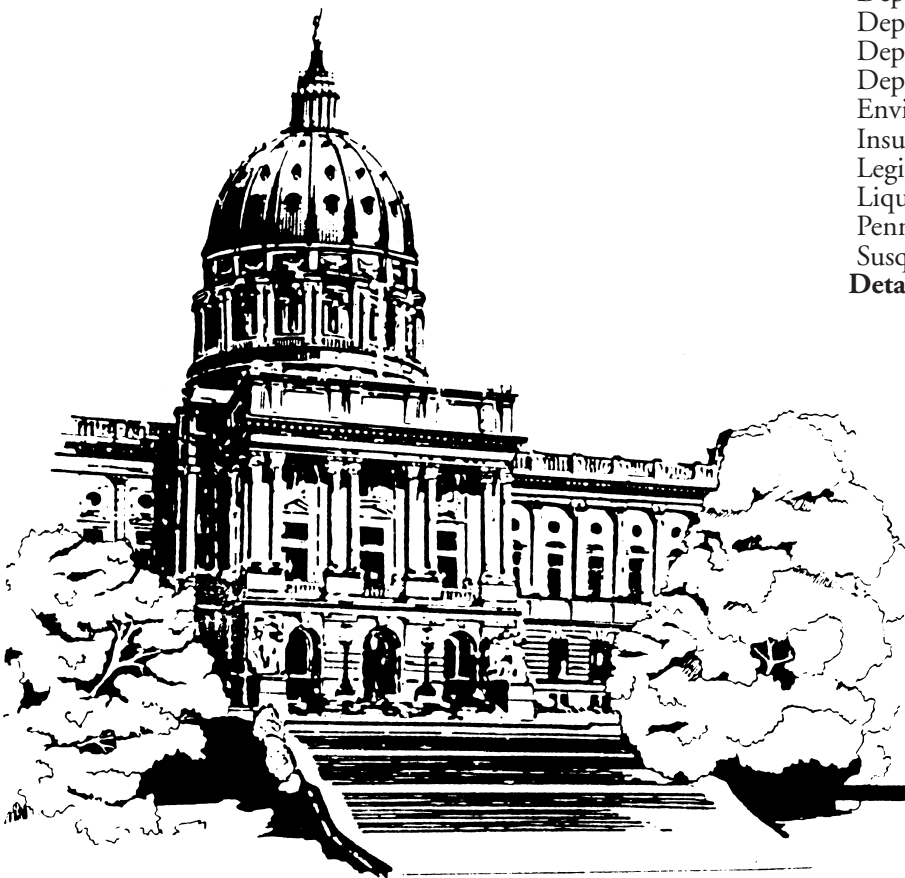


PENNSYLVANIA BULLETIN

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

No. 578, January 2023

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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.pacodeandbulletin.gov.

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

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

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

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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List of Pa. Code Chapters Affected

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

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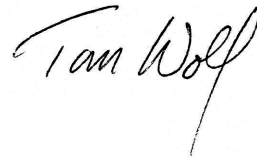
THE GOVERNOR

GOVERNOR'S OFFICE

Proclamation of Special Session and Extraordinary Session

By virtue of the authority vested in me by Article II, Section 4; Article IV, Section 12; and Article III, Section 12, of the Constitution, I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, do hereby convene the General Assembly in Special and Extraordinary Session, to meet in the Capitol at Harrisburg, on January 9, 2023, at 12 noon, to consider the subject of whether an individual for whom a statutory limitations period has already expired, or whose claim would otherwise be barred or limited by a statutory cap on damages, sovereign immunity or by governmental or official immunity, should have a period of two years, without bar or limitation by such caps or immunities, to commence an action arising from childhood sexual abuse, in such cases as provided by law.

Given under my hand and the Great Seal of the Commonwealth, at the County of Dauphin, this sixth day of January, in the year of our Lord two thousand and twenty-three, and of the Commonwealth two hundred and forty-seven.



Governor

Attest:

JONATHAN MARKS,

Deputy Secretary for Elections and Commissions

[Pa.B. Doc. No. 23-70. Filed for public inspection January 20, 2023, 9:00 a.m.]

THE COURTS

Title 255—LOCAL COURT RULES

BUCKS COUNTY

Venue Change for Pennsylvania Turnpike Commission Filings; Administrative Order No. 97

Order

And Now, this 4th day of January, 2023, it is hereby ordered and directed Bucks County Administrative Order No. 97, entered on February 4, 2020, is amended to read in its entirety as follows:

Effective March 1, 2023, venue for all Pennsylvania Turnpike Commission filings for fare evasion occurring on any portion of the Pennsylvania Turnpike located in Bucks County shall lie in Magisterial District Court No. 07-1-09.

This order is entered in accordance with Pa.R.J.A. No. 605 and at the request of the Pennsylvania Turnpike Commission. The previous assignment of venue is ordered to promote the efficient administration of justice in Bucks County, specifically in Magisterial District Courts 07-3-03 (Ottsville) and 07-1-09 (Warminster).

By the Court

WALLACE H. BATEMAN, Jr.,
President Judge

[Pa.B. Doc. No. 23-71. Filed for public inspection January 20, 2023, 9:00 a.m.]

Title 255—LOCAL COURT RULES

BUCKS COUNTY

Venue Transfer for Parx Casino Complex—All Pennsylvania State Police Filings; Administrative Order No. 112

Order

And Now, this 4th day of January, 2023, it is hereby ordered and directed that Bucks County Administrative Order No. 112 entered December 21, 2022, shall be amended to read as follows:

It is hereby ordered and directed that venue for all cases filed by the Pennsylvania State Police (including Pennsylvania State Police, Parx Casino Gaming Enforcement and Pennsylvania State Police, Trevoise) arising from activity on the premises of or regarding the Parx Casino complex in Bensalem shall lie in Magisterial District Court No. 07-1-09.

In all other respects the subject order shall remain as entered.

By the Court

WALLACE H. BATEMAN, Jr.,
President Judge

[Pa.B. Doc. No. 23-72. Filed for public inspection January 20, 2023, 9:00 a.m.]

RULES AND REGULATIONS

Title 25—ENVIRONMENTAL PROTECTION

ENVIRONMENTAL QUALITY BOARD [25 PA. CODE CHS. 121 AND 129]

VOC RACT Requirements for Shipbuilding and Ship Repair Surface Coatings, Large Petroleum Dry Cleaning Facilities and Synthetic Organic Chemical Manufacturing Industry Processes for the 2015 Ozone NAAQS

The Environmental Quality Board (Board) amends Chapters 121 and 129 (relating to general provisions; and standards for sources) as set forth in Annex A to establish presumptive volatile organic compound (VOC) emission reasonably available control technology (RACT) requirements and RACT emission limitations for the following control techniques guidelines (CTG) source categories: shipbuilding and ship repair surface coatings; large petroleum dry cleaning facilities; and synthetic organic chemical manufacturing industry (SOCMI) air oxidation, distillation and reactor processes. This final-form rulemaking adds definitions to § 121.1 (relating to definitions); adds shipbuilding and ship repair surface coating requirements to § 129.52 (relating to surface coating processes); and adds §§ 129.63b and 129.71a (relating to control of VOC emissions from large petroleum dry cleaning facilities; and control of VOC emissions from the synthetic organic chemical manufacturing industry—air oxidation, distillation and reactor processes).

This final-form rulemaking will be submitted to the United States Environmental Protection Agency (EPA) for approval as a revision to the Commonwealth's State Implementation Plan (SIP) following publication of this final-form rulemaking in the *Pennsylvania Bulletin*.

This final-form rulemaking was adopted by the Board at its meeting of October 12, 2022.

A. Effective Date

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

B. Contact Persons

For further information, contact Kirit Dalal, Chief, Division of Air Resource Management, Bureau of Air Quality, Rachel Carson State Office Building, P.O. Box 8468, Harrisburg, PA 17105-8468, (717) 772-3436; or Jesse Walker, Assistant Counsel, Bureau of Regulatory Counsel, Rachel Carson State Office Building, P.O. Box 8464, Harrisburg, PA 17105-8464, (717) 787-7060. Persons with a disability may use the Pennsylvania Hamilton Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). This final-form rulemaking is available on the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Public Participation," then "Environmental Quality Board" and then navigate to the Board meeting of October 12, 2022).

