l)	90
Total Sulfates	Monitor and Report
Total Antimony	Monitor and Report
Total Arsenic	Monitor and Report
Total Cadmium	Monitor and Report
Total Copper	Monitor and Report

*Outfalls: TP1
Parameter*

Total Lead
Total Mercury
Total Thallium

*Instant.
Maximum*

Monitor and Report
Monitor and Report
Monitor and Report

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

The following stormwater outfall discharges to UNT to Fourmile Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
SP1	No	Stormwater Outfall

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

<i>Outfalls: SP1 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)	0.9	1.8	2.3
Total Suspended Solids (mg/l)	35	70	90
Total Sulfates		Monitor and Report	
Total Antimony		Monitor and Report	
Total Arsenic		Monitor and Report	
Total Cadmium		Monitor and Report	
Total Copper		Monitor and Report	
Total Lead		Monitor and Report	
Total Mercury		Monitor and Report	

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

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341), requires the State to certify that the involved projects will not violate the applicable provisions of Sections 301–303, 306 and 307 of the FWPCA 33 U.S.C.A. §§ 1311–1313, 1316 and 1317, as well as relevant State requirements. Persons objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30-days of the date of this notice, as well as any questions to the office noted above the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed, and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8:00 AM and 4:00 PM on each working day at the office noted above the application.

If you are a person with a disability and wish to attend the hearing and you require an auxiliary aid, service or other accommodation to participate in the proceedings, please contact the specified program. TDD users may

contact the Department through the Pennsylvania AT&T Relay Service at 1-800-654-5984.

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E1302219-003. Exeter Industrial Drive Route 940 Land, LLC, 101 West Elm Street, Suite 600, Consohocken, PA 19428, in Kidder Township, **Carbon County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Exeter Township Drive Route 940 Land, LLC development project, which will involve a 951,250 ft² warehouse building, entrance roads, and parking lots:

- 1) A utility line stream crossing of a UNT to Black Creek (HQ-CWF) consisting of two (2) 9-LF, 3-inch diameter PVC sewage pipes to be installed via directional boring.
- 2) A utility line crossing of PFO wetlands (EV) consisting of two (2) 8-LF, 3-inch diameter PVC sewage pipes to be installed via directional boring.
- 3) A utility line crossing of PEM wetlands (EV) consisting of two (2) 34-LF, 3-inch diameter PVC sewage pipes to be installed via directional boring.

The project is located along the S.R. 940, approximately 1.1 mile east of the intersection of S.R. 940 and Walter

Dam Road (Hickory Run, PA Quadrangle Latitude: 40° 4' 53.76"; Longitude: -75° 41' 11.99") in Kidder Township, Carbon County.

E5802119-002. PA Department of Transportation, Eng District 4-0, 55 Keystone Industrial Park, Dunmore, PA 18512, Jessup Township, **Susquehanna County,** Army Corps of Engineers, Baltimore District.

To remove the existing structure and to construct and maintain a 35.3'-foot wide single-span Integral Abutment bridge carrying SR 3029 across East Branch Wyalusing Creek (CWF, MF) having a 66.91-foot span and a 9.05'-foot underclearance. The project also includes approximately 0.02 acre of PEM/PSS wetland impacts.

The project is located along S.R. 3029 Sec10S Segment 0130, Offset 1064, approximately 0.2 mile north of the S.R. 3029/0706 intersection (Montrose West, PA Quadrangle Latitude: 41° 48' 45.4"; Longitude: -75° 57' 42.5").

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

E2803119-005: PennDOT Engineering District 8-0, 2140 Herr St., Harrisburg, PA in Chambersburg Borough, **Franklin County,** U.S. Army Corps of Engineers Baltimore District.

To remove the existing structure and to install and maintain a (1) 58.5-foot × 24.5-foot bridge over Falling Spring Branch of Conococheague Creek (WWF, MF). The project proposes to permanently impact 58.5 linear feet of

stream channel and 75 linear feet of temporary stream channel impacts. There are no wetland impacts. This is all for the purpose of improving transportation safety and roadway standards. The project is located along SR 11 in Chambersburg Borough, Franklin County (39.9399°, -77.6608°).

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

E4129-127: ARD Operating LLC, 33 West Third Street, Suite 300, Williamsport PA 17701. Knispel to Hartley LP Pipeline in Cogan House Township, **Lycoming County,** ACOE Baltimore District.

To construct, operate and maintain approximately 4.05-miles (21,376 ft) of 8-inch diameter flex steel natural gas pipeline in Cogan House Township—Lycoming County. The pipeline will be placed via open cut trenching within existing 50' permanent ROW. The purpose of this project is to provide a conveyance of low-pressure natural gas between the Hartley Pad A and Knispel Value Site.

The project will result in a total of 24 LF (289 SF) of permanent and 487 LF (3,791 SF) of temporary stream impacts, 2,296 SF (0.0527 acre) of permanent and 13,872 SF (0.3185 acre) of temporary floodway impacts and 313 SF (0.0072 acre) of permanent and 6,014 SF (0.1381 acre) of temporary wetland impacts all for the purpose of constructing a natural gas pipeline for Marcellus well development.

Stream Impact Table:

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Lick Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF; EV	Wild	130	65	7	3	41.417812 77.217715
UNT 1 Lick Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF; EV	Wild	58	29			41.417810 77.217636
Wendell Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF	Wild	1,179	37	99	3	41.413544 77.196633
UNT 3 Wendell Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF	Wild	111	37	9	3	41.413609 77.196359
UNT 4 Wendell Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF	Wild	298	99	12	3	41.414093 77.194361
UNT 1 Larrys Creek	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF; EV	Wild	157	79	11	3	41.417301 77.185807
UNT 3 Larrys Creek	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF; EV	None	823	45	61	3	41.418350 77.181780

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wolf Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF; EV	Wild	858	37	78	3	41.422815 77.172888
UNT1 Wolf Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	HQ-CWF; EV	Wild	177	59	12	3	41.424750 77.169798
<i>Total Impacts</i>					3,971	487	289	24	

<i>Total Stream Impacts</i>					2,860	119	238	9	
<i>Total Waiver 2 Impacts</i>					931	368	51	15	

Wetland Impact Table:

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Total Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Total Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland 2	Cogan House White Pine	8-inch Pipeline Temp. Workspace	PFO; EV	Wild	1,269	40	93	3	41.413583 77.196482
Wetland 3	Cogan House White Pine	8-inch Pipeline Temp. Workspace	PFO; EV	Wild	3,373	40	220	3	41.422937 77.172714
Wetland 4	Cogan House White Pine	8-inch Pipeline Temp. Workspace	PEM; EV	Wild	1,372	34			41.424748 77.169755
<i>Total Impacts</i>					6,014	114	313	6	

<i>PEM</i>					1,372	34			
<i>PSS</i>									
<i>PFO</i>					4,642	80	313	6	

Floodway Impact Table:

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Lick Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	1,787		327		41.417812 77.217715
UNT 1 Lick Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	89				41.417810 77.217636
Wendell Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	1,788		211		41.413544 77.196633
UNT 3 Wendell Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	1,653		134		41.413609 77.196359

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT 4 Wendell Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	2,118		376		41.414093 77.194361
UNT 1 Larrys Creek	Cogan House White Pine	8-inch Pipeline Temp. Workspace	1,551		295		41.417301 77.185807
UNT 3 Larrys Creek	Cogan House White Pine	8-inch Pipeline Temp. Workspace	1,882		369		41.418350 77.181780
Wolf Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	1,449		252		41.422815 77.172888
UNT 1 Wolf Run	Cogan House White Pine	8-inch Pipeline Temp. Workspace	1,555		332		41.424750 77.169798
<i>Total Impacts</i>			13,872		2,296		

EROSION AND SEDIMENT CONTROL

The following parties have applied for an Erosion and Sediment Control Permit (ESCP) for an earth disturbance activity associated with either a road maintenance or timber harvesting operation.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain limitations set forth in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices (BMPs) which restrict the rate and quantity of sediment discharged.

Persons wishing to comment on the proposed permit are invited to submit a statement to the appropriate Department Regional Office listed above the application within 30-days of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address, and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department Regional Office during the 30-day public comment period.

Following the 30-day comment period, the appropriate Regional Office Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity are on file and may be inspected at the office identified in this notice.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the 30-day public comment period should contact the specified Regional Office. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1-800-654-5984.

Applications received under Sections 5 and 402 of the Clean Streams Law (35 P.S. §§ 691.5 and 691.402).

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

ESCGP-3 # ESG295819022-00
Applicant Name SWN Production Co LLC
Contact Person Nicki Attkinson
Address 917 SR 92 N
City, State, Zip Tunkhannock, PA 18657
County Susquehanna
Township(s) New Milford
Receiving Stream(s) and Classification(s) East Lake Ck (HQ, CWF-MF) and Salt Lake Ck (HQ, CWF-MF)

ESCGP-3 # ESG295819023-00
Applicant Name SWN Production Co LLC
Contact Person Nicki Attkinson
Address 917 SR 92 N
City, State, Zip Tunkhannock, PA 18657
County Susquehanna
Township(s) New Milford
Receiving Stream(s) and Classification(s) East Lake Ck (HQ, CWF-MF) and Salt Lake Ck (HQ, CWF-MF)

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.

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>
PA0261815 (Sewage)	Brocius Residence 6418 Schoolhouse Road Hershey, PA 17033-9210	Conewago Township Dauphin County	Hoffer Creek (TSF) (7-G)	Yes
PA0260789 (CAFO)	Clark Crest Dairy 754 Solanco Road Quarryville, PA 17566-9614	East Drumore Township Lancaster County	McFarlands Run (HQ-CWF)	No
PA0024147 (Sewage)	Cumberland Township South Plant 1370 Fairfield Road Gettysburg, PA 17325	Cumberland Township Adams County	Willoughby Run (13-D)	No
PA0024139 (Sewage)	Cumberland Township North Plant 1370 Fairfield Road Gettysburg, PA 17325	Cumberland Township Adams County	Rock Creek (13-D)	No

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No)</i>	<i>EPA Waived Y/N</i>
PA0096628 (Sewage)	Hamill Manufacturing STP 500 Pleasant Valley Road Trafford, PA 15085-2701	Westmoreland County Penn Township	Lyons Run (TSF) (19-A)	Yes
PA0092487 (Sewage)	Ninos Restaurant STP 546 Three Mile Hill Road Mt. Pleasant, PA 15666-8874	Fayette County Bullskin Township	Unnamed Tributary to Jacobs Creek (CWF) (19-D)	Yes

II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions.

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

NPDES Permit No. PA0272477, Sewage, SIC Code 8800, **Jeffrey Russ**, 1651 Weiler Road, Warren, PA 16365.

This proposed facility is located in Conewango Township, **Warren County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated sewage.

III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law.

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

WQM Permit No. 1119402, Sewage, **Lower Yoder Township**, 128 J Street, Johnstown, PA 15906.

This proposed facility is located in Lower Yoder Township, **Cambria County**.

Description of Proposed Action/Activity: Proposed construction of replacement and rehabilitation of approximately 22,000 LF of existing sanitary sewers in the St. Clair Road and Norton Road Areas of Lower Yoder Township. 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 possible funding source. The Department's review of the Water Quality Management (Part II) Permit has not identified any significant environmental impacts resulting from this proposal.

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

WQM Permit No. 6219411, Sewage, SIC Code 8800, **Jeffrey Russ**, 1651 Weiler Road, Warren, PA 16365.

This proposed facility is located in Conewango Township, **Warren County**.

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

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.

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

<i>NPDES Waiver No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAG138314	Wheatland Borough Mercer County P.O. Box 366 Wheatland, PA 16161	Wheatland Borough Mercer County	Shenango River (WWF)/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>
PAD390121	HRES Allentown Susquehanna, LLC 5100 W. Kennedy Blvd. Ste. 100 Tampa, FL 33609	Lehigh	City of Allentown	Trout Creek (HQ-CWF, MF)

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480102	Innovative Office Products c/o Mr. Kevin McClelland 100 Kuebler Road Easton, PA 18040-9288	Northampton	Forks Township	Bushkill Creek (HQ-CWF, MF)
PAD480089	Colonial Intermediate Unit 20 c/o Mr. Chris Wolfel 6 Danforth Drive Easton, PA 18045-7820	Northampton	Bushkill Township	Sobers Run/EV Wetlands (EV, MF); Other Wetlands

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.