C. Statutory Authority

This final-form rulemaking is authorized under section 5(a)(1) of the Air Pollution Control Act (APCA) (35 P.S. § 4005(a)(1)), which grants the Board the authority to adopt rules and regulations for the prevention, control, reduction and abatement of air pollution in this Common-

wealth; and section 5(a)(8) of the APCA, which grants the Board the authority to adopt rules and regulations designed to implement the provisions of the Clean Air Act (CAA) (42 U.S.C.A. §§ 7401—7671q).

D. Background and Purpose

Summary

This final-form rulemaking implements presumptive RACT measures to control VOC emissions Statewide from shipbuilding and ship repair facilities with surface coating operations, large petroleum dry cleaning facilities and SOCMI air oxidation, distillation and reactor processes. While these final-form presumptive RACT measures are established for the control of VOC emissions from affected sources in the covered categories, the Department does not anticipate that the implementation of this final-form rulemaking will result in additional reductions of VOC emissions from the affected sources. The owners and operators of all affected facilities in this Commonwealth are currently subject to other regulatory or operating permit conditions, compliance with which will ensure that the affected owners and operators comply with the CTG-based VOC RACT standards, emission limitations and other requirements established in this final-form rulemaking. Rather, this final-form rulemaking is primarily designed to address administrative and cost issues for the regulated industries associated with the lack of Federally enforceable presumptive RACT regulations in the Commonwealth's SIP for the covered categories.

The inclusion of VOC emission RACT measures in the SIP for these source categories is a requirement under the CAA to demonstrate that the Commonwealth is implementing measures to attain and maintain the applicable ground-level ozone standards. Once approved into the SIP, these measures are Federally enforceable in addition to being enforced by the Commonwealth. The Department historically has addressed the Federally enforceable RACT status of the owners and operators of the sources covered by this final-form rulemaking by submitting the individual facility operating permits to the EPA as revisions to the SIP. This imposes administrative and cost burdens on the owners and operators of these facilities because each time the owner or operator wants to modify the facility, the change in the operating permit conditions must be submitted to the EPA as a revision to the SIP for that individual operating permit to demonstrate that RACT for the applicable ozone standard is maintained. The owner or operator of the facility bears the administrative burden and costs of advertising the change and conducting the required SIP public hearing and public comment period before the Department can submit the changes to the EPA for review and approval as a revision to the SIP.

An owner or operator of a subject source that incorporates presumptive RACT requirements established by regulation into the applicable operating permit does not need to submit an application to the Department to amend the individual operating permit for facility modifications that are covered by the presumptive RACT conditions. This relieves the affected owner and operator of the administrative burden and the costs associated with applying to the Department to modify operating permit RACT requirements and the administrative burden and costs of submitting Department-issued individual operating permits to the Administrator of the EPA for review and approval as revisions to the Commonwealth's SIP.

Additionally, the Commonwealth is required to submit a SIP revision to the EPA to address and certify that the Commonwealth's SIP contains RACT measures for attaining and maintaining the 2015 8-hour ground-level ozone National Ambient Air Quality Standard (NAAQS) for all categories of sources in this Commonwealth that are covered by a CTG. The Commonwealth is further required to demonstrate how it will bring the ground-level ozone nonattainment areas into attainment and maintenance of the 2015 8-hour ground-level ozone NAAQS. See 83 FR 62998 (December 6, 2018). The administrative burdens and costs for certification of RACT for the 2015 8-hour ground-level ozone NAAQS for the affected owners and operators subject to this final-form rulemaking are expected to be reduced or eliminated through the implementation of these final-form presumptive RACT measures and their incorporation into the SIP if approved by the EPA.

This final-form rulemaking is reasonably necessary to attain and maintain the health-based and welfare-based 8-hour ground-level ozone NAAQS and to satisfy related CAA requirements in this Commonwealth.

Ground-level ozone

VOC emissions are precursors to the formation of ground-level ozone formation, a public health and welfare hazard. Ground-level ozone is not emitted directly to the atmosphere by the processes subject to this final-form rulemaking, but forms from the photochemical reaction between emissions of VOCs and oxides of nitrogen (NO_x) in the presence of sunlight.

Ground-level ozone is a highly reactive gas which, at sufficiently high concentrations, can produce a wide variety of harmful effects. At elevated concentrations, ground-level ozone can adversely affect human health, animal health, vegetation, materials and personal comfort and well-being. It can cause damage to important food crops, forests, livestock and wildlife. Repeated exposure to ground-level ozone pollution may cause a variety of adverse health effects for both healthy people and those with existing conditions, including difficulty in breathing, chest pains, coughing, nausea, throat irritation and congestion. It can worsen bronchitis, heart disease, emphysema and asthma, reduce lung capacity and lead to increased morbidity. Asthma is a significant and growing threat to children and adults. High levels of ground-level ozone can affect animals in ways similar to humans. High levels of ground-level ozone can also cause damage to buildings and synthetic fibers, including nylon, and reduced visibility on roadways and in natural areas. The implementation of these final-form control measures to address ozone air quality nonattainment in this Commonwealth is reasonably necessary to protect the public health and welfare, animal and plant health and welfare and the environment.

National Ambient Air Quality Standards

The EPA is responsible for establishing NAAQS, or maximum allowable concentrations in the ambient air, for certain "criteria" pollutants considered harmful to public health and the environment. The criteria air pollutants are commonly found throughout the United States and currently include six air pollutants: ground-level ozone; particle pollution (often referred to as particulate matter); NO_x (with nitrogen dioxide (NO₂) as the indicator); carbon monoxide; sulfur dioxide; and lead. Section 109 of the CAA (42 U.S.C.A. § 7409) established two types of NAAQS: primary standards, which are limits set to protect public health; and secondary standards, which are

limits set to protect public welfare and the environment, including protection against visibility impairment and from damage to animals, crops, vegetation and buildings. The EPA established primary and secondary ground-level ozone NAAQS to protect public health and public welfare, including the environment.

In July 1997, the EPA promulgated primary and secondary ozone standards under section 109 of the CAA at a level of 0.08 parts per million (ppm) averaged over 8 hours. See 62 FR 38856 (July 18, 1997). In 2004, the EPA designated 37 counties in this Commonwealth as 8-hour ozone nonattainment areas for the 1997 8-hour ozone NAAQS. See 69 FR 23858, 23931 (April 30, 2004).

In March 2008, the EPA lowered the primary and secondary ozone NAAQS to 0.075 ppm (75 parts per billion (ppb)) averaged over 8 hours to provide greater protection for children, other at-risk populations and the environment against the array of ozone-induced adverse health and welfare effects. See 73 FR 16436 (March 27, 2008). In April 2012, the EPA designated five areas in this Commonwealth as nonattainment for the 2008 ozone NAAQS. See 77 FR 30087, 30143 (May 21, 2012). These areas include all or a portion of Allegheny, Armstrong, Beaver, Berks, Bucks, Butler, Carbon, Chester, Delaware, Fayette, Lancaster, Lehigh, Montgomery, Northampton, Philadelphia, Washington and Westmoreland Counties.

On October 1, 2015, the EPA lowered the primary and secondary ozone NAAQS to 0.070 ppm (70 ppb) averaged over 8 hours for increased protection of the public health and welfare. See 80 FR 65292 (October 26, 2015). In June 2018, the EPA designated Bucks, Chester, Delaware, Montgomery and Philadelphia Counties as nonattainment for the 2015 ozone NAAQS. See 83 FR 25776 (June 4, 2018).

The Department's certified analysis of the 2021 ambient air ozone season monitoring data shows that all ozone samplers in this Commonwealth are monitoring attainment of the 2015 8-hour ozone NAAQS except these two: the Bristol sampler in Bucks County and the Philadelphia Air Management Services Northeast Airport in Philadelphia County. Ozone samplers in this Commonwealth are projected to monitor attainment of the 2008 and 1997 8-hour ozone NAAQS. The Department must ensure that the 1997, 2008 and 2015 ozone NAAQS are attained and maintained by implementing permanent and Federally enforceable control measures.