Carbon County Conservation District, 5664 Interchange Road, Lehighton, PA 18235.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC130015	DTA Alliance LLC Dan Connor 415 Golf Rd Palmerton, PA 18071	Carbon	Lower Towamensing Twp	Lehigh River (TSF, MF)

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

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAC390093	Domaine Pterion 6501 St Peters Rd Macungie, PA 18062	Lehigh	Upper Milford Twp	Indian Creek (CWF, MF)

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAC480079	St Luke's University Health Network 801 Ostrum St Bethlehem, PA 18015	Northampton	Bethlehem Twp	UNT to Lehigh River (CWF, MF)

Schuylkill Conservation District, 1206 AG Center Drive, Pottsville, PA 17901-9733.

NPDES

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAC540077	MBC Development LP James Miller Sr 950 E Main St P.O. Box 472 Schuylkill Haven, PA 17972	Schuylkill	Delano Twp	N Mahanoy Creek (CWF, MF)

Central Office: Bureau of Abandoned Mine Reclamation, 400 Market Street, Floor 13, P.O. Box 69205, Harrisburg, PA 17106-9205.

Permit No.	Facility Location: Municipality & County	Applicant Name & Address	Receiving Water/Use	Contact Office & Phone No.
PAC690004 Final	Olyphant Borough and Jessup Borough Lackawanna County	BAMR P.O. Box 69205 Harrisburg, PA 17106-9205	Sterry Creek (CWF) Eddy Creek (WWF)	BAMR P.O. Box 69205 Harrisburg, PA 17106-9205 717-783-2267

Southcentral Region: Water Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.

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

Facility Location:

Municipality & County	Permit No.	Applicant Name & Address	Receiving Water (Use)	Contact Office & Phone No.
City of Altoona Blair County Issued	PAC070063	Sheetz, Inc. 5700 6th Avenue Altoona, PA 16602	Spring Run (WWF-MF)	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
Lower Swatara Township Dauphin County Issued	PAC220185	Middletown Area School District 55 West Water Street Middletown, PA 17057	UNT Susquehanna River (WWF-MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Derry Township Dauphin County Issued	PAC220063	Musser Home Builders, Inc. 395 Gettysburg Street Carlisle, PA 17013	Swatara Creek (WWF-MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
West Hanover Township Dauphin County Issued	PAC220180	West Hanover Township Water & Sewer Authority 7901 Jonestown Road Harrisburg, PA 17112	UNT Beaver Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100

NOTICES

7121

<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>
Lower Paxton Township Dauphin County Issued	PAC220192	Organization for Hindu Religion & Culture 509 Princeton Road Harrisburg, PA 17111	Spring Creek (CWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Paxton Township Dauphin County Issued	PAC220089	The McNaughton Company 4400 Deer Path Road Suite 201 Harrisburg, PA 17110	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Paxton Township Dauphin County Issued	PAC220202	Paxtonia Associates 7300 Derry Street Harrisburg, PA 17111	Beaver Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Susquehanna Township Dauphin County Issued	PAC220200	Custer Development Company 2805 Old Post Road Harrisburg, PA 17110	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
City of Harrisburg Dauphin County Issued	PAC220195	City of Harrisburg 100 Concert Drive Harrisburg, PA 17103	Susquehanna River (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
West Hanover Township Dauphin County Issued	PAC220197	Double K Tavern, Inc. 7756 Jonestown Road Harrisburg, PA 17112	Beaver Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Lower Swatara Township Dauphin County Issued	PAC220158	Grandview Development Group P.O. Box 163 Curwensville, PA 16833	Burd Run (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
East Cocalico Township Lancaster County Issued	PAC360431	Lowell Martin 133 East Church Street, # R Stevens, PA 17578	Stony Run (WWF) Cocalico Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Borough of Mount Joy Lancaster County Issued	PAC360474	Borough of Mount Joy 21 East Main Street Mount Joy, PA 17552	East Branch Donegal Creek (CWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5

<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>
Manheim Township Lancaster County Issued	PAC360466	Brethren Village 3001 Lititz Pike Lititz, PA 17543	Bachman Run (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Salisbury Township Lancaster County Issued	PAC360367	Houston Run Properties LLC 1324 Main Street East Earl, PA 17519	Houston Run (CWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Lancaster City Lancaster County Issued	PAC360453	Second Strong & Detweiler, LLC 1340 Rossmoyne Road Mechanicsburg, PA 17055	Conestoga River (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Brecknock Township Lancaster County Issued	PAC360454	Harvey Hollingshead 497 Grist Mill Road Ephrata, PA 17522	UNT Muddy Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Paradise Township Lancaster County Issued	PAC360311	M Land Develop LLC 250 Eschelman Road Lancaster, PA 17601	Londonland Run (CWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, 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>
Potter Twp Centre County	PAC140087 Phased	Loesch Construction 2221 Upper Brush Valley Rd Centre Hall, PA 16828	UNT to Sinking Creek CWF-MF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Buffalo Twp Union County	PAC600044	Timothy Turner 832 Chestnut Street Mifflinburg, PA 17844	Buffalo Creek TSF MF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860

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>
Summit Township Erie County	PAC250094 Renewal of PAG02002515009	Saddlewood Phase 2 2906 Copperfield Drive Erie, PA 16509	UNT Walnut Creek CWF-MF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403

STATE CONSERVATION COMMISSION
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES
PERMITS FOR CAFOs

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30-days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

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

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

NUTRIENT MANAGEMENT PLAN
CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Spring Pond Farm 93 Deck Rd Womelsdorf, PA 19567	Berks	112.9	407.11	Feeder Cattle Layers (Poultry)	NA	Approved
Barry Good 1695 Rake Rd Mohrsville, PA 19547	Berks	269.67	314	Poultry (Layer)	NA	Approved
Dennis Ulrich 330 Brown Rd Bethel, PA 19507	Berks	16.4	269.62	Poultry (Layers)	NA	Approved
Michael Hege 11437 Gehr Rd Waynesboro, PA 17268	Franklin	104.1	312.14	Poultry	None	Approved
Hissong Farmstead, Inc. 6841 Buchanan Trail West Mercersburg, PA 17236	Franklin	1,426.3	2,522.40	Dairy	None	Approved

PUBLIC WATER SUPPLY PERMITS

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*

unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17).

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

Permit No. 1719504MA—Construction—Public Water Supply.

Applicant	Irvona Municipal Authority
Township/Borough	Irvona Borough
County	Clearfield County
Responsible Official	Mr. Jeffrey Gallagher Irvona Municipal Authority 230 Hemlock Street Irvona, PA 16656
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Mr. Leo Drass Jr., P.E. Gwin Dobson & Foreman, Inc. 3121 Fairway Drive Altoona, PA 16602
Permit Issued	November 8, 2019
Description of Action	Authorizes relocation of the turbidimeter same location from after the clearwell to the combined filter effluent line, installation of an additional chlorine residual analyzer to monitor the chlorine residual in the first clearwell chamber, and modification to the SCADA system to comply with alarm and shutdown requirements.

Permit No. 1419502MA—Construction—Public Water Supply.

Applicant	SCI Rockview
Township/Borough	Benner Borough
County	Centre County
Responsible Official	Mr. John P. Hayles, III, CFMM3 SCI Rockview 1 Rockview Place P.O. Box A Bellefonte, PA 16823
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Mr. John R. Segursky Uni-Tec Consulting Engineers, Inc. 2007 Cato Avenue State College, PA 16801-2765
Permit Issued	November 6, 2019
Description of Action	Authorizes SCI Rockview-PA Department of Corrections to install water-softening units in a 24-ft × 40-ft building, adjacent to Forestry Camp, along Reservoir Road, north of water-filtration plant to treat finished water prior to distribution system.

Permit No. 4919503MA—Construction—Public Water Supply.

Applicant	Pennsylvania-American Water Company
Township/Borough	Milton Borough
County	Northumberland County
Responsible Official	Mr. David R. Kauffman, P.E. Pennsylvania-American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Mr. Ewoud Hulstein, P.E. Pennsylvania-American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Permit Issued	November 12, 2019
Description of Action	Authorizes installation of a bulk-water loading station at 105 Sodom Road, Milton, PA (Latitude 40.992484 and Longitude -76.854858) at the Pennsylvania-American Water Milton Operations Center in Milton Borough to provide water for potable/non-potable uses from which authorized customers may withdraw a maximum of 144,000 gallons per day.

Permit No. 4919502MA—Construction—Public Water Supply.

Applicant	Municipal Authority of the City of Sunbury
Township/Borough	City of Sunbury
County	Northumberland County
Responsible Official	Mr. Jason Neidig Municipal Authority of the City of Sunbury 462 South 4th Street Sunbury, PA 17801
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Mr. Patrick J. Ward, P.E. Uni-Tec Consulting Engineers, Inc. 2007 Cato Avenue State College, PA 16801
Permit Issued	November 13, 2019
Description of Action	Authorizes the authority to replace multiple valves, actuators, and their appurtenances, turbidimeters, and media at the water-filter plant. The authority is also authorized to increase the size of the re-wash drain to 6-inches to handle the backwash water flow.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Triumph Apparel Manufacturing (Former Dansk Factory), 300 North State Street, York, PA 17403, York City, York County. ECS Mid-Atlantic, LLC, 56 Grumbacher Road, Suite D, York, PA 17406, on behalf of Penrose, LLC, One Brewery Park, 1301 North 31st Street, Philadelphia, PA 19121, and The Redevelopment Authority of the City of York, 101 South George Street, P.O. Box 509, York, PA 17405, submitted a Remedial Investigation, Risk Assessment, and Cleanup Plan regarding remediation of site soil and groundwater contaminated with heating oil. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Finn Property HHO Release, 1158 Sunbury Road, Danville, Riverside Borough, Northumberland County. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Joan Finn, 1158 Sunbury Road, Danville, PA 17821 has submitted a Final Report concerning remediation of site soil contaminated with # 2 heating oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Gino Gaspari and Sons, Inc., 2103 Georgia Road, Temple, PA 19560, Muhlenberg Township, **Berks County**. Leed Environmental, Inc., 2209 Quarry Drive, Suite C-35, Reading, PA 19609, on behalf of Gino Gaspari and Sons, Inc., 2103 Georgia Road, Temple, PA 19560, submitted a Final Report regarding remediation of site soil and groundwater gasoline and diesel fuel. The Final Report was administratively incomplete and was disapproved by the Department on November 13, 2019.

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

Bellows (03-078) Well Pad, 4087 Mountain Avenue, Troy, Columbia Township, **Bradford County**. Golder Associates, Inc., 209 N. Main Street, Suite 3, Horseheads, NY 14845, on behalf of Repsol Oil & Gas USA, LLC, 337 Daniel Zenker Drive, Horseheads, NY 14845, has submitted a Final Report concerning remediation of site soil contaminated with produced water. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 7, 2019.

PA Tract 8546H Pad A, 1362 Dry Run Road, North Bend, Chapman Township, **Clinton County**. Moody and Associates, Inc., 199 Johnson Road, Building 2, Suite 101, Houston, PA 15342 on behalf of XTO Energy, Inc., 190 Thorn Hill Road, Warrendale, PA 15085, has submitted a Site Characterization Report/Final Report concerning remediation of site soil contaminated with grease. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 22, 2019.

PGE COP Tract 322 Pad B 2663 Unconventional Well Site, 228 Bark Cabin Road, McHenry Township, **Lycoming County**. Moody and Associates, Inc., 11548 Cotton Road, Suite 101, Meadville, PA 16336, on behalf of Pennsylvania General Energy Co., LLC, 120 Market Street, Warren, PA 16365, has submitted a Final Report concerning remediation of site soil contaminated with produced water. The report demonstrated attainment of the Background and Statewide Health Standards and was approved by the Department on November 7, 2019.