State Implementation Plans and Reasonably Available Control Technology

Section 110(a) of the CAA (42 U.S.C.A. § 7410(a)) gives the states the primary responsibility for achieving the NAAQS. Section 110(a) of the CAA provides that each state shall adopt and submit to the EPA a plan to implement measures (a SIP) to enforce the NAAQS or a revision to the NAAQS promulgated under section 109(b) of the CAA. A SIP includes the regulatory programs, actions and commitments a state will carry out to implement its responsibilities under the CAA. Once approved by the EPA as a revision to the SIP, the SIP-approved regulatory program, action or commitment is legally enforceable under both Federal and state law.

Section 172(c)(1) of the CAA (42 U.S.C.A. § 7502(c)(1)) provides that SIPs for nonattainment areas must include "reasonably available control measures," including RACT, for sources of emissions of VOC and NO_x. The EPA defines RACT as "[t]he lowest emissions limitation that a particular source is capable of meeting by the application

of control technology that is reasonably available considering technological and economic feasibility.” See 44 FR 53762 (September 17, 1979).

Section 183(e) of the CAA (42 U.S.C.A. § 7511b(e)) directs the EPA to list for regulation those categories of products that account for at least 80% of the VOC emissions from consumer and commercial products in ozone nonattainment areas. Section 183(e)(3)(C) of the CAA further provides that the EPA may issue a CTG document in place of a National regulation for a product category on the section 183(e) list when the EPA determines that the recommendations of the CTG, when implemented by the affected states, will be “substantially as effective as regulations” in reducing emissions of VOCs in ozone nonattainment areas.

Section 182(b)(2) of the CAA (42 U.S.C.A. § 7511a(b)(2)) provides that for moderate ozone nonattainment areas, states must revise their SIPs to include RACT for sources of VOC emissions covered by a CTG document issued by the EPA prior to the area’s date of attainment of the applicable ozone NAAQS. For RACT implementation purposes, the entire Commonwealth is treated as a “moderate” ozone nonattainment area because this Commonwealth is included in the Ozone Transport Region (OTR) established under sections 176A and 184 of the CAA (42 U.S.C.A. §§ 7506a and 7511c). Section 184(b) of the CAA (42 U.S.C.A. § 7511c(b)) addresses provisions for the SIP of a state included in the OTR. Section 184(b)(1)(B) of the CAA requires that states in the OTR, including the Commonwealth, submit a SIP revision requiring the implementation of RACT for all sources of VOC emissions in the state covered by a specific CTG and not just for those sources that are located in designated nonattainment areas of the state. The EPA’s final implementation rule for the 2015 ozone NAAQS also requires a state within the OTR to submit a SIP revision that demonstrates that it is meeting the RACT requirements of section 184(b) of the CAA for all portions of the state located in an OTR. See 83 FR 63036 (December 6, 2018); and 40 CFR 51.1316 (relating to requirements for an Ozone Transport Region). Consequently, the Commonwealth’s SIP must include RACT requirements applicable to each subject source located in this Commonwealth, and not just to those sources located in designated ozone nonattainment areas, to control VOC emissions from existing stationary sources covered by a specific CTG.

In accordance with sections 172(c)(1), 182(b)(2), 183(e) and 184(b)(1)(B) of the CAA, the final-form amendments to § 129.52 and final-form §§ 129.63b and 129.71a establish VOC RACT emission limitations and other requirements for shipbuilding and ship repair facility surface coating operations, large petroleum dry cleaning facilities and SOCOMI air oxidation, distillation and reactor processes consistent with the recommendations of the following EPA documents: “Alternative Control Techniques Document: Surface Coating Operations at Shipbuilding and Ship Repair Facilities,” EPA-453/R-94-032, April 1994 (1994 SB ACT) and the “Control Techniques Guidelines for Shipbuilding and Ship Repair Operations (Surface Coating),” 61 FR 44050 (August 27, 1996) (1996 SB CTG); “Control of Volatile Organic Compound Emissions from Large Petroleum Dry Cleaners,” EPA-450/3-82-009, September 1982 (1982 LPDC CTG); “Control of Volatile Organic Compound Emissions from Air Oxidation Processes in Synthetic Organic Chemical Manufacturing Industry,” EPA-450/3-84-015, December 1984 (1984 SOCOMI CTG); and “Control of Volatile Organic Compound Emissions from Reactor Processes and Distillation Opera-

tions Processes in the Synthetic Organic Chemical Manufacturing Industry,” EPA-450/4-91-031, August 1993 (1993 SOCOMI CTG).

The Department reviewed the RACT recommendations of the EPA included in the 1994 SB ACT and the 1996 SB CTG, the 1982 LPDC CTG and the 1984 and 1993 SOCOMI CTGs for their applicability as RACT measures necessary in this Commonwealth to reduce ground-level ozone. The Bureau of Air Quality has determined that the recommended measures provided in the CTGs are appropriate to be implemented in this Commonwealth as RACT for these source categories.

This final-form rulemaking is designed to implement RACT requirements consistent with the recommendations of the EPA in the applicable CTGs by regulation as presumptive air pollution control measures to address administrative and cost issues for the regulated industries associated with the lack of Federally enforceable presumptive RACT regulations in the Commonwealth’s SIP for the covered categories. An owner or operator of a subject source that incorporates presumptive RACT requirements established by regulation into the applicable operating permit does not need to submit an application to the Department to amend the individual operating permit for facility modifications that are covered by the presumptive RACT conditions. RACT requirements established by regulation that are approved by the EPA as revisions to the SIP also relieve the affected owner and operator and the Department of the administrative burdens and costs of submitting the individual source RACT operating permits and changes to the individual operating permit to the EPA as a revision to the SIP for that individual operating permit.

The Commonwealth is also required to submit a SIP revision to the EPA to address and certify that the Commonwealth’s SIP contains RACT measures applicable Statewide for attaining and maintaining the 2015 8-hour ground-level ozone NAAQS for all categories of sources in this Commonwealth that are covered by a CTG. The Commonwealth is further required to demonstrate how it will bring the ground-level ozone nonattainment areas into attainment and maintenance of the 2015 8-hour ground-level ozone standard. See 83 FR 62998 (December 6, 2018). The administrative burdens and costs for certification of RACT for the 2015 8-hour ground-level ozone NAAQS for the affected owners and operators subject to this final-form rulemaking are expected to be reduced or eliminated through the implementation of these final-form presumptive RACT measures and their incorporation into the SIP if approved by the EPA.

Affected source categories

This final-form rulemaking applies to the owners and operators of shipbuilding and ship repair facilities with surface coating operations, large petroleum dry cleaning facilities and SOCOMI air oxidation, distillation and reactor facilities. The Department reviewed its databases, permits and general permits for sources under its jurisdiction and identified two shipbuilding and ship repair surface coating operations, one air oxidation operation, several reactors and distillation facilities and several small petroleum dry cleaning facilities that fit the source categories for RACT purposes. There are no large petroleum dry cleaning facilities in this Commonwealth that are impacted by this final-form rulemaking based on the petroleum solvent usage threshold of 32,493 gallons (123,000 liters) or more of petroleum solvent annually; small petroleum dry cleaners below the final-form applicable petroleum solvent usage threshold of 32,493 gallons

(123,000 liters) annually are subject only to recordkeeping and reporting requirements, which are existing obligations under applicable Federal new source performance standards (NSPS) requirements and permitting regulations. See 40 CFR Part 60, Subpart JJJ (relating to standards of performance for petroleum dry cleaners). The owners and operators of the two shipbuilding and ship repair surface coating operations under the Department's jurisdiction that will be subject to this final-form rulemaking are subject to existing operating permit conditions; compliance with the existing operating permit conditions will ensure compliance with the applicable final-form RACT requirements. Another shipbuilding and ship repair surface coating facility in the City of Philadelphia is subject to a Philadelphia Air Management Services regulation that has been approved as a revision to the Commonwealth's SIP. The owners and operators of the SOCOMI facilities are subject to Federal NSPS requirements (40 CFR Part 60, Subparts III, NNN and RRR (relating to standards of performance for Volatile Organic Compound (VOC) emissions from the Synthetic Organic Chemical Manufacturing Industry (SOCMI) air oxidation unit processes; standards of performance for Volatile Organic Compound (VOC) emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) distillation operations; and standards of performance for Volatile Organic Compound emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) reactor processes)) or to existing operating permit conditions; compliance with the applicable NSPS requirements or the existing operating permit conditions will ensure compliance with the applicable final-form RACT requirements. Therefore, the owners and operators of existing facilities in this Commonwealth that will be subject to this final-form rulemaking are already subject to requirements that are equivalent to or more stringent than the applicable RACT requirements and emission limitations of this final-form rulemaking.

Public outreach

The Department consulted with the Air Quality Technical Advisory Committee (AQTAC) and the Small Business Compliance Advisory Committee (SBCAC) on the proposed rulemaking on October 15, 2020, and October 28, 2020, respectively. Other than two abstentions in the AQTAC vote, both committees voted unanimously to concur with the Department's recommendation to move the proposed rulemaking forward to the Board for consideration. The proposed rulemaking was discussed with the Citizens Advisory Council (CAC) Policy and Regulatory Oversight (PRO) Committee on November 9, 2020. On the recommendation of the PRO Committee, on November 17, 2020, the CAC concurred with the Department's recommendation to move the proposed rulemaking forward to the Board. The AQTAC, SBCAC and CAC meetings are advertised and open to the public.

The proposed rulemaking was adopted by the Board at its September 21, 2021, meeting and published at 52 Pa.B. 689 (January 29, 2022). Three public hearings were held on March 1, 3 and 4, 2022, in Harrisburg, Pittsburgh and Norristown, respectively. The 66-day public comment period closed on April 4, 2022. The Department received one public comment. During the public hearings, no one testified. The Independent Regulatory Review Commission (IRRC) separately submitted comments on the proposed rulemaking to the Board on May 4, 2022. The comments received on the proposed rulemaking are summarized in the preamble to this final-form rulemaking and are also addressed in a separate Comment and

Response Document that accompanies this final-form rulemaking. Comments on the proposed rulemaking were considered and addressed.

The Department presented the draft final-form rulemaking to AQTAC on August 18, 2022, and to the SBCAC on August 24, 2022, and briefed the committees on the comments received on the proposed rulemaking. The Department presented the draft final-form rulemaking to the CAC PRO Committee on June 27, 2022. On the recommendation of the PRO Committee, on September 20, 2022, the CAC concurred with the Department's recommendation to present this final-form rulemaking to the Board for consideration.

E. Summary of Final-Form Rulemaking and Changes from Proposed to Final-Form Rulemaking

§ 121.1. Definitions

This final-form rulemaking adds several terms and revises existing definitions to support the amendments under Chapter 129. The revisions to § 121.1 incorporate terms as they are defined in the EPA's CTGs or Federal NSPS regulations.

Subparagraph (ii)(B) in the definition of "nuclear specialty coating" is amended in this final-form rulemaking to add the ASTM test method for demonstrating that a coating is easy to decontaminate. Subparagraph (ii)(A) and (C) are amended for clarity. There are no other changes made to § 121.1 from the proposed rulemaking to this final-form rulemaking.

§ 129.52. Surface coating processes

This final-form rulemaking amends § 129.52 to add VOC RACT requirements and emission limits for shipbuilding and ship repair facilities with surface coating operations consistent with the EPA's 1996 SB CTG.

Subsection (a) is amended to establish that this section applies to a shipbuilding or ship repair facility with a surface coating operation that uses or applies more than 264 gallons of one or a combination of coatings listed in Table I, category 12.

Subsection (c)(1) is amended to require covered facilities to maintain daily records of volume percent of solids for a Table I surface coating process category 12 coating whose VOC content is expressed in units of weight of VOC per volume of coating solids.

Table I is amended to add compliance requirements and emission limits for the VOC content of surface coatings used at shipbuilding or ship repair facilities with coating operations.

This final-form rulemaking amends proposed footnote "b" under § 129.52, Table I, Category 12, to correct the conversion limit from 3,785 liter/gallon to 3.785 liter/gallon. This amendment changes the comma to a decimal point. This change is made in response to comments received on the proposed rulemaking. There are no other changes made to § 129.52 from the proposed rulemaking to this final-form rulemaking.

§ 129.63b. Control of VOC emissions from large petroleum dry cleaners

This section establishes applicability requirements for large petroleum dry cleaners, definitions for terms used in this section, VOC emission limitations, compliance monitoring and testing requirements, recordkeeping and reporting requirements and exemptions. The definitions

for terms used in this section, VOC RACT requirements, limitations and exemptions for large petroleum dry cleaners are consistent with the EPA's 1982 LPDC CTG.

Subsection (a) requires the owner and operator of a petroleum solvent washer, dryer, solvent filter, settling tank, vacuum still, and other containers and conveyors of petroleum solvent used in petroleum dry cleaning facilities which consume 123,000 liters (32,493 gallons) or more of petroleum solvent annually to control their VOC emissions.

Subsection (b) defines the words and terms used in this section, unless the context clearly indicates otherwise.

Subsection (c) establishes the emission limitations for the owner and operator of a petroleum dry cleaning dryer and associated solvent filtration system. This section requires the owner or operator of a petroleum dry cleaning dryer or associated petroleum solvent filtration system to repair a petroleum solvent vapor or liquid leak within 3 working days after identification of the source of the leak.

Subsection (d) establishes compliance monitoring and testing requirements. These requirements include: (1) calculating VOC emissions using EPA test methods and prescribed specifications; (2) verifying the flow rate of recovered solvents to determine compliance; (3) determining compliance by following procedures specified in the subsection; and (4) performing weekly inspections to establish compliance with the requirements of the subsection.

Subsection (e) requires the owner or operator of a petroleum dry cleaning facility subject to this section to maintain records sufficient to demonstrate compliance.

Subsection (f) requires the owner or operator of a petroleum dry cleaning facility, who claims an exemption to certain requirements in proposed subsections (c)—(e), to maintain records of annual solvent consumption onsite for 5 years. This recordkeeping requirement enables the Department to verify that the applicability threshold in subsection (a) has not been exceeded.

This final-form rulemaking amends § 129.63b(e)(2) to delete the word "subsections" and add the word "subsection." There are no other changes made to § 129.63b from the proposed rulemaking to this final-form rulemaking.

§ 129.71a. Control of VOC emissions from the synthetic organic chemical manufacturing industry—air oxidation, distillation and reactor processes

This section establishes applicability requirements for a SOCMI facility and the standards for process vents, air oxidation unit processes, distillation operations and reactor processes. This section adds a table that lists regulated SOCMI chemicals. The VOC RACT requirements, emission limitations and exemptions in this section for SOCMI facility air oxidation, distillation and reactor processes are consistent with the EPA's 1984 SOCMI CTG and 1993 SOCMI CTG.

Subsection (a) establishes applicability requirements for the owner and operator of a SOCMI facility that has a vent stream originating from a process unit in which an air oxidation unit process, distillation operation or reactor process produces one or more of the chemicals listed in Table 1 as a product, coproduct, byproduct or intermediate.

Subsection (b) establishes VOC control provisions and standards for process vents from air oxidation unit pro-

cesses, distillation operations and reactor processes for the chemicals listed in Table 1, List of Regulated SOCMI Chemicals.

This final-form rulemaking amends § 129.71a, Table 1, List of Regulated SOCMI Chemicals, to delete three incorrect proposed lines of chemical categories and add two correct lines of chemical categories. The proposed line for the category "alcohols, C-11 or higher, mixtures" is deleted and the two proposed lines for the category "alcohols, C-12 or higher, unmixed" are deleted. The line "alcohols, C-12 or higher, mixtures" is added, with Xs in the columns for reactor and distillation CTG chemicals, distillation NSPS chemicals and reactor process NSPS chemicals. The line for "alcohols, C-12 or higher, unmixed" is added, likewise with Xs in the columns for reactor and distillation CTG chemicals, distillation NSPS chemicals and reactor process NSPS chemicals. There are no other changes made to § 129.71a from the proposed rulemaking to this final-form rulemaking.