Guillaume 714 Pad, 10562 Route 414, Liberty Township, **Tioga County**. Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205, on behalf of Rockdale Marcellus, LLC, 4600 J Barry Court, Suite 120, Canonsburg, PA 15317, has submitted a Site Characterization and Final Report concerning remediation of site soil contaminated with brine. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 7, 2019.

Ritz-Craft Corp., 15 Industrial Park Drive, Mifflinburg Borough, **Union County**. Converse Consultants, 2738 West College Avenue, State College, PA 16801, on behalf of Ritz-Craft Corp., 15 Industrial Park Road, Mifflinburg, PA 17844, has submitted a Final Report concerning remediation of site soil and groundwater contaminated with unleaded gas. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on November 7, 2019.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

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

GP7-23-0002: Dee Paper Company (100 Broomall Street, Chester, PA 19016) on November 14, 2019, for a sheet-fed offset lithographic printing press in Chester City, **Delaware County**.

GP14-15-0099: Chester County Crematory LLC (829 Lincoln Avenue, C-9, West Chester, PA 19380-4474) on November 14, 2019 for a human and animal crematory in West Goshen, **Chester County**.

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

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

AG5-58-00014A: Williams Field Services LLC (310 State Route 29, Tunkhannock, PA 18657) on November 5, 2019 for the continued operation of the Miller Compressor Station located in Harford Twp., **Susquehanna County**.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104.

Contact: Roger Fey, Chief—Telephone: 215-823-7584.

AMS Plan Approval No. IP19-000284: Please Touch Museum (4231 Avenue of the Republic, Philadelphia, PA 19131) issued on 11/13/2019 for the installation of eleven (11) natural gas fired roof top units each rated at or below 0.85 MMBtu/hr at their facility in the City of Philadelphia, **Philadelphia County**. Nitrogen Oxides (NO_x) have a potential emission of 3.31 tons per year. Carbon Monoxide (CO) has a potential emission of 2.78 tons per year. The plan approval contains operating, monitoring, and recordkeeping requirements to ensure operation within all applicable requirements.

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.

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

Contact: William Charlton, New Source Review Chief—Telephone: 412-442-4174.

PA-63-01032: Ameri-Precision Metals Inc. (40 Curry Avenue, Canonsburg, PA 15317) on November 12, 2019, the Department issued a Plan Approval PA-63-01032 to authorize the construction and temporary operation of a cold rolling mill and associated operations in building no. 25, 30, and 35 at Pennsylvania Transformer Facility Industrial Park in Canonsburg Borough **Washington 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: Thomas McGinley, New Source Review Chief—Telephone: 610-832-6242.

46-0026H: Global Packaging Inc. (209 Brower Avenue, Oaks, PA 19456) on November 4, 2019 for the installation of a heat set flexographic printing press and associated dryers in Upper Providence Township, **Montgomery County**.

46-0008: Coopers Creek Chem Corp (884 River Road, W. Conshohocken, PA 19428-2699) on November 1, 2019 for the installation of an additional still for the distillation of crude petroleum tar in Upper Merion Township, **Montgomery County**.

46-0035I: GlaxoSmithKline, Inc. (709 Swedeland Road, King of Prussia, PA 19406-2711) on November 7, 2019 an extension for the installation of four natural gas No. 2 oil fired boilers, two No. 2 oil fired emergency generator engines, and one natural gas fired combined heat and power engine and one No. 2 fuel oil 29,800 in Upper Merion Township, **Montgomery County**.

23-0223: LCP Generation Partners LP (170 N Radnor Chester Rd, Ste 101, Radnor, PA 19087-5281) on November 7, 2019 an extension for installation and temporary operation of a 2-MW Combined heat and power (CHP) system in Radnor Township, **Delaware County**.

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

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

67-05118A: Harley-Davidson Motor Co. Operations, Inc. (1425 Eden Road, York, PA 17402) on November 13, 2019, for the modification of the motorcycle manufacturing facility (York Vehicle Operations) located in Springettsbury Township, **York County**. The modification will involve the following: installation of additional infrared paint drying oven capacity (via oven lengthening) to facilitate an increase in the line speed of Source ID 245's two existing cosmetic spray paint lines from 8 fpm to 9 fpm to accommodate a production increase; and the construction of two additional Source ID MTBS motorcycle test booths to increase the number of test booths from 4 to 6. Source ID 245's VOC emissions are controlled by a regenerative thermal oxidizer (RTO) and a carbon adsorption unit. Source ID 245's PM/PM₁₀/PM_{2.5} emissions are controlled by a scrubber. The plan approval was extended.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-5226.

32-00055J: Homer City Generation, LP (1750 Power Plant Rd., Homer City, PA 15748). Extension effective November 22, 2019, for the installation and/or upgrade of air cleaning devices to comply with additional Reasonably Achievable Control Technology requirements for NO_x for

Units 1 & 2 at Homer City Generating Station located in Black Lick and Center Townships, **Indiana County**. The new expiration date is February 28, 2019.

Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104. Contact: Roger Fey, Chief—Telephone: 215-823-7584.

23-0014I: Kimberly-Clark of PA, LLC (1 Avenue of the States, Chester, PA 19013) on November 5, 2019, for a minor modification to a cogeneration system plan approval. This minor modification is for a change in the SCR NO_x monitoring location and to change all 3-hour block monitoring averages to 3-hour rolling averages. The plan approval will include emission limits, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. The facility is located in City of Chester, **Delaware County**.

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

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

Contact: Eric Gustafson, Facilities Permitting Chief—Telephone: 814-332-6940.

61-00004: Electralloy, G. O. Carlson, Inc., Company (175 Main Street, Oil City, PA 16301) on November 12, 2019, the Department renewed the Title V Permit for the melting operations for specialty stainless steel and nickel alloys in Oil City, **Venango County**. The primary emission sources at the facility include an Electric Arc Furnace, 2 Argon-Oxygen Decarburization vessels, a tumbleblast operation, 2 Electroslag Remelt furnaces, 8 annealing furnaces, a parts washer, and natural gas combustion sources. The facility is a major facility due to its potential to emit PM and CO. Maximum Potential Emissions for the facility are calculated as follows: 522.36 tpy PM; 86.34 tpy NO_x; 28.59 tpy SO_x; 271.63 tpy CO; 48.18 tpy VOC; and 4.56 tpy total combined HAPs. Actual 2018 emissions were as follows: 2.07 tons PM; 50.17 tons NO_x; 11.41 tons SO_x; 120.40 tons CO; 16.59 tons VOC; 16,333 tons CO₂. This facility is subject to 40 CFR Part 63 Subpart YYYYY, the NESHAP for Area source Electric Arc Furnace Steelmaking Facilities. The conditions of the previous plan approvals and operating permit are incorporated into the renewal permit.

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.

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

Contact: Norman Frederick, Facility Permitting Chief—Telephone: 570-826-2409.

48-00078: Chrin Brothers, Inc. (635 Industrial Drive, Easton, PA 18042-7339) on November 14, 2019, the Department issued a renewal State-Only Synthetic Minor Permit for the Chrin Brothers Inc./Island Park Quarry located in Williams Township, **Northampton County**. This plant operates a 250 ton per hour rock crushing plant with primary and secondary crushers, associated screens and conveyors, haul roads, and water spray (wet suppression) system. The sources are considered a minor emission source of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate

(TSP) and VOC's. The permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

36-03187: Allied Veterinary Cremation, Ltd. (1966 Mastersonville Road, Manheim, PA 17545) on November 12, 2019, for the four veterinary cremation units located in Rapho Township, **Lancaster County**. The State-only permit was renewed.

36-05159: Envigo Global Services, Inc. (310 Swamp Bridge Road, Denver, PA 17517-8723) on November 12, 2019, for the animal crematory and emergency generators at the facility located in West Cocalico Township, **Lancaster County**. The State-only permit was renewed.

67-03162: Church & Dwight Co., Inc. (5197 Commerce Drive, York, PA 17408-9511) on November 8, 2019, for the consumer products manufacturing facility located in Jackson Township, **York County**. The State-only permit was renewed.

22-03013: UPMC Pinnacle (218 South 2nd Street, Harrisburg, PA 17104-1601) on November 8, 2019, for the boilers and generators at the Harrisburg Hospital located in Harrisburg City, **Dauphin County**. The State-only permit was renewed.

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

Contact: Mark Wayner, Facilities Permitting Chief—Telephone: 412-442-4174.

04-00439: WATCO Transloading, LLC—Industry Terminal Lot # 1 (2701 Midland Beaver Road, Industry, PA 15052-1709) on November 13, 2019, the Department of Environmental Protection (DEP) authorized a renewed synthetic minor State-only operating permit for a transloading facility that handles and warehouses ferroalloy metals, pig iron, gypsum, steel, non-ferrous metals, and general commodities and is located in Industry Borough, **Beaver County**. The permit includes throughput limits, operating requirements, monitoring requirements, and recordkeeping requirements for the site.

04-00708: WATCO Transloading, LLC—Industry Terminal Lot # 2 (2701 Midland Beaver Road, Industry, PA 15052-1709) on November 13, 2019, the Department of Environmental Protection (DEP) authorized a renewed synthetic minor State-only operating permit for a transloading facility that handles and warehouses ferroalloy metals, pig iron, gypsum, steel, non-ferrous metals, and general commodities and is located in Industry Borough, **Beaver County**. The permit includes throughput limits, operating requirements, monitoring requirements, and recordkeeping requirements for the site.

04-00712: WATCO Transloading, LLC—Industry Terminal Lot # 3 (2701 Midland Beaver Road, Industry, PA 15052-1709) on November 13, 2019, the Department of Environmental Protection (DEP) authorized a renewed synthetic minor State-only operating permit for a transloading facility that handles and warehouses ferroalloy metals, pig iron, gypsum, steel, non-ferrous metals, and general commodities and is located in Midland

Borough, **Beaver County**. The permit includes throughput limits, operating requirements, monitoring requirements, and recordkeeping requirements for the site.

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

Contact: Eric Gustafson, Facilities Permitting Chief—Telephone: 814-332-6940.

10-00148: Ervin Industries, Inc./Amasteel Division (681 E Butler Rd, Butler, PA 16001-9127) on November 12, 2019, the Department issued the renewal State Only Natural Minor Operating Permit for the manufacturing facility located in Summit Township, **Butler County**. The facility's primary emission sources include space heating, (34) quench and draw furnaces, two (2) electric arc furnaces (EAFs) for melting steel, the atomizing tank, the shot processing line, the grit processing line, ladle heaters, natural gas-fired dryers, a cold degreaser, and an emergency generator powered by a 335-HP diesel engine. The potential emissions of the primary pollutants from the facility are as follows: 65.82 TPY (tons per year) NO_x, 39.82 TPY CO, 2.28 TPY VOC, 4.09 TPY PM₁₀, 3.65 TPY PM_{2.5}, 0.21 TPY SO_x, and 5.16 TPY combined HAPs; thus, the facility is a natural minor. The EAFs are subject to 40 CFR 60 Subpart AA, Standards of Performance for Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and On or Before August 17, 1983. They are also subject to 40 CFR 63 Subpart ZZZZ, NESHAP for Iron and Steel Foundries (Area Sources). The emergency generator is subject to 40 CFR 63, Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

Contact: Thomas McGinley, New Source Review Chief—Telephone: 610-832-6242.

46-00050: 727 Norristown Rd, LP (727 Norristown Rd, Ambler, PA 19002) on November 14, 2019, for operation of two (2) dual-fired (natural gas/No. 2 fuel oil) boilers, four (4) natural gas fired boilers and three (3) emergency generators at an office complex in Lower Gwynedd Township, **Montgomery County**.

09-00213: DeNucci Excavating, Corp. (2807 Old Rodgers Road, Bristol, PA 19007-1723) on November 14, 2019, for the renewal of a State Only, Natural Minor Operating Permit for a portable nonmetallic crushing plant, consisting of a portable crusher and portable screener at this site, in Bristol Township, **Bucks County**.