F. Summary of Comments and Responses on the Proposed Rulemaking

A commentator suggested a correction to footnote "b" associated with the proposed amendments to § 129.52, Table I, Category 12, Shipbuilding and Ship Repair Coatings. The commentator suggested that footnote "b" should be corrected as follows: "...multiply the limit by (3.785 liter/gallon)." The conversion constant had a comma instead of a decimal point, which would cause the regulated community to perform an improper calculation when converting from metric units to English/Imperial units. The Department agrees with the commentator and makes the requested change.

IRRC provided three comments to the Board on the proposed rulemaking. IRRC requested the Board add a reference to "ASTM 4256-89 or 94" to the definition of "nuclear specialty coating" in this final-form rulemaking. The Department adds the requested ASTM reference to the definition of "nuclear specialty coating."

IRRC asked that a definition of the term "as supplied" be added to this final-form rulemaking to support the definition of "thinning ratio." The Department responds that the term "as supplied" is already defined in § 121.1 and reads as follows:

As supplied—

(i) The VOC and solids content of a coating, adhesive, sealant, adhesive primer, sealant primer, surface preparation solvent or cleanup solvent as sold and delivered to the end user.

(ii) For purposes of §§ 129.67a and 129.67b, the VOC concentration of an ink, coating, adhesive, fountain solution or cleaning solution that is purchased for use on a printing press.

IRRC suggested that the correction be made to the typographical error in footnote "b" as specified by the commentator. The Department makes this change.

There were no comments received from the House and Senate Environmental Resources and Energy Committees.

G. Benefits, Costs and Compliance

Benefits

The Statewide implementation of the VOC emission control measures in this final-form rulemaking, along with other Federally enforceable VOC emission control measures in the Commonwealth's SIP, will benefit the health and welfare of the approximately 12.8 million

residents and the numerous animals, crops, vegetation and natural areas of this Commonwealth by controlling emissions of VOCs, which are precursors to the formation of ground-level ozone air pollution. Exposure to high concentrations of ground-level ozone is a serious human and animal health threat, causing respiratory illnesses and decreased lung function, leading to a lower quality of life. Improved ambient concentrations of ground-level ozone will reduce the incidences of hospital admissions for respiratory ailments, including asthma, and improve the quality of life for citizens overall. While children, the elderly and those with respiratory problems are most at risk, even healthy individuals may experience increased respiratory ailments and other symptoms when they are exposed to high levels of ambient ground-level ozone while engaged in activities that involve physical exertion.

Improved ambient concentrations of ground-level ozone will also lead to better social well-being through improved growth and yields of agricultural crop and commercial forest products, as well as increased survival of ornamental trees and shrubs used in residential and business-park landscaping. In addition to causing adverse human and animal health effects, the EPA has concluded that high levels of ground-level ozone affect vegetation and ecosystems, leading to reductions in agricultural crop and commercial forest yields by destroying chlorophyll; reduced growth and survivability of tree seedlings; and increased plant susceptibility to disease, pests and other environmental stressors, including harsh weather. In long-lived species, these effects may become evident only after several years or even decades and have the potential for long-term adverse impacts on forest ecosystems. Ozone damage to the foliage of trees and other plants can decrease the aesthetic value of ornamental species used in residential landscaping, as well as the natural beauty of parks and recreation areas.

In addition to the emissions benefits, the owners and operators of new sources of VOCs for the covered source categories will not need to have individual operating permit requirements incorporated into the Commonwealth's SIP to meet Federal CAA RACT obligations. This will make addressing operating permit changes and source modifications for affected owners and operators easier and more efficient for future expansion of facilities and businesses in this Commonwealth.

Compliance costs

The RACT emission limitations established by this final-form rulemaking will not require the submission of applications for amendments to existing operating permits. The owners and operators of the two shipbuilding and ship repair surface coating facilities under the Department's jurisdiction in this Commonwealth already have the applicable requirements or their equivalent incorporated in their operating permits. There are no large petroleum dry cleaners operating at or above the final-form applicable petroleum solvent usage threshold in this Commonwealth. The owners and operators of the affected SOCOMI units in this Commonwealth already have the EPA's NSPS standards incorporated into their existing operating permits. The final-form regulatory requirements will be incorporated into the operating permits as applicable requirements at the time of permit renewal, if less than 3 years remain in the permit term, as specified under § 127.463(c) (relating to operating permit revisions to incorporate applicable standards). If 3 years or more remain in the permit term, the requirements will be incorporated as applicable requirements in the operating permit within 18 months of the promulga-

tion of this final-form rulemaking, as required under § 127.463(b). Most importantly, § 127.463(e) specifies that "[r]egardless of whether a revision is required under this section, the permittee shall meet the applicable standards or regulations promulgated under the Clean Air Act within the time frame required by standards or regulations." Consequently, upon promulgation, the applicable requirements of this final-form rulemaking will apply to affected owners and operators irrespective of a modification to the operating permit. Therefore, the owners and operators of affected facilities may each realize a savings equal to the fee for submitting an application for an amendment to an existing operating permit, along with the reduced administrative burden and associated costs of publishing the amended operating permit for public comment as a revision to the SIP, if an amendment to the permit application is not required.

There are no anticipated costs associated with this final-form rulemaking. This final-form rulemaking is designed to address administrative issues associated with the lack of SIP-approved Federally enforceable CTG RACT-based requirements for these source categories in this Commonwealth. The Department anticipates cost savings for facility owners and operators and the Department as there will be no need to submit amendments to operating permits to the EPA as revisions to the SIP, especially for those owners and operators who incorporate the presumptive RACT requirements of this final-form rulemaking into their operating permits and for when a facility owner or operator needs to make permit modifications. The exact cost savings to owners and operators in terms of time and resources for avoiding SIP revisions or permitting actions will vary by type of facility and type of permitting action.

Compliance costs for the owners and operators of affected shipbuilding and ship repair surface coating operations, SOCOMI processes and large petroleum dry cleaners that result from this final-form rulemaking are expected to be negligible. The owners and operators of affected sources are already subject to requirements in their operating permits that are at least as stringent as the CTG RACT-based final-form requirements for each specific source category. Compliance with the applicable requirements in their operating permit will ensure compliance with the applicable requirements of this final-form rulemaking. The owners and operators of newly installed affected facilities are also subject to Best Available Technology (BAT) and NSPS requirements that are at least as stringent as the final-form RACT requirements or have other operating permit conditions in place that are at least as stringent as the final-form RACT requirements. Compliance with the applicable BAT and NSPS requirements and other requirements will ensure compliance with the applicable final-form RACT requirements.

Compliance assistance plan

The Department will continue to educate and assist the public and the regulated community in understanding the final-form requirements and how to comply with them after promulgation of this final-form rulemaking. The Department will continue to work with the Department's provider of Small Business Stationary Source Technical and Environmental Compliance Assistance as well to provide assistance to the owners and operators of affected small businesses. These services are currently provided by the Environmental Management Assistance Program (EMAP) of the Pennsylvania Small Business Development Centers. The Department has partnered with EMAP to fulfill the Department's obligation to provide confidential

technical and compliance assistance to small businesses as required by the APCA and section 507 of the CAA (42 U.S.C.A. § 7661f) and as authorized by the Small Business and Household Pollution Prevention Program Act (35 P.S. §§ 6029.201—6029.209).

In addition to providing one-on-one consulting assistance and onsite assessments, EMAP also operates a toll-free phone line to field questions from small businesses in this Commonwealth, as well as businesses wishing to start up in or relocate to this Commonwealth. EMAP operates and maintains a resource-rich environmental assistance web site and distributes an electronic newsletter to educate and inform small businesses about a variety of environmental compliance issues.

Paperwork requirements

The recordkeeping and reporting requirements for owners and operators of sources subject to this final-form rulemaking are minimal because the records required are in line with the records already required to be kept for emission inventory purposes and for other Federal and State requirements.

H. Pollution Prevention

The Pollution Prevention Act of 1990 (42 U.S.C.A. §§ 13101—13109) established a National policy that promotes pollution prevention as the preferred means for achieving State environmental protection goals. The Department encourages pollution prevention, which is the reduction or elimination of pollution at its source, through the substitution of environmentally friendly materials, more efficient use of raw materials and the incorporation of energy efficiency strategies. Pollution prevention practices can provide greater environmental protection with greater efficiency because they can result in significant cost savings to the owners and operators of facilities that permanently achieve or move beyond compliance.

In conjunction with other Federally enforceable control measures, implementation of the final-form RACT requirements will allow the Department and approved local air pollution control county agencies to maintain existing VOC emission reductions and potentially gain additional VOC emission reductions from the regulated sources in this Commonwealth, sustain the gains made in healthful air quality and ensure continued protection of the environment and the public health and welfare of the citizens of this Commonwealth. These regulations are reasonably necessary to attain and maintain the 2008 and 2015 ozone NAAQS and to satisfy related CAA requirements. Following publication as a final-form rulemaking in the *Pennsylvania Bulletin*, this final-form rulemaking will be submitted to the EPA for approval as a revision to the Commonwealth's SIP.

I. Sunset Review

The Board is not establishing a sunset date for this final-form rulemaking because this rulemaking is needed for the Department to carry out its statutory authority. The Department will closely monitor this final-form rulemaking after promulgation as a final-form regulation in the *Pennsylvania Bulletin* for its effectiveness and recommend updates to the Board as necessary.

J. Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on January 4, 2022, the Department submitted a copy of the notice of proposed rulemaking, published at 52 Pa.B. 689, and a copy of a Regulatory

Analysis Form to IRRC and to the Chairpersons of the Senate and House Environmental Resources and Energy Committees for review and comment.

Under section 5(c) of the Regulatory Review Act, IRRC and the House and Senate Committees were provided with copies of the comments received during the public comment period, as well as other documents when requested. In preparing the final-form rulemaking, the Department has considered all comments from IRRC, the Senate and House Committees and the public.

Under section 5.1(j.2) of the Regulatory Review Act (71 P.S. § 745.5a(j.2)), on November 16, 2022, this final-form rulemaking was deemed approved by the Senate and House Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on November 17, 2022, and approved the final-form rulemaking.

K. Findings of the Board

The Board finds that:

(1) Public notice of the proposed rulemaking was given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), referred to as the Commonwealth Documents Law, and regulations promulgated thereunder at 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) At least a 60-day public comment period was provided as required by law and all comments were considered.

(3) This final-form rulemaking does not enlarge the purpose of the proposed rulemaking published at 52 Pa.B. 689.

(4) These regulations are necessary and appropriate for administration and enforcement of the authorizing acts identified in section C of this order.

(5) These regulations are reasonably necessary to attain and maintain the 2008 and 2015 ozone NAAQS and to satisfy related CAA requirements.

L. Order of the Board

The Board, acting under the authorizing statutes, orders that:

(a) The regulations of the Department, 25 Pa. Code Chapters 121 and 129, are amended by adding §§ 129.63b and 129.71a and amending §§ 121.1 and 129.52 to read as set forth in Annex A, with ellipses referring to the existing text of the regulations.

(b) The Chairperson of the Board shall submit this final-form rulemaking to the Office of General Counsel and the Office of Attorney General for review and approval as to legality and form, as required by law.

(c) The Chairperson of the Board shall submit this final-form rulemaking to IRRC and the Senate and House Environmental Resources and Energy Committees as required by the Regulatory Review Act (71 P.S. §§ 745.1—745.14).

(d) The Chairperson of the Board shall certify this final-form rulemaking and deposit it with the Legislative Reference Bureau, as required by law.

(e) This final-form rulemaking will be submitted to the EPA as a revision to the Commonwealth's SIP.

(f) This final-form rulemaking shall take effect immediately upon publication in the *Pennsylvania Bulletin*.

RICHARD NEGRIN,
Acting Chairperson

(*Editor’s Note:* See 52 Pa.B. 7487 (December 3, 2022) for IRRC’s approval order.)

Fiscal Note: Fiscal Note 7-568 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION

PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

Subpart C. PROTECTION OF NATURAL RESOURCES

ARTICLE III. AIR RESOURCES

CHAPTER 121. GENERAL PROVISIONS

§ 121.1. Definitions.

The definitions in section 3 of the act (35 P.S. § 4003) apply to this article. In addition, the following words and terms, when used in this article, have the following meanings, unless the context clearly indicates otherwise:

* * * * *

Air dried coating—Coatings which are dried by the use of air or forced warm air at temperatures up to 194°F.

Air flask specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52 (relating to surface coating processes), Table I, category 12, a special composition coating that is:

(i) Applied to interior surfaces of high-pressure breathing air flasks to provide corrosion resistance.

(ii) Certified as safe for use with breathing air supplies.

Airless cleaning system—A solvent cleaning machine that is automatically operated and seals at a differential pressure of 0.50 pounds per square inch gauge (psig) or less, prior to the introduction of solvent or solvent vapor into the cleaning chamber and maintains differential pressure under vacuum during all cleaning and drying cycles.

Airless spray—A spray coating method in which the coating is atomized by forcing it through a small nozzle opening at high pressure. The coating is not mixed with air before exiting from the nozzle opening.

Air oxidation reactor—For purposes of § 129.71a (relating to control of VOC emissions from the synthetic organic chemical manufacturing industry—air oxidation, distillation and reactor processes):

(i) A device or process vessel in which one or more organic reactants are combined with air, or a combination of air and oxygen, to produce one or more organic compounds.

(ii) The term includes ammoxidation and oxychlorination reactions.

Air pollution—The presence in the outdoor atmosphere of any form of contaminant, including, but not limited to, the discharging from stacks, chimneys, openings, buildings, structures, open fires, vehicles, processes or any other source of any smoke, soot, fly ash, dust, cinders, dirt, noxious or obnoxious acids, fumes, oxides, gases, vapors, odors, toxic, hazardous or radioactive substances,

waste or other matter in a place, manner or concentration inimical or which may be inimical to public health, safety or welfare or which is or may be injurious to human, plant or animal life or to property or which unreasonably interferes with the comfortable enjoyment of life or property.

* * * * *

Ambient air quality standards—Concentrations of air contaminants in the ambient air, as provided for in Chapter 131 (relating to ambient air quality standards).

Antenna specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating applied to equipment through which electromagnetic signals must pass for reception or transmission.

Antichafe coating—A coating applied to areas of moving aerospace components that may rub during normal operations or installation.

Antifoulant specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating that is:

(i) Applied to the underwater portion of a vessel to prevent or reduce the attachment of biological organisms.

(ii) Registered with the EPA as a pesticide under the Federal Insecticide, Fungicide, and Rodenticide Act (7 U.S.C.A. §§ 136—136y).

Antique aerospace vehicle or component—An antique aircraft, as defined by 14 CFR Part 45 (relating to identification and registration marking), or components thereof. An antique aerospace vehicle would not routinely be in commercial or military service in the capacity for which it was designed.

* * * * *

Best available technology—Equipment, devices, methods or techniques as determined by the Department which will prevent, reduce or control emissions of air contaminants to the maximum degree possible and which are available or may be made available.

Bitumens—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, black or brown materials that consist mainly of hydrocarbons and are soluble in carbon disulfide.

Bituminous resin specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12:

(i) A coating that incorporates bitumens as a principal component and is formulated primarily to be applied to a substrate or surface to resist ultraviolet radiation or water, or both.

(ii) The term is included in the specialty coating category “repair and maintenance of thermoplastic coating of commercial vessels.”

Blender—A person who owns, leases, operates, controls or supervises an oxygenate blending facility.

* * * * *

Closed-cycle depainting system—A dust free, automated process that removes a permanent coating in small sections at a time and maintains a continuous vacuum around the area being depainted to capture emissions.

Coal tar—A dark thick liquid that forms as a byproduct of the process of producing coke from coal.

Coal tar epoxy coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category

12, a black surface protection polymer that is a blend of various epoxy resins and coal tar used on surfaces subjected to extremely corrosive environments.

Coating—

(i) For purposes of wood furniture manufacturing operations under §§ 129.101—129.107, a protective, decorative or functional material applied in a thin layer to a surface.

(A) The term includes paints, topcoats, clear coats, varnishes, sealers, stains, washcoats, basecoats, inks and temporary protective coatings.

(B) The term does not include adhesives.