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

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

21-05067: Carlisle Syntec—Division Carlisle Construction Materials LLC (P.O. Box 7000, Carlisle, PA 17013-0925) on November 8, 2019, for the rubber sheet roofing manufacturing facility located in Carlisle Bor-

ough, **Cumberland County**. The State-only permit was administratively amended in order to incorporate the requirements of Plan Approval No. 21-05067A.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Issued

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

17070112. RES Coal LLC (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Permit renewal for reclamation only of a bituminous surface coal and auger mine located in Bell and Gaskill Townships, **Clearfield and Jefferson Counties** affecting 295.0 acres. Receiving stream(s): Unnamed Tributaries to Bear Run and Unnamed Tributaries to Whiskey Run classified for the following uses: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: September 6, 2019. Permit issued: November 6, 2019.

New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

03030102 and NPDES Permit No. PA0250350. Bed-rock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215). Permit renewal issued for continued mining to an existing bituminous surface mine, located in Sugarcreek and East Franklin Townships, **Armstrong County**, affecting 256.5 acres. Receiving streams: unnamed tributary to Long Run, to Long Run, to Patterson Creek, to Buffalo Creek and the Allegheny River. Application received: October 11, 2018. Renewal permit issued: November 14, 2019.

Noncoal Permits Issued

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

27152801. Trimont Energy, LLC (1305 Grandview Avenue, Pittsburgh, PA 15211). Final bond release for a small industrial minerals surface mine in Harmony Township, **Forest County**. Restoration of 3.0 acres completed. Receiving streams: Dawson Run. Application Received: July 22, 2019. Final bond release approved: October 25, 2019.

33100801. Means Brothers (P.O. Box 131, Punxsutawney, PA 15767). Final bond release for a small industrial minerals surface mine in Young Township, **Jefferson County**. Restoration of 2.0 acres completed.

Receiving streams: Unnamed tributary to Mahoning Creek. Application Received: September 30, 2019. Final bond release approved: October 30, 2019.

42070802. Carl Marcy, Jr. (318 Griff Hill Road, Clarendon, PA 16313). Final bond release for a small industrial minerals surface mine in Annin Township, **McKean County**. Restoration of 5.0 acres completed. Receiving streams: Two Mile Creek. Application Received: October 9, 2019. Final bond release approved: November 8, 2019.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

Blasting Permits Issued

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

Permit No. 41194103. Valley Rock Solutions LLC (P.O. Box 246, Macungie, PA 18062-0246). Blasting for construction of the Bear Claw Well Pad located in McIntyre Township, **Lycoming County** with an expiration date of November 11, 2020. Permit issued: November 13, 2019.

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

Permit No. 36194156. Keystone Blasting Service (15 Hopeland Road, Lititz, PA 17543), construction blasting for Steve Stoltzfus in Salisbury Township, **Lancaster County** with an expiration date of December 31, 2019. Permit issued: November 12, 2019.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.

E5904219-010. James N. Zimmerman, 258 North Farmersville Road, Ephrata, PA 17522. Wetland road crossing, in Morris Township, **Tioga County**, ACOE Baltimore District (Cedar Run, PA Quadrangle; Latitude: 41° 32' 39"; Longitude: 77° 23' 53").

To construct and maintain 981 ft² of fill in a wetland designated as exceptional value for the purpose of a private, single lane driveway to access land-locked uplands on the same property.

To construct and maintain a permanent access road in an exceptional value palustrine emergent wetland for the purpose of gaining access to construct a cabin.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

Northwest Region: Oil and Gas Management, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6860.

Contact Mary Slye, Clerical Supervisor, 814-332-6325.

ESCGP-3: # ESG083219002-00—Tortola Well Pad

Applicant Name: INR Operating LLC

Contact Person: Ian Costello

Address: 2605 Cranberry Square

City, State, Zip: Morgantown, WV 26508

County: Indiana

Township: Young

Receiving Streams and Classifications: Trib. 46427 to

Crooked Creek WWF, Trib. 46434 to Gobblers Run

WWF and Trib. 46433 to Gobblers Run WWF.

Secondary: Crooked Creek WWF.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 2

The following plans and reports were submitted under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning plans or reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Turkey Hill 2016, Storage Tank Facility ID 41-27288, 18 East Water Street, Muncy Township **Lycoming County**. Reliance Environmental, Inc., 235 N. Duke St., Lancaster, PA 17602, on behalf of Turkey Hill Minit Markets, 257 Centerville Road, Lancaster, PA 17603, has submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The plan is intended to document the remedial actions for meeting the Statewide Health Standard for groundwater and Site-Specific Standard for soils.

Tressler's Midway Gulf, Storage Tank Facility ID 18-03809, 5817 Nittany Valley Road, Lamar, Porter Township, **Clinton County**. Keystone Environmental Health and Safety Services, Inc., 1111 12th Ave, Altoona, PA 16601, on behalf of Tressler's Midway Gulf, 5817 Nittany Valley Road, Lamar, PA 16848, submitted a Remedial Action Completion Report concerning remediation of soil & groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Shall's General Store, Storage Tank Facility ID 53-70474, Main Street and School Street, Oswayo, **Potter County**. Mobile Environmental Analytical, Inc., 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Ms. Gina Shall, 1016 Silver Lake Boulevard, Frankfort, KY 40601, submitted a Remedial Action Completion Report concerning remediation of soil & groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

The DEP has taken action on the following plans and reports under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101–6021.2104).

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

The DEP may approve or disapprove plans and reports submitted. This notice provides the DEP's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The DEP has received the following plans and reports:

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

Bestway Travel Center Milesburg, Storage Tank Facility ID # 14-07445, 1023 N. Eagle Valley Road, Boggs Township, **Centre County**. Synergy Environmental, Inc., 155 Railroad Plaza, 1st Fl, Royersford, PA 19468, on behalf of PALGC UST I, LLC, 645 Hamilton Street, Allentown, PA 18101, submitted a Remedial Action Plan concerning remediation of groundwater contaminated with unleaded gasoline. The demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on October 25, 2019.

Kwik Fill Station # M-108, Storage Tank Facility ID # 17-14820. 102 Race Street, Clearfield, **Clearfield County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of United Refining Company of Pennsylvania, 814 Lexington Avenue, Warren, PA 16365, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on October 2, 2019

[Pa.B. Doc. No. 19-1782. Filed for public inspection November 27, 2019, 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 contact the person whose name and phone number are listed with each document.

Rescission of Technical Guidance

DEP ID: 294-2309-001. **Title:** Radon Certification Policy. **Description:** This TGD explained the Commonwealth's radon certification and inspection program. The Department is rescinding this TGD because the guidance is out of date due to an extensive regulatory revision that took effect on January 24, 2019, and is duplicative of the "Pennsylvania Radon Certification Forms and Information" document, which is the certification application for the regulated community.

Contact: Questions regarding this TGD can be directed to Kristina Hoffman at krihoffman@pa.gov or (717) 425-5364.

Effective Date: November 30, 2019

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1783. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bid Opportunity

OSM 11(2725)102.1, Abandoned Mine Reclamation Project, Lilly East, Lilly Borough and Washington Township, Cambria County. The principal items of work and approximate quantities include: alkaline addition, 250 tons; selective grading, 300 square yards; grading, 2,700 cubic yards; channel and dissipater excavation, 150 cubic yards; erosion matting, 330 square yards; rock lining, 35 square yards; and seeding, 1.2 acres.

This bid issues on December 6, 2019, and bids will be opened on January 7, 2020, at 2 p.m. Bid documents, including drawings in PDF format and AutoCAD Map 3D format, may be downloaded for free beginning on the issue date from the Department of Environmental Protection by going to www.BidExpress.com. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1328) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or RA-ConstructionContr@pa.gov for more information on this bid. Note this is a Small Construction Business Program bid opportunity.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1784. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bid Opportunity

OSM 35(2080)105.1 (DGS 193-43 Phase 1), Abandoned Mine Reclamation Project, Sterry Creek South-Dolph Mine Fire, Olyphant Borough, Lackawanna County. The principal items of work and approximate quantities include:

1	Mobilization and Demobilization	1 lump sum
2A1	Implementation of the Erosion and Sediment Pollution Control Plan—Rock Construction Entrance—Geotextile Installation	360 square yards
2A2	Implementation of the Erosion and Sediment Pollution Control Plan—Rock Construction Entrance—AASHTO # 1 Aggregate Placement	160 tons
2A3	Implementation of the Erosion and Sediment Pollution Control Plan—Rock Construction Entrance—AASHTO # 1 Aggregate Removal	160 tons
2A4	Implementation of the Erosion and Sediment Pollution Control Plan—Rock Construction Entrance—Geotextile Removal	360 square yards
2B1	Implementation of the Erosion and Sediment Pollution Control Plan—Compost Filter Sock—Install and Maintain 18" Compost Filter Sock	2,410 linear feet
2B2	Implementation of the Erosion and Sediment Pollution Control Plan—Compost Filter Sock—Install and Maintain 24" Compost Filter Sock	200 linear feet

2B3	Implementation of the Erosion and Sediment Pollution Control Plan—Compost Filter Sock—Remove Stakes and Cut Open 18" Compost Filter Sock	2,410 linear feet
2B4	Implementation of the Erosion and Sediment Pollution Control Plan—Compost Filter Sock—Remove Stakes and Cut Open 24" Compost Filter Sock	200 linear feet
2C	Implementation of the Erosion and Sediment Pollution Control Plan—Rock Filter Outlets	4 each
2D	Implementation of the Erosion and Sediment Pollution Control Plan—Pumped Water Filter Bag	3 each
2E	Implementation of the Erosion and Sediment Pollution Control Plan—Orange Construction Fence	200 linear feet
3	Clearing and Grubbing	1 lump sum
4A	Access Roads—Access Road "A"	1 lump sum
4B	Access Roads—Access Road "D"	1 lump sum
4C	Access Roads—Access Road "E"	1 lump sum
5	Access Gate	3 each
6	Underground Utility Line Equipment Crossing	10 each
7	Temporary Stream Crossing	1 each
8A	Water Storage Ponds—Pond 1	1 each
8B	Water Storage Ponds—Pond 2	1 each
8C	Water Storage Ponds—Pond 3	1 each
9B	Water Supply—Develop 2018 Drawdown Well Water Source	1 lump sum
9C	Water Supply—Develop Valley View Drive Water Source	1 lump sum
9D	Water Supply—Water	50,000 per 1,000 gallons
11	Fire Fighting Foam	8,000 gallons
12A	Excavation/Backfilling—Overburden/Quenched Material	1,367,500 cubic yards
12B	Excavation/Backfilling—Special Handling of Coal	139,100 cubic yards
12C	Excavation/Backfilling—Excavation for Backfilling/ Final Grading	755,000 cubic yards
12D	Excavation/Backfilling—Alkaline Addition Materials	2,500 tons
13A	Blasting—Blasting	559,500 cubic yards
13B	Blasting—Preblast Survey	9 each
13C	Blasting—Postblast Survey	9 each
14	Drilling Monitoring Boreholes	300 linear feet
15	Steel Casing for Boreholes	300 linear feet
16A	Rolled Erosion Control Products—NAG C350	3,900 square yards
16B	Rolled Erosion Control Products—NAG SC250	1,280 square yards
16C	Rolled Erosion Control Products—NAG W3000	5,150 square yards
17A	Seeding—Seed Mixture 1	95 acres
17B	Seeding—Seed Mixture 2	20 acres
17C	Seeding—Supplements	115 acres
17D	Seeding—Mulch	115 acres
18	Fence Removal	7,200 linear feet
19	Office Facility	1 lump sum
<i>Principal Items of Work and Approximate Quantities: Alternate Bid # 1</i>		
5	Access Gate	1 each
7	Temporary Stream Crossing	1 each
9A	Develop Marshwood Reservoir Water Source	1 lump sum
10	Jack and Bore of State Road	1 lump sum

This bid issues on November 15, 2019, and bids will be opened on January 9, 2020, at 2 p.m. Bid documents, including drawings in PDF format and AutoCAD Map 3D format, may be downloaded for free beginning on the issue date from the

Department of Environmental Protection by going to www.BidExpress.com. A mandatory prebid conference is scheduled for December 18, 2019, at 10 a.m. at the Department of Transportation, Maintenance District 4-0/Lackawanna County 4-2, 1034 Morgan Highway, Clarks Summit, PA 18411. Failure to attend the prebid conference will be cause for rejection of the bid. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1328) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or RA-ConstructionContr@pa.gov for more information on this bid.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1785. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Proposed State Implementation Plan Revision; Second Maintenance Plan for the Johnstown (Cambria County) Area 1997 8-Hour Ozone Nonattainment Area; Public Hearing

The Department of Environmental Protection (Department) is seeking public comment on a proposed revision to the State Implementation Plan (SIP) concerning a second maintenance plan demonstrating that the Johnstown (Cambria County) Area continues to maintain the 1997 8-hour ozone National Ambient Air Quality Standard (NAAQS). The Department intends to submit this proposed SIP revision to the United States Environmental Protection Agency (EPA) to satisfy sections 107(d)(3)(E)(iv) and 175A(b) of the Clean Air Act (CAA) (42 U.S.C.A. §§ 7407(d)(3)(E)(iv) and 7505a(b)).