(ii) For purposes of paper, film and foil surface coating under § 129.52b (relating to control of VOC emissions from paper, film and foil surface coating processes), a material applied onto or impregnated into a substrate for decorative, protective or functional purposes.

(A) The term includes solvent-borne coatings, water-borne coatings, adhesives, wax coatings, wax laminations, extrusion coatings, extrusion laminations, 100% solid adhesives, UV-cured coatings, electron beam-cured coatings, hot melt coatings and cold seal coatings.

(B) The term does not include materials used to form unsupported substrates, such as calendaring of vinyl, blown film, cast film, extruded film and co-extruded film.

(iii) For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a material that is applied in a thin layer to a substrate and which cures to form a continuous solid film.

* * * * *

Cold shutdown—A cold repair or replacement of damaged or worn refractory parts of a glass melting furnace while the furnace does not contain molten glass.

Cold weather time period—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a time during which the ambient temperature is below 4.5°C (40°F) and coating is to be applied.

Combustion efficiency—A measure of the extent of a combustion reaction, abbreviated C. E. and computed as follows:

$$C. E. = \frac{[CO_2]}{[CO_2] + [CO]} \times 100\%$$

where: [CO₂] = concentration of carbon dioxide and
[CO] = concentration of carbon monoxide

* * * * *

Container glass—Glass manufactured by pressing, blowing in molds, drawing, rolling or casting which is used as a container.

Container of coating—The bucket, pot, can or other holder from which the coating is applied.

Continuous coater—A surface coating process that continuously applies coatings onto parts moving along a conveyor. Coatings that are not transferred to the part are recycled to a reservoir. Several types of application methods can be used with a continuous coater including spraying, curtain coating, roller coating, dip coating and flow coating.

* * * * *

Cryoprotective coating—A coating applied to aerospace vehicles or components that:

(i) Insulates cryogenic or subcooled surfaces to limit propellant boil-off.

(ii) Maintains structural integrity of metallic structures during ascent or reentry.

(iii) Prevents ice formation.

Cure volatile—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12:

(i) A reaction product which is emitted during the chemical reaction which takes place in some coating films at the cure temperature.

(ii) The reaction product emissions are other than those from the solvents in the coating and may, in some cases, comprise a significant portion of total VOC or HAP emissions, or both.

Curtain coating—The application of a coating to an object by moving the object through a falling curtain of coating.

* * * * *

Dispersion technique—An attempt to affect the concentration of a pollutant in the ambient air by methods contained in 40 CFR 51.100(gg)—(kk) (relating to definitions).

Distillation operation—For purposes of § 129.71a:

(i) A process that separates one or more feed streams into two or more exit streams, with each exit stream having component concentrations different from those in the feed streams.

(ii) The separation is achieved by the redistribution of the components between the liquid phase and vapor phase as they approach equilibrium within the distillation unit.

Distributor—

(i) A person who transports, stores or causes the transportation or storage of gasoline at any point between a refinery, blending facility or terminal and a retail outlet or wholesale purchaser-consumer's facility.

(ii) For purposes of § 123.22 (relating to combustion units), a person who transports, stores or causes the transportation or storage of commercial fuel oil at any point between a refinery, blending facility or terminal and a retail outlet, wholesale purchaser-consumer's facility or ultimate consumer.

(iii) The term includes a refinery, a blending facility or a terminal.

* * * * *

Engineered wood panel product—A derivative wood product that is manufactured by binding together the strands, particles, fibers or veneers of wood with adhesives, resins, other coatings or additives, or a combination of these, to form a composite material. The manufacturing process may also use heat or pressure, or both, to form the product. The product is manufactured to precise design specifications which are tested to meet National or international standards.

Epoxy coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a thermoset coating formed by reaction of a resin containing a reactive epoxide with a curing agent.

Epoxy polyamide topcoat—A coating applied to aerospace vehicles or components when harder films are required or in some areas where engraving is accomplished in camouflage colors.

* * * * *

General plan approval—A plan approval issued for a category of stationary air contamination sources that the Department determines are similar in nature and that can be adequately regulated using standardized specifications and conditions.

General use coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12:

- (i) A coating that is not a specialty coating.
- (ii) The term includes coal tar epoxy coating.

Generation—With respect to ERCs, an action taken by an owner or operator of an air contamination source, emissions unit or facility that results in the actual reduction of emissions.

* * * * *

Heat input—Heat derived from the combustion of fuel in a NO_x affected source. The term does not include the heat derived from preheated combustion air, recirculated flue gas or exhaust from another source or combination of sources.

Heat resistant specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating that must withstand a temperature of at least 204°C (400°F) during normal use.

Heatset—An operation in which heat is required to evaporate ink oils from the printing inks that are applied to the substrate.

* * * * *

Heavy-duty diesel vehicle—A diesel-powered motor vehicle with a GVWR of greater than 14,000 pounds.

High-gloss specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating that achieves at least 85% reflectance on a 60° meter when tested by ASTM Method D-523, “Standard Test Method for Specular Gloss.”

High temperature coating—For purposes of § 129.73, an aerospace vehicle or component coating designed to withstand temperatures of more than 350°F.

High-temperature specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating that must withstand a temperature of at least 426°C (800°F) during normal use.

High volume-low pressure spray—The application of a coating by means of a gun which operates between 0.1 and 10.0 psig air pressure.

* * * * *

Inner zone of the Southeast Pennsylvania air basin—Philadelphia County; the following political subdivision in Bucks County: Bensalem Township, Bristol Borough, Bristol Township, Falls Township, Morrisville Borough and Tullytown Borough; the following political subdivisions in Montgomery County: Abington Township, Bridgeport Borough, Bryn Athyn Borough, Cheltenham Township, Conshohocken Borough, East Norriton Township, Jenkintown Borough, Lower Merion Township, Lower Moreland Township, Narberth Borough, Norristown Borough, Plymouth Township, Rockledge Borough, Springfield Township, Upper Merion Township, West Conshohocken Borough, West Norriton Township and Whitmarsh Township; and all of Delaware County except

for Bethel Township, Birmingham Township, Chester Heights Borough, Concord Township, Edgemont Township, Newton Township and Thornbury Township.

Inorganic zinc (high-build) primer specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating that:

- (i) Contains 960 g/l (8 lb/gal) or more of elemental zinc incorporated into an inorganic silicate binder that is applied to steel to provide galvanic corrosion resistance.
- (ii) Is typically applied at more than 2 mils dry film thickness.

Insulation covering—Material that is applied to foam insulation to protect the insulation from mechanical or environmental damage.

* * * * *

LDT—light-duty truck—

(i) For purposes of § 129.52, a light-duty truck is a motor vehicle rated at 8,500 pounds gross vehicle weight or less which is designed primarily for purposes of transportation or major components of the vehicle, including, but not limited to, chassis, frames, doors and engines.

(ii) For purposes of Chapter 126, Subchapter D (relating to the Pennsylvania Clean Vehicles Program), a light-duty truck is a motor vehicle rated at 8,500 pounds gross vehicle weight or less which is designed primarily for purposes of transportation of property or is a derivative of such a vehicle, or is available with special features enabling off-street or off-highway operation and use.

* * * * *

Marine deck sealant or marine deck sealant primer—A sealant or sealant primer labeled for application to wooden marine decks.

Maximum allowable thinning ratio—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, the maximum volume of thinner that can be added per volume of coating without violating the applicable VOC limit in § 129.52, Table I, category 12.

Maximum heat input capacity—The maximum steady state heat input under which a source may be operated as determined by its physical design and characteristics. Maximum heat input capacity is expressed in millions of British Thermal Units (MMBtu) per unit of time.

* * * * *

Metalized epoxy coating—A coating applied to aerospace vehicles or components that contains relatively large quantities of metallic pigmentation for appearance or added protection, or both.

Military exterior specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12:

- (i) An exterior topcoat applied to a military or United States (U.S.) Coast Guard vessel that is subject to specific chemical, biological or radiological washdown requirements.
- (ii) The term is also known as a chemical agent resistant coating.