Ground-level ozone concentrations above the Federal health-based standard pose a serious human health threat. On April 30, 2004, the EPA designated the Cambria County Area as a nonattainment area for the 1997 8-hour ozone NAAQS. See 69 FR 23857 (April 30, 2004). On August 1, 2007, the Cambria County Area was redesignated to attainment. See 72 FR 41903 (August 1, 2007). Air quality in the Cambria County Area has improved since the EPA's original designations.

On March 6, 2015, the EPA published the final implementation rule for the 2008 8-hour ozone NAAQS. See 80 FR 12264 (March 6, 2015). This final rule revoked the 1997 8-hour ozone NAAQS and stated that one consequence of revocation was that areas that had been redesignated to attainment (maintenance areas) for the 1997 standard no longer needed to submit second 10-year maintenance plans under section 175A(b) of the CAA. See 80 FR 12264 and 12302 (March 6, 2015). See also, 40 CFR 51.1105(d)(1) (relating to transition from the 1997 ozone NAAQS to the 2008 ozone NAAQS and anti-backsliding). The EPA's 2008 final rule was challenged in *South Coast Air Quality Management Distr. v. EPA et al.*, 882 F.3d. 1138 (D.C. Cir. 2018) (*South Coast II*).

This proposed SIP revision addresses that case. Specifically, the Court in *South Coast II* vacated the EPA's final implementation rule for the 2008 ozone NAAQS to the extent that it waived the requirement under section 175A(b) of the CAA for states to submit a second 10-year maintenance plan SIP revisions for "orphan maintenance areas" under the 1997 standard (areas that had been redesignated to attainment for the 1997 ozone NAAQS and were designated attainment for the 2008 ozone NAAQS). In doing so, the Court characterized the language of section 175A(b) of the CAA as unambiguous and rejected the EPA's reasoning in the 2008 ozone NAAQS

final rule that second maintenance plans were not needed for orphan maintenance areas because the 1997 standard had been revoked. *Id.* at 1156-57.

States with these "orphan maintenance areas" under the 1997 8-hour ozone NAAQS, including this Commonwealth, must submit maintenance plans for the second maintenance period. The Department intends to submit this proposed second maintenance plan SIP revision for the Cambria County Area to the EPA for approval.

This proposed SIP revision is available on the Department's web site at <http://www.ahs.dep.pa.gov/eComment>.

The Department will provide the opportunity for a public hearing to receive comments regarding the proposed SIP revision on January 3, 2020, at 10 a.m. at the Southwest Regional Office, Waterfront A Conference Room, 400 Waterfront Drive, Pittsburgh, PA.

Persons wishing to present testimony should contact Amanda Rodriguez, P.O. Box 8468, Harrisburg, PA 17105, (717) 787-9702 or amarodrigu@pa.gov to reserve a time. Witnesses will be limited to 10 minutes and should provide two written copies of their comments.

If by 12 p.m. on Monday, December 30, 2019, no person has expressed an interest in testifying at the hearing, the hearing will be cancelled. The Department will provide public notice on the Bureau of Air Quality webpage at <http://www.dep.pa.gov/Business/Air/BAQ/Pages/default.aspx> if the hearing is cancelled. Persons may also contact the Department to find out if the hearing is cancelled by contacting Amanda Rodriguez at amarodrigu@pa.gov or (717) 787-9702.

Persons with a disability who wish to attend a hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact Amanda Rodriguez at amarodrigu@pa.gov or (717) 787-9702. TDD users may contact the Pennsylvania AT&T Relay Service at (800) 654-5984 or (800) 654-5988 (voice users) to discuss how the Department can best accommodate their needs.

The Department must receive comments no later than Monday, January 6, 2020. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail at ecomment@pa.gov. Written comments can be submitted by mail to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2563. Use "Cambria County Area Ozone" as the subject line in written communication.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1786. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Pennsylvania Achieving Better Care by Monitoring All Prescriptions Board Meetings

The Pennsylvania Achieving Better Care by Monitoring All Prescriptions Board, established under the Achieving Better Care by Monitoring All Prescriptions Program (ABC-MAP) Act (35 P.S. §§ 872.1—872.40), has set its calendar for 2020. The meeting dates are scheduled as follows: January 28, 2020; April 28, 2020; July 28, 2020; and October 27, 2020.

All meetings will begin at 9:30 a.m. in Room 129, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120. Items to be discussed at the meeting include program status updates and current and upcoming activities.

For additional information, for individuals who wish to attend the meetings or for persons with a disability who wish to attend the meetings and require and auxiliary aid, service or other accommodation to do so, contact the Administrative Assistant of Prescription Drug Monitoring Program Office, Department of Health, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 547-3309, 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).

These meetings are subject to cancellation without notice.

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 19-1787. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

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

Maximum Allowable Prices and Competitive Prices for All Pennsylvania WIC Authorized Stores

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.

Maximum Allowable Prices

Effective December 1, 2019, through December 31, 2019, the Maximum Allowable Prices the Department of Health (Department) will pay all stores 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

<i>Description</i>	<i>Maximum Allowable Price</i>
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
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.70
Whole Wheat Pasta	\$2.77
Yogurt Nonfat	\$3.45
Yogurt Lowfat	\$3.45
Yogurt Wholefat	\$3.55
Boost RTF Formula—8 oz.	\$2.04
EnfaCare RTF Formula—32 oz.	\$8.04
EnfaCare w/Iron Powder Formula—12.8 oz.	\$19.01
Nutramigen Concentrate Formula—13 oz.	\$8.19
Nutramigen RTF Formula—32 oz.	\$10.90
Nutramigen w/Enflora Powder Formula— 12.6 oz.	\$29.30
Pediasure RTF Formula—8 oz.	\$2.35
Pediasure w/Fiber RTF Formula—8 oz.	\$2.45
Pediasure Sidekicks RTF Formula—8 oz.	\$2.45
Similac Advance Concentrate Formula—Blue— 13 oz.	\$6.08
Similac Advance RTF Formula—Blue—32 oz. ...	\$7.99
Similac Advance Powder Formula—Blue— 12.4 oz.	\$18.89
Similac Expert Care Alimentum RTF Formula— 32 oz.	\$10.79
Similac Expert Care Alimentum Powder Formula—16 or 12.1 oz.	\$30.19
Similac Expert Care for Diarrhea RTF Formula— 32 oz.	\$8.79

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Expert Care NeoSure RTF Formula— 32 oz.	\$9.34
Similac Expert Care NeoSure Powder Formula— 13.1 oz.	\$19.79
Similac Go and Grow Powder Milk Based Formula—Blue—1.5 lbs.	\$23.45
Similac for Spit Up RTF Formula—Green— 32 oz.	\$8.59
Similac for Spit Up Powder Formula—Green— 12.0 oz.	\$20.19
Similac Sensitive RTF Formula—Orange— 32 oz.	\$8.29
Similac Sensitive Powder Formula—Orange— 12.0 oz.	\$19.05
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$6.25
Similac Soy Isomil RTF Formula—Pink—32 oz. ...	\$8.54
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$19.59
Similac Total Comfort Powder Formula—Purple— 12.0 oz.	\$18.55

Stores must permit the purchase of WIC allowable foods that exceed the maximum allowable price to WIC customers.

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. Effective, December 1, 2019, through December 31, 2019, the Competitive Prices for WIC Authorization 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

<i>Description</i>	<i>Competitive Prices</i>
Similac Advance Concentrate Formula—Blue— 13 oz.	\$5.98
Similac Advance Powder Formula—Blue— 12.4 oz.	\$18.89
Similac Soy Isomil Concentrate Formula—Pink— 13 oz.	\$6.25
Similac Soy Isomil Powder Formula—Pink— 12.4 oz.	\$19.59

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

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 19-1788. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Medical Assistance Fee Schedule Revisions in the Act 150 Program

The Department of Human Services (Department) is announcing a change in the fee schedule rates for Personal Assistance Services (PAS) procedure codes W1793, W1792 and W1792 TU for the Act 150 Program under 55 Pa. Code § 52.45 (relating to fee schedule rates).

The changes in the fee schedule rates for these services will be effective January 1, 2020.

Rate-Setting Methodology

The Department's rate methodology for the fee schedule rates was published in a public notice at 42 Pa.B. 3343 (June 9, 2012). Fee schedule rates were developed using a standardized market-based rate setting methodology. Relevant market-based information used to determine the fee schedule rates included Commonwealth-specific wage information from the Center for Workforce Information and Analysis, Occupational Wages by County, Bureau of Labor Statistics Employer Costs, cost surveys from providers, Medicare rate information and MA State Plan Fee Schedules.

The existing fee schedule rates for PAS (Agency), procedure code W1793, are increased by 2%. The intent of the increase is to provide for a wage increase for direct care workers providing agency-directed personal assistance services. The Department increased the rate under section 1729-J (72 P.S. § 1729-J), also known as the Fiscal Code, as amended by the act of June 28, 2019 (P.L. 173, No. 20). The Department is also increasing the PAS (Consumer) and PAS (Consumer Overtime) rates, procedure codes W1792 and W1792 TU, to maintain equity in all the PAS rates in the Act 150 Program.

Fee Schedule Rates

The following tables provide the rates for PAS procedure codes W1793, W1792 and W1792 TU:

PAS (Agency)

Region	Act 150	Procedure Code	Rate	Unit
1	X	W1793	\$4.47	15 minutes
2	X	W1793	\$4.97	15 minutes
3	X	W1793	\$4.68	15 minutes
4	X	W1793	\$4.98	15 minutes

PAS (Consumer)

Region	Act 150	Procedure Code	Rate	Unit
1	X	W1792	\$3.48	15 minutes
2	X	W1792	\$3.33	15 minutes
3	X	W1792	\$3.64	15 minutes
4	X	W1792	\$4.08	15 minutes

PAS (Consumer Overtime)

Region	Act 150	Procedure Code	Rate	Unit
1	X	W1792 TU	\$5.22	15 minutes
2	X	W1792 TU	\$5.00	15 minutes
3	X	W1792 TU	\$5.46	15 minutes
4	X	W1792 TU	\$6.12	15 minutes

Fiscal Impact

The fiscal impact of this change is estimated at \$0.429 million in State funds for Fiscal Year (FY) 2019-2020 and \$1.031 million in State funds for FY 2020-2021.

Public Comment

Interested persons are invited to submit written comments regarding these fee schedule rates to the Department of Human Services, Office of Long-Term Living, Bureau of Policy Development and Communications Management, Attention: Marilyn Yocum, P.O. Box 8025, Harrisburg, PA 17105-8025. Comments can also be sent to RA-waiverstandard@pa.gov. Comments received within 30 days will be considered in subsequent revisions to the fee schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (Voice users).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1374. (1) General Fund and Lottery Fund;

(7) PENNCARE; (2) Implementing Year 2019-20 is \$219,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$526,000; (4) 2018-19 Program—\$333,778,000; 2017-18 Program—\$336,062,000; 2016-17 Program—\$331,246,000;

(7) Attendant Care; (2) Implementing Year 2019-20 is \$210,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$505,000; (4) 2018-19 Program—\$221,599,000; 2017-18 Program—\$259,815,000; 2016-17 Program—\$226,899,000;

(8) recommends adoption. The appropriations will absorb this increase.

[Pa.B. Doc. No. 19-1789. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Consumer Price Index Adjustment of Base Amounts on Bids Effective January 1, 2020

The Department of Labor and Industry (Department) is required to publish annual changes to the base amounts triggering the requirement for public bids, telephonic bids or separate bids, or both, for certain contracts. Specifically, the Department is required to announce the percentage change in the Consumer Price Index for All Urban Consumers (CPI-U): All Items for the United States City Average for the 12-month period ending September 30 of each year. The Department utilizes the most current nonseasonally adjusted series, as published by the United States Bureau of Labor Statistics (BLS), which at present uses 1982–1984 as the index base period (set equal to 100). The percentage change for the 12-month period ending September 30, 2019, is 1.7%.

The change to the base rate is determined as follows:

1) Calculate the percentage change in CPI-U (I) from September 2018 to September 2019. This is derived as $I = (CPI_{19} - CPI_{18}) / CPI_{18}$, where the subscripts refer to September 2019 and 2018 values of CPI-U. As reported by the BLS these values are $(256.759 - 252.439) / 252.439 = +4.320 / 252.439 = +1.71130\%$, which when rounded to 1 decimal place = 1.7%. (This was also reported as 1.7% in Table A of the BLS news release on the Consumer Price Index Summary for September 2019.)

2) The law puts a floor of 0 and a cap of 3% on the percentage change to be utilized in the calculations (technically these restrictions are on the Preliminary Adjusted Base (PAB), defined in step 4, however this is mathematically equivalent). The truncated value of the percentage change to be used in the adjustment formula is denoted as PC, resulting in:

- PC = I, for $0 \leq I \leq 3\%$,
- PC = 0, for $I < 0$ and
- PC = 3%, for $I > 3\%$.

3) The base value (either original for new legislation or the prior year's PAB) is designated as B and the product of B and PC (determined above) is P. (There are different values of the base depending on the entity and the type of bid, so technically B could be designated with two subscripts. For illustration purposes, the subscripts are omitted.) Then $P = B * PC$. A common value for the base amount in 2019 for a public bid is \$20,609.43. (The other two prior PABs, which are this year's bases for a variety of bid types, were \$11,140.23 and \$27,850.58.) For example, using $B = \$20,609.43$, results in $P = \$20,609.43 * 1.7\% = \350.36 .

4) Then the Preliminary Adjusted Base, $PAB = P + B$, which reduces to $\$350.36 + \$20,609.43 = \$20,959.79$.

5) The Final Adjusted Base Amount, FAA (which is used as the limit for the next year, that is 2020) is the PAB rounded to the nearest 100. Therefore, the $FAA = \$21,000$.

<i>Entity and Legislation</i>	<i>Final Adjusted Base Amount for Use in 2019</i>			
	<i>Public Bid</i>	<i>Written/ Telephonic Bid</i>	<i>Separate Bids</i>	<i>Concessions</i>
The County Code (16 P.S. §§ 1801—1803 and 2317)	\$20,600	\$11,100	\$20,600	
Second Class County Code (16 P.S. §§ 3112, 5001, 5511-A and 5517)	\$20,600	\$11,100	\$20,600	
Public School Code (24 P.S. §§ 1-120, 7-751 and 8-807.1)	\$20,600	\$11,100	\$20,600	
Public School Code, Thaddeus Stevens College of Technology (24 P.S. § 19-1913.1-B)	\$20,600			
Public School Code, State System of Higher Education (24 P.S. §§ 20-2003-A.1 and 20-2010-A)	\$20,600			
Prevention and Control of Floods, Flood Control Districts (32 P.S. §§ 662 and 662.1)	\$20,600			
Housing Authorities (35 P.S. § 1551)	\$20,600	\$11,100		
Intergovernmental Cooperation (53 Pa.C.S. §§ 2308, 2311 and 2312)	\$20,600	\$11,100		
General Municipal Law, Flood Control (53 P.S. § 2863)	\$20,600	\$11,100		
Political Subdivisions Joint Purchases Law (53 P.S. § 5432)	\$20,600	\$11,100		
Parking Authorities (53 Pa.C.S. § 5511)	\$27,900	\$11,100		
Municipal Authorities (53 Pa.C.S. § 5614)	\$20,600	\$11,100		
Public Auditorium Authorities Law (53 P.S. § 23851)	\$20,600	\$11,100		
Third Class City Code (11 Pa.C.S. §§ 11901.1, 11901.2, 11901.4, 11902, 11903.1 and 11909)	\$20,600		\$20,600	
Boroughs and Incorporated Towns (8 Pa.C.S. §§ 1402, 1403 and 1405)	\$20,600	\$11,100	\$20,600	
Incorporated Towns (53 P.S. §§ 53202, 53202.1, 53203, 53203.1 and 53205)	\$20,600	\$11,100	\$20,600	
First Class Township Code (53 P.S. §§ 56802, 56803 and 56805)	\$20,600	\$11,100	\$20,600	
Second Class Township Code (53 P.S. §§ 68102 and 68107)	\$20,600	\$11,100	\$20,600	
Economic Development Financing Law (73 P.S. § 382)	\$20,600	\$11,100		
Metropolitan Transportation Authorities (74 Pa.C.S. § 1750)	\$27,900			\$20,600

W. GERARD OLEKSIK,
Secretary

[Pa.B. Doc. No. 19-1790. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Cash 'Stache Fast Play Game 5074

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 Cash 'Stache (hereinafter "Cash 'Stache"). The game number is PA-5074.

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) *BONUS 'STACHE*: The area on a game ticket that contains two play symbols that, when matched against the "WINNING NUMBERS," determines whether a player wins a bonus prize.

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

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

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

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

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

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

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

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

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

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

3. *Price*: The price of a Cash 'Stache ticket is \$1.

4. *Description of the Cash 'Stache lottery game*:

(a) The Cash 'Stache 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. Cash 'Stache 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) Cash 'Stache is played by matching the play symbols in the "YOUR NUMBERS" area to the play symbols located in the "WINNING NUMBERS" area. A player matching play symbols in this manner will win the prize shown under the "YOUR NUMBERS" play symbol. If the player matches the play symbols in the "WINNING NUMBERS" area to both play symbols in the "BONUS 'STACHE" area, the player wins \$5 instantly. The "BONUS 'STACHE" 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 Cash 'Stache game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Cash 'Stache 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 Cash 'Stache game ticket and select the Cash 'Stache 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. *Cash 'Stache ticket characteristics*:

(a) A Cash 'Stache ticket shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols*: Each Cash 'Stache ticket play area will contain a "WINNING NUMBERS" area, a "YOUR NUMBERS" area and a "BONUS 'STACHE" area. The play symbols located in the "WINNING NUMBERS" area, the "YOUR NUMBERS" area, and the "BONUS 'STACHE" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), and 30 (THIRT).

(c) *Prize Symbols*: The prize symbols and their captions located in the play area are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTEEN), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$100 (ONE HUN), and \$2,500 (TWYFIVHUN).

(d) *Prizes*: The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$15, \$20, \$40, \$100, and \$2,500. A player can win up to eight times on a ticket.

(e) *Approximate number of tickets available for the game*: Approximately 2,400,000 tickets will be available for sale for the Cash 'Stache lottery game.

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

(a) All Cash 'Stache 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 \$2,500 (TWYFIVHUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2,500.

(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 \$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.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(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 \$20.⁰⁰ (TWENTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$15.⁰⁰ (FIFTEEN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(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 \$10.⁰⁰ (TEN DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(i) Holders of tickets upon which any two of the “WINNING NUMBERS” play symbols match both play symbols in the “BONUS ‘STACHE” area, on a single ticket, shall be entitled to a prize of \$5.

(j) 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 \$4.⁰⁰ (FOR DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(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 \$2.⁰⁰ (TWO DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(l) 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 \$1.⁰⁰ (ONE DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1.

(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 FREE (TICKET) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of one Cash ‘Stache game ticket.

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>BONUS ‘STACHE</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 2,400,000 Tickets</i>
FREE		FREE \$1 TICKET	10	240,000
\$1		\$1	20	120,000
\$1 × 2		\$2	43.48	55,200
\$2		\$2	50	48,000
\$1 × 4		\$4	333.33	7,200
\$2 × 2		\$4	333.33	7,200
(\$1 × 2) + \$2		\$4	333.33	7,200
\$4		\$4	333.33	7,200
(\$1 × 3) + \$2		\$5	200	12,000
(\$2 × 2) + \$1		\$5	200	12,000
\$4 + \$1		\$5	200	12,000
	\$5 w/ BONUS ‘STACHE	\$5	142.86	16,800
\$5		\$5	200	12,000
\$5	\$5 w/ BONUS ‘STACHE	\$10	500	4,800
\$5 × 2		\$10	500	4,800
(\$1 × 3) + \$2	\$5 w/ BONUS ‘STACHE	\$10	500	4,800
(\$4 × 2) + \$2		\$10	1,000	2,400
\$10		\$10	1,000	2,400
\$5 × 2	\$5 w/ BONUS ‘STACHE	\$15	2,000	1,200

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>BONUS 'STACHE</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 2,400,000 Tickets</i>
$(\$1 \times 3) + \$5 + \$2$	\$5 w/ BONUS 'STACHE	\$15	2,000	1,200
$(\$2 \times 2) + \$5 + \$1$	\$5 w/ BONUS 'STACHE	\$15	2,000	1,200
$(\$4 \times 2) + \2	\$5 w/ BONUS 'STACHE	\$15	2,000	1,200
\$10	\$5 w/ BONUS 'STACHE	\$15	2,000	1,200
\$15		\$15	2,000	1,200
$\$5 \times 3$	\$5 w/ BONUS 'STACHE	\$20	5,000	480
$\$10 \times 2$		\$20	5,000	480
$(\$4 \times 3) + (\$1 \times 3)$	\$5 w/ BONUS 'STACHE	\$20	5,000	480
$(\$5 \times 2) + \$4 + \$1$	\$5 w/ BONUS 'STACHE	\$20	5,000	480
$\$10 + \5	\$5 w/ BONUS 'STACHE	\$20	5,000	480
\$15	\$5 w/ BONUS 'STACHE	\$20	5,000	480
\$20		\$20	5,000	480
$(\$5 \times 3) + \20	\$5 w/ BONUS 'STACHE	\$40	6,000	400
$(\$10 \times 3) + \5	\$5 w/ BONUS 'STACHE	\$40	6,000	400
$(\$15 \times 2) + \5	\$5 w/ BONUS 'STACHE	\$40	6,000	400
$\$20 \times 2$		\$40	6,000	400
\$40		\$40	6,000	400
$(\$5 \times 2) + \$40 + \$20 + \$15 + \$10 + \$4 + \$1$		\$100	6,000	400
$(\$40 \times 2) + \15	\$5 w/ BONUS 'STACHE	\$100	12,000	200
\$100		\$100	12,000	200
\$2,500		\$2,500	240,000	10

BONUS 'STACHE: Match any two "WINNING NUMBERS" to both "BONUS 'STACHE" numbers, win \$5 instantly!
BONUS 'STACHE 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 named will, for all purposes, be considered the owner of the game ticket.

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

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

9. *Ticket validation and requirements:*

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

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

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

14. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Cash 'Stache 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 Cash 'Stache 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 Cash 'Stache or through normal communications methods.

19. *Applicability*: This notice applies only to the Cash 'Stache lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1791. Filed for public inspection November 27, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania I Like Big Bucks Fast Play Game 5073

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 I Like Big Bucks (hereinafter "I Like Big Bucks"). The game number is PA-5073.

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) *BIG BUCKS BONUS*: The area on a ticket that contains either a "1X" (PRIZE) or a "2X" (DOUBLE) multiplier symbol that is applied to any winning combination.

(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) *LINE*: A specific, pre-defined portion of the play area, which contains four play symbols and a prize symbol in a vertical line, that when played according to the instructions, determine whether a player wins a prize. Each "LINE" is played separately.

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

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

(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 SYMBOLS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in any "LINE," determine whether a player wins a prize.

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

3. *Price*: The price of an I Like Big Bucks ticket is \$5.

4. *Description of the I Like Big Bucks Fast Play lottery game*:

(a) The I Like Big Bucks 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. I Like Big Bucks 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) I Like Big Bucks is played by matching all of the play symbols located in any "LINE," to any of the play symbols in the "WINNING SYMBOLS" area. Players that correctly match all of the play symbols in the same "LINE" win the prize shown for that "LINE." A bet slip is not used to play this game.

(c) I Like Big Bucks tickets contain a "BIG BUCKS BONUS" area by which a player may multiply any prize won in the play area by multiplying the prize by the multiplier amount shown in the "BIG BUCKS BONUS" area. The Progressive Top Prize symbol will only appear on tickets with the 1X (PRIZE) symbol.

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

(e) An I Like Big Bucks game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(f) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request an I Like Big Bucks game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(g) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of an I Like Big Bucks game ticket and select the I Like Big Bucks 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. *Pennsylvania I Like Big Bucks game ticket characteristics*:

(a) An I Like Big Bucks ticket shall contain a play area, the cost of the play, the date of sale, and a bar code. Each ticket consists of four "LINE" areas. Each "LINE" is played separately.

(b) *Play Symbols:* Each I Like Big Bucks game ticket play area will contain a “WINNING SYMBOLS” area, four “LINE” areas, and a “BIG BUCKS BONUS” area. The play symbols located in the “WINNING SYMBOLS” area and the four “LINE” areas are: Ring (RING) symbol, Purse (PURSE) symbol, Wallet (WALLET) symbol, Sailboat (SAILBT) symbol, Diamond (DIAMOND) symbol, Key (KEY) symbol, Safe (SAFE) symbol, Cash (CASH) symbol, Bank (BANK) symbol, Coat (COAT) symbol, Crown (CROWN) symbol, Necklace (NCKLAC) symbol, Bar (BAR) symbol, Castle (CASTLE) symbol, Coins (COINS) symbol, Bill (BILL) symbol, Gold (GOLD) symbol, Money Roll (MNYROLL) symbol, Credit Card (CARD) symbol, and a Jewel (JEWEL) symbol. The play symbols located in the “BIG BUCKS BONUS” area are: 1X (PRIZE) symbol and a 2X (DOUBLE) symbol.

(c) *Prize Symbols:* The prize symbols and their captions located in the “LINE” areas are: \$5.⁰⁰ (FIV DOL), \$10.⁰⁰ (TEN DOL), \$15.⁰⁰ (FIFTEEN), \$20.⁰⁰ (TWENTY), \$25.⁰⁰ (TWY FIV), \$40.⁰⁰ (FORTY), \$100 (ONE HUN), \$200 (TWO HUN), \$1,000 (ONE THO) and PROGRESSIVE (TOP PRIZE).

(d) *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$15, \$20, \$25, \$40, \$100, \$200, \$1,000 and the “PROGRESSIVE TOP PRIZE.” The “PROGRESSIVE TOP PRIZE” amount starts at \$50,000 and increases by \$1.⁰⁰ every time an I Like Big Bucks ticket is purchased. When a “PROGRESSIVE TOP PRIZE” winning ticket is sold, the “PROGRESSIVE TOP PRIZE” resets to \$50,000. A player can win up to four 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 I Like Big Bucks lottery game.

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

(a) All I Like Big Bucks prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols, and a prize symbol of PROGRESSIVE (TOP PRIZE) appears in the “PRIZE” area for that “LINE,” and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, 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 \$50,000.

(c) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “PRIZE” area for that “LINE,” and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “PRIZE” area for that “LINE,” and a 2X (DOUBLE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$400.

(e) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING

SYMBOLS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area for that “LINE,” and a 2X (DOUBLE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “PRIZE” area for that “LINE,” and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$25.⁰⁰ (TWY FIV) appears in the “PRIZE” area for that “LINE,” and a 2X (DOUBLE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$40.⁰⁰ (FORTY) appears in the “PRIZE” area for that “LINE,” and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$40.

(i) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the “PRIZE” area for that “LINE,” and a 2X (DOUBLE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$40.

(j) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$15.⁰⁰ (FIFTEEN) appears in the “PRIZE” area for that “LINE,” and a 2X (DOUBLE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$30.

(k) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$25.⁰⁰ (TWY FIV) appears in the “PRIZE” area for that “LINE,” and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$25.

(l) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the “PRIZE” area for that “LINE,” and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the “PRIZE” area for that “LINE,” and a 2X (DOUBLE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$15.⁰⁰ (FIFTEEN) appears in the “PRIZE” area for that “LINE,”

and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$15.

(o) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$10^{.00} (TEN DOL) appears in the “PRIZE” area for that “LINE,” and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$5^{.00} (FIV DOL) appears in the “PRIZE” area for that “LINE,” and a

2X (DOUBLE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$10.

(q) Holders of tickets upon which all of the play symbols in any “LINE” match any of the “WINNING SYMBOLS” play symbols and a prize symbol of \$5^{.00} (FIV DOL) appears in the “PRIZE” area for that “LINE,” and a 1X (PRIZE) symbol appears in the “BIG BUCKS BONUS” area, on a single ticket, shall be entitled to a prize of \$5.

7. *Number and description of prizes and approximate chances of winning.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>When You Match Any WINNING SYMBOLS To All 4 Symbols In The Same LINE, Win PRIZE Shown For That LINE. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
\$5	\$5	7.2	666,240
\$5 × 2	\$10	100	48,000
\$5 w/ 2X BIG BUCKS BONUS	\$10	31.06	154,560
\$10	\$10	50	96,000
\$5 × 3	\$15	50	96,000
\$10 + \$5	\$15	50	96,000
\$15	\$15	200	24,000
\$5 × 4	\$20	2,000	2,400
\$10 × 2	\$20	2,000	2,400
(\$5 × 2) + \$10	\$20	2,000	2,400
\$15 + \$5	\$20	2,000	2,400
(\$5 × 2) w/ 2X BIG BUCKS BONUS	\$20	192.31	24,960
\$10 w/ 2X BIG BUCKS BONUS	\$20	250	19,200
\$20	\$20	1,000	4,800
(\$5 × 3) + \$10	\$25	2,500	1,920
(\$10 × 2) + \$5	\$25	2,500	1,920
\$15 + \$10	\$25	2,500	1,920
\$20 + \$5	\$25	5,000	960
\$25	\$25	5,000	960
\$10 × 4	\$40	12,000	400
\$20 × 2	\$40	12,000	400
(\$15 × 2) + (\$5 × 2)	\$40	12,000	400
(\$5 × 4) w/ 2X BIG BUCKS BONUS	\$40	8,000	600
(\$10 × 2) w/ 2X BIG BUCKS BONUS	\$40	8,000	600
(\$15 + \$5) w/ 2X BIG BUCKS BONUS	\$40	8,000	600
\$20 w/ 2X BIG BUCKS BONUS	\$40	3,000	1,600
\$40	\$40	12,000	400
\$25 × 4	\$100	120,000	40
(\$20 × 3) + \$40	\$100	120,000	40
(\$40 × 2) + (\$10 × 2)	\$100	120,000	40
(\$40 × 2) + \$20	\$100	120,000	40
(((\$10 × 3) + \$20) w/ 2X BIG BUCKS BONUS	\$100	60,000	80

<i>When You Match Any WINNING SYMBOLS To All 4 Symbols In The Same LINE, Win PRIZE Shown For That LINE. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
(((\$15 × 3) + \$5) w/ 2X BIG BUCKS BONUS	\$100	60,000	80
(((\$15 × 2) + \$20) w/ 2X BIG BUCKS BONUS	\$100	40,000	120
(((\$20 × 2) + \$10) w/ 2X BIG BUCKS BONUS	\$100	40,000	120
(\$25 × 2) w/ 2X BIG BUCKS BONUS	\$100	40,000	120
\$100	\$100	120,000	40
(((\$200 × 2) + \$100) w/ 2X BIG BUCKS BONUS	\$1,000	160,000	30
\$1,000	\$1,000	160,000	30
PROGRESSIVE TOP PRIZE	\$50,000*	240,000	20

Each "LINE" is played separately.

BIG BUCKS BONUS: When a "2X" (DOUBLE) symbol appears in the BIG BUCKS BONUS area, DOUBLE any "PRIZE" won in the play area above.

* PROGRESSIVE TOP PRIZE: The minimum value of the PROGRESSIVE TOP PRIZE is \$50,000. The PROGRESSIVE TOP PRIZE increases by \$1⁰⁰ every time a ticket is purchased, and resets to \$50,000 whenever a top prize winning ticket is sold.

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

8. *Ticket responsibility:*

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

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

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

9. *Ticket validation and requirements:*

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

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

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

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

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

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

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

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

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

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

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

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

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

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

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

winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

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

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

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

14. *“PROGRESSIVE TOP PRIZE” restrictions:*

(a) An amount of \$1⁰⁰ from the sale of each I Like Big Bucks 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 I Like Big Bucks 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. \$1⁰⁰ 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 Fast Play I Like Big Bucks 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 Pennsylvania Fast Play I Like Big Bucks 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 I Like Big Bucks or through normal communications methods.

20. *Applicability:* This notice applies only to the I Like Big Bucks lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1792. Filed for public inspection November 27, 2019, 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 .328 acre of unimproved land located on thenorthwest corner of State Route 0412 and Commerce Center Boulevard. The estimated fair market value is \$328,000.

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. 19-1793. Filed for public inspection November 27, 2019, 9:00 a.m.]

**DEPARTMENT OF
TRANSPORTATION**

Public-Private Partnerships Board Meeting

The Public-Private Partnerships Board will hold a meeting on December 4, 2019, from 10 a.m. to 12 p.m. in the KBMC Forest Room, Plaza Level, Keystone Building, Harrisburg, PA. For more information, contact Maddie Vergos, (717) 787-3154, mvergos@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 19-1794. Filed for public inspection November 27, 2019, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Special Meeting

The Environmental Hearing Board (Board) will hold a special meeting of the Rules Committee at 2:15 p.m. on December 4, 2019, in Hearing Room 2, Second Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

The judges will hold the meeting to vote on proposed revisions to the Board's Rules of Practice and Procedure.

The contact person is Kathleen A. Berwager, Kberwager@pa.gov, (717) 705-5957.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 19-1795. Filed for public inspection November 27, 2019, 9:00 a.m.]

**PENNSYLVANIA PUBLIC
UTILITY COMMISSION**

Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security, Insufficient Financial Security Amount or Language

Public Meeting held
November 14, 2019

Commissioners Present: Gladys Brown Dutrieuille, Chairperson; David W. Sweet, Vice Chairperson; Andrew G. Place; John F. Coleman, Jr.; Ralph V. Yanora

Electric Generation Supplier License Cancellations of Companies with an Expired Financial Security, Insufficient Financial Security Amount or Language;
M-2019-3006865

Tentative Order

By the Commission:

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferable in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file before the financial security's expiration date may cause Commission staff to initiate a formal proceeding that may lead to the following: cancellation of each company's electric supplier license, removal of each company's information from the Commission's website and notification to all electric distribution companies, in which each company is licensed to do business, of the cancellation of the license.

As of November 5, 2019, each EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount or language directed by the Commission, to replace a bond which is expired or which is non-compliant with Commission regulations.

Supplier Table—List of Electric Generation Suppliers

<i>Docket Number</i>	<i>Company Name</i>	<i>Financial Security Expiration Date</i>	<i>Commission Approved Amount or Language</i>
A-2013-2351150	CBRE, INC.	10/31/2019	Yes

<i>Docket Number</i>	<i>Company Name</i>	<i>Financial Security Expiration Date</i>	<i>Commission Approved Amount or Language</i>
A-2009-2124113*	CHAMPION ENERGY SERVICES, LLC	10/19/2019	Yes
A-2013-2397012	DELTA ENERGY SERVICES OHIO, LLC	10/25/2019	Yes
A-2017-2639469	INSIGHT SOURCING GROUP, LLC	9/1/2019	Yes
A-2010-2204832	MUIRFIELD ENERGY, INC.	10/12/2019	Yes
A-2011-2221397	PATCH ENERGY SERVICES, LLC	10/25/2019	Yes
A-2016-2527986	SIMPLIFIED POWER, INC.	10/29/2019	Yes
A-2012-2284040	VERDIGRIS ENERGY, LLC	11/2/2019	Yes

*Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 90-day Security Renewal Notice Letter to each entity in the Supplier Table above stating that original documentation of a bond, or other approved security in the amount or language directed by the Commission, must be filed within 30 days prior to each entity's security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for the EGS license of each company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

It Is Ordered That:

1. Cancellation of the Electric Generation Supplier License of each company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, all electric distribution companies, all of the Electric Generation Suppliers in the Supplier Table and publish a copy of this Tentative Order in the *Pennsylvania Bulletin* with a 30-day comment period.

3. The Secretary serve a copy of this Tentative Order upon the Pennsylvania Department of Revenue—Bureau of Compliance, Business License Clearance Division.

4. Absent the filing of adverse public comment or the filing of an approved security within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3 above, each company listed in the Supplier Table will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission's website, and notifications be sent to all electric distribution companies in which the Electric Generation Suppliers are licensed to do business.

6. Upon entry of the Final Order described in Ordering Paragraph No. 3, each electric distribution company in which the Electric Generation Suppliers are licensed to do

business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1796. Filed for public inspection November 27, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Household Goods Carrier Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due December 16, 2019, and must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. D&A Movers, LLC; Docket No. C-2019-3012697

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission, by its prosecuting attorneys, pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, and files this Formal Complaint ("Complaint") against D&A Movers, LLC ("D&A Movers," "Company" or "Respondent") alleging violations of the Public Utility Code and attending Regulations. In support of its Complaint, I&E respectfully avers as follows:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission ("PUC" or "Commission"), with a mailing address of 400 North Street, Harrisburg, PA 17120, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11). Complainant's counsel is as follows:

Christopher M. Andreoli
Prosecutor
chandreoli@pa.gov
717.772.8582

Michael L. Swindler
Deputy Chief Prosecutor
mswindler@pa.gov
717.783.6369

3. Respondent is D&A Movers, with its principal place of business located at 566 Westminster Circle, Akron, OH 44319.

4. Respondent holds itself out to be a household goods carrier as evidenced by the document (“Domestic for Profit LLC—Articles of Org”) filed on February 21, 2018 with the Secretary of State of Ohio. See Exhibit I&E-1.

5. However, D&A Movers lacks PUC authority to provide or furnish transportation of household property for compensation within the Commonwealth as a common carrier by motor vehicle or a contract carrier by motor vehicle, pursuant to Sections 102 and 2501(b)(1) of the Public Utility Code. See 66 Pa.C.S. §§ 102 and 2501(b)(1).

6. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

7. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities or companies holding themselves out to be a public utility for violations of any law or regulation that the Commission has jurisdiction to administer or enforce.

8. Section 3310 of the Public Utility Code, 66 Pa.C.S. § 3310, authorizes the Commission to impose civil penalties on any person or corporation operating as a common carrier by motor vehicle or as a contract carrier by motor vehicle without a certificate of public convenience, permit, or license authorizing the service performed.

9. More specifically, pursuant to Section 3310(b) of the Public Utility Code, 66 Pa.C.S. § 3310(b), any unauthorized contract common carrier transporting household goods by motor vehicle shall be deemed in violation of this title and shall be ordered to pay an administrative penalty as prescribed in Section 3310(c). Section 3310(c) specifically provides that a civil penalty of Five Thousand Dollars (\$5,000) be imposed for a first violation of this section.¹

10. Respondent, by providing or furnishing the transportation of household property between points within the Commonwealth by motor vehicle for compensation is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations and orders. Consequently, Respondent is subject to Section 3310(b) of the Public Utility Code, 66 Pa.C.S. § 3310(b), and the corresponding penalty promulgated under Section 3310(c) of the Public Utility Code, 66 Pa.C.S. § 3310(c).

¹ Section 3310 of the Public Utility Code, 66 Pa.C.S. § 3310(c), which was amended and made effective on February 20, 2018, authorizes the Commission to impose the following penalties on any person or corporation who operates in violation of 66 Pa.C.S. § 3310(b) as a common carrier or contract carrier by motor vehicle without a certificate of public convenience, permit, or license: (1) A \$5,000 civil penalty shall be imposed for a first violation and \$10,000 for a second or subsequent violation; (2) Suspension of the registration of any vehicle whereby a determination has been made that it operated as a common carrier or contract carrier by motor vehicle without the approval of the Commission in accordance with 75 Pa.C.S. § 1375; and (3) Confiscation and impoundment of vehicles which have been used to provide common carrier or contract carrier by motor vehicle without Commission approval, subject to the process for the disposition of impounded vehicles as set forth under 75 Pa.C.S. § 6310.

Background

11. On December 5, 2018, the Commission received a complaint from a resident of the Commonwealth (“Resident”) against D&A Movers regarding the transportation of her household property between two points within Pennsylvania.

12. Resident entered into an oral agreement with D&A Movers to move her household property from 358 Fruitville Drive, Bethel Park, PA 15102 to 208 Hooks Lane, Canonsburg, PA 15317. The moving estimate totaled Seven Hundred Fifty Dollars (\$750.00) according to the Resident.

13. Although there was no written agreement between the Resident and the Company for the above-described service, the Resident provided a copy of the receipt showing payment via Square, Inc. See Exhibit I&E-2.

14. On June 18, 2018, as agreed upon, D&A Movers picked up the Resident’s household property at 358 Fruitville Drive, Bethel Park, PA 15102, and partially performed the intrastate move of household goods to 208 Hooks Lane, Canonsburg, PA 15317. Due to time constraints, the D&A Movers had to return to Ohio on June 18, 2018 with some of the Resident’s household property. D&A Movers returned on June 19, 2018 to deliver the remaining household property.

15. The Company has not been issued a certificate of public convenience, permit, or license by the Commission authorizing such transportation of household property between points within the Commonwealth.

Violation

16. All allegations in paragraphs 1—14 are incorporated as if fully set forth herein.

17. Section 3310(b) of the Public Utility Code states that any person or corporation that operates as a common carrier or contract carrier by motor vehicle (as defined in 66 Pa.C.S. §§ 102 and 2501(b)) for the transportation of household goods without a certificate of public convenience, permit, or license issued by the Commission authorizing such service performed, in violation of Section 3310(a),² “shall be ordered to pay an administrative penalty as prescribed in subsection (c).” 66 Pa.C.S. § 3310(b) (emphasis added).

18. D&A Movers violated Section 3310(a) and (b) of the Public Utility Code, 66 Pa.C.S. §§ 3310(a)-(b), by operating as a common carrier and/or contract carrier by motor vehicle without a certificate of public convenience, permit, or license issued by the Commission when it transported the Resident’s household property between points within the Commonwealth for compensation.

19. Section 3310(c) of the Public Utility Code requires that “[t]he amount of the administrative penalty under subsection (b) shall be \$5,000 for a first violation and \$10,000 for a second or subsequent violation.” 66 Pa.C.S. § 3310(c) (emphasis added).³ As such, I&E’s requested penalty is \$5,000 for this violation.

20. I&E is not requesting confiscation and impoundment of the vehicle which was used to provide common carrier or contract carrier by motor vehicle without Commission approval as permitted pursuant to 66 Pa.C.S. § 3310(c)(2)(ii), as the vehicle used in the provision of service that is the subject of this Complaint is not registered in Pennsylvania.

² 66 Pa.C.S. § 3310(a).

³ I&E researched the Respondent’s history and record with the Commission and concluded that this is Respondent’s first violation in Pennsylvania.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of the Pennsylvania Public Utility Commission respectfully requests that the Commission find D&A Movers in violation of the only count as set forth herein, and that D&A Movers be assessed the statutorily mandated civil penalty of Five Thousand Dollars (\$5,000). Should D&A Movers fail to pay the statutorily mandated civil penalty of Five Thousand Dollars (\$5,000) upon Order of the Commission, the Bureau of Investigation and Enforcement requests that this matter be referred to the Pennsylvania Office of Attorney General for appropriate action.

Respectfully submitted,
Christopher M. Andreoli
Prosecutor
PA Attorney I.D. No. 85676

Michael L. Swindler
Deputy Chief Prosecutor
PA Attorney I.D. No. 43319

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Date: September 6, 2019

VERIFICATION

I, David W. Loucks, Chief of Enforcement, Bureau of Investigation and Enforcement, Motor Carrier Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau of Investigation and Enforcement will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: September 6, 2019

David W. Loucks
Chief of Motor Carrier Enforcement
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Christopher M. Andreoli, Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Or, emailed to Mr. Andreoli at: chandreoli@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the requested relief.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Send only a certified check or money order made payable to the "Commonwealth of Pennsylvania," with the docket number indicated, and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the requested relief set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commissioner's ADA Coordinator at (717) 787-8714.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1797. Filed for public inspection November 27, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by December 16,

2019. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

Application of the following for the approval of the right and privilege to *discontinue/abandon operating as common carriers* by motor vehicle and for cancellation of the certificate of public convenience as described under the application.

A-2019-3014029. Ashland & Shamokin Auto Bus Co. (P.O. Box 446, Mount Carmel, Northumberland County, PA 17851) for the discontinuance and cancellation for its certificate, to transport, as a common carrier, by motor vehicle, persons in scheduled route service, in and around Northumberland County, as more thoroughly described at Docket No. A-00017619, F.9, and its respective subset amendment folders.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1798. Filed for public inspection November 27, 2019, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Notice of Motor Carrier Applications in the City of Philadelphia

The following permanent authority applications to render service as common carriers in the City of Philadelphia have been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than December 16, 2019. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The applications are available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business addresses of the respective applicants or attorneys, or both.

Doc. No. A-19-10-01. Ads Associate, LLC (15 South Kirklyn Avenue, Upper Darby, PA 19082): An application

for a medallion taxicab certificate of public convenience (CPC) to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Applicant Attorney*: David R. Alperstein, Esq., 314 Cherry Avenue, Voorhees, NJ 08043.

Doc. No. A-19-11-04. Semo Taxi, LLC (7244 Large Street, Philadelphia, PA 19149): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant*: Danielle Friedman, Esq., 2301 Church Street, Philadelphia, PA 19124.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 19-1799. Filed for public inspection November 27, 2019, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Deshalatrece Jean Harris, LPN; Case No. 13-51-07121

On January 29, 2018, Deshalatrece Jean Harris, LPN, license No. PN267013, last known of Pittsburgh, Allegheny County, had her nursing license revoked, based on misappropriating money or property from a patient and being guilty of unprofessional conduct.

Individuals may obtain a copy of the adjudication by writing to Megan E. Castor, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

ANN M. COUGHLIN, MBA, MSN, RN,
Chairperson

[Pa.B. Doc. No. 19-1800. Filed for public inspection November 27, 2019, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), 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) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Christian and Malinda Beiler 596 Strawberry Ridge Road Danville, PA 17821	Montour County/ Derry Township	72.28	Veal/ Equine/ Cattle/ Layers/ Broilers	Amended	Approved
Douglas Groff— Still Water Farm 190 Berkey Lane New Columbia, PA 17856	Union County/ White Deer Township	1,470.6	Swine/ Cattle	Amended	Approved
Kiliti Family Farms, LLC David L. Kiliti 62 Kiliti Road Berwick, PA 18603	Luzerne County/ Salem Township	87.23	Ducks	Existed	Rescind

RUSSELL C. REDDING,
Chairperson

[Pa.B. Doc. No. 19-1801. Filed for public inspection November 27, 2019, 9:00 a.m.]