Minor operating permit modification—A change to incorporate de minimis conditions and other insignificant

physical changes to a source or applicable requirements into an existing permit or a change that does not require plan approval but which contravenes an express permit term. The term does not include the following:

* * * * *

Miscellaneous metal parts and products—Items made of ferrous or nonferrous metals, including large farm machinery, small farm machinery, small appliances, commercial and industrial machinery, fabricated metal products and items listed under the Standard Industrial Classification Codes 3300—3999. The term does not include cans, coils, automobiles, light-duty trucks, metal furniture, magnet wire, large appliances, aerospace vehicles or components and automobile refinishing and customized top coating of automobiles and trucks, if production since January 1, 1987, has not exceeded 34 vehicles per day.

Mist specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a low viscosity, thin film, epoxy coating applied to an inorganic zinc primer that penetrates the porous zinc primer and allows the occluded air to escape through the paint film prior to curing.

Mobile air contamination source—An air contamination source, including, but not limited to, automobiles, trucks, tractors, buses and other motor vehicles; railroad locomotives; ships, boats and other waterborne craft. The term does not include a source mounted on a vehicle, whether the mounting is permanent or temporary, which source is not used to supply power to the vehicle.

* * * * *

Natural-finish hardwood plywood panel—A panel on which the original grain pattern is enhanced by an essentially transparent finish frequently supplemented by filler and toner.

Navigational aids specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating applied to a U.S. Coast Guard buoy or other U.S. Coast Guard waterway marker when it is recoated aboard ship at its usage site and immediately returned to the water.

Necessary preconstruction approvals or permits—Those permits or approvals required under the Clean Air Act or the act and regulations adopted under the acts, which are part of the applicable SIP.

* * * * *

Non-Phase 2 outdoor wood-fired boiler—An outdoor wood-fired boiler that has not been certified or qualified by the EPA as meeting a particulate matter emission limit of 0.32 pounds per million Btu output or lower and is labeled accordingly.

Nonskid specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating applied to the horizontal surfaces of a marine vessel for the specific purpose of providing slip resistance for personnel, vehicles or aircraft.

Nonspecific particulate matter—Particulate matter which is nonodorous and nonirritating, including, but not limited to, alundum, calcium carbonate, cellulose, portland cement, graphite, gypsum, limestone, magnesite, starch, tin oxide and glycerine mist.

Nonstructural adhesive—An adhesive applied to aerospace vehicles or components that bonds nonload bearing aerospace components in noncritical applications and is not included in any other specialty adhesive categories.

Nonvolatiles—Substances that do not evaporate readily. The term:

- (i) Refers to the film-forming material of a coating.
- (ii) Is also known as solids.

Normally closed—A container or piping system that remains closed unless an operator is actively engaged in adding or removing material.

Normally closed container—A container that is closed unless an operator is actively engaged in activities such as emptying or filling the container.

Northeast Ozone Transport Region—The ozone transport region which includes this Commonwealth as established by section 184(a) of the Clean Air Act.

Nuclear specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12:

(i) A protective coating used to seal porous surfaces such as steel or concrete that otherwise would be subject to intrusion by radioactive materials.

(ii) The coating must meet the following:

(A) Be resistant to long-term (service life) cumulative radiation exposure as determined by ASTM D4082-89, "Standard Test Method for Effects of Gamma Radiation on Coatings for Use in Light-Water Nuclear Power Plants."

(B) Be relatively easy to decontaminate as determined by ASTM D4256-89 or 94, reapproved 1994, "Standard Test Method for Determination of the Decontaminability of Coatings Used in Light-Water Nuclear Power Plants."

(C) Be resistant to various chemicals to which the coating is likely to be exposed as determined by ASTM D 3912-80, reapproved 1989, "Standard Test Method for Chemical Resistance of Coatings Used in Light-Water Nuclear Power Plants."

O₂—Oxygen.

* * * * *

Operating parameter value—A minimum or maximum value established for a control device or process parameter that, if achieved by itself or in combination with one or more other operating parameter values, determines whether an owner or operator has complied with an applicable emission limitation or standard.

* * * * *

Organic liquid cargo vessel—A tanker, freighter, barge, vessel, ship or boat used for the bulk transport of organic liquid cargo.

Organic zinc specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating derived from zinc dust incorporated into an organic binder that contains more than 960 g/l (8 lb/gal) of elemental zinc, as applied, and that is used for the express purpose of corrosion protection.

Outdoor floor covering installation adhesive—An adhesive intended by the manufacturer for use in the installation of floor covering that is both of the following:

- (i) Not in an enclosure.
- (ii) Exposed to ambient weather conditions during normal use.

* * * * *

Plastics—Synthetic materials chemically formed by the polymerization of organic (carbon-based) substances. Plas-

tics are usually compounded with modifiers, extenders or reinforcers and are capable of being molded, extruded, cast into various shapes and films or drawn into filaments.

Pleasure craft—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a marine or fresh-water vessel used by an individual for noncommercial, nonmilitary or recreational purposes that is less than 20 meters in length, including a vessel rented exclusively to or chartered for individuals for such purposes.

Plywood—A structural material made of layers of laminated plies of veneers or layers of wood glued together, usually with the grains of adjoining layers at right angles to each other.

* * * * *

Pretreatment coating—An organic coating that contains at least 0.5% acids by weight and is applied directly to metal surfaces of aerospace vehicles and components to provide surface etching, corrosion resistance, adhesion and ease of stripping.

Pretreatment wash primer specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating that contains a minimum of 0.5% acid, by mass, and is applied only to bare metal to etch the surface and enhance adhesion of a subsequent coating.

Primary furnace combustion system—The burners in a glass melting furnace that are used during production of glass.

* * * * *

Process heater—

(i) An enclosed device using controlled flame, that is not a boiler, the primary purpose of which is to transfer heat to a process material or to a heat transfer material for use in a process unit.

(ii) The term does not include an enclosed device that meets either of the following circumstances:

- (A) Has the primary purpose of generating steam.
- (B) In which the material being heated is in direct contact with the products of combustion, including:
 - (I) A furnace.
 - (II) A kiln.
 - (III) An unfired waste heat recovery heater.
 - (IV) A unit used for comfort heat, space heat or food preparation for onsite consumption.
 - (V) An autoclave.

Process vent—For purposes of § 129.71a, the point of discharge to the atmosphere or the point of entry into a control device of a gas stream from a unit operation subject to § 129.71a.

Project—A physical change in or change in the method of operation of an existing facility, including a new emissions unit.

* * * * *

Reactor—A vat or vessel, which may be jacketed to permit temperature control, designed to contain chemical reactions.

Reactor process—For purposes of § 129.71a, a unit operation in which one or more chemicals or reactants

other than air are combined or decomposed in a way that their molecular structures are altered and one or more new organic compounds are formed.

Reading air basin—The political subdivisions in Berks County of Bern Township, Cumru Township, Kenhorst Borough, Laureldale Borough, Leesport Borough, Lower Alsace Township, Mohnton Borough, Mt. Penn Borough, Muhlenberg Township, City of Reading, Shillington Borough, Sinking Spring Borough, Spring Township, St. Lawrence Borough, Temple Borough, West Lawn Borough, West Reading Borough, Wyomissing Borough and Wyomissing Hills Borough.

* * * * *

Renewal—The process by which a permit may be reissued at the end of its term.

Repair and maintenance of thermoplastic coating of commercial vessels specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12:

(i) A vinyl, chlorinated rubber or bituminous resin coating that is applied over the same type of existing coating to perform the partial recoating of an in-use commercial vessel.

(ii) The term does not include coal tar epoxy coating, which is considered a “general use” coating.

Replacement source—A new source which is replacing a NO_x affected source where both sources are under common ownership located within this Commonwealth. The NO_x affected source shall be deactivated or permitted only as an emergency standby unit to the replacement source with operation limited to a maximum of 500 hours per year following commencement of operation of the replacement source.

* * * * *

Rubber-based adhesive—A quick setting contact cement applied to aerospace vehicles and components that provides a strong, yet flexible, bond between two mating surfaces that may be of dissimilar materials.

Rubber camouflage specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, an epoxy coating formulated for use as a camouflage topcoat for exterior submarine hulls and sonar domes.

SCAQMD—South Coast Air Quality Management District—The California regional government agency responsible for air pollution control in Los Angeles and Orange counties and parts of Riverside and San Bernardino counties.

* * * * *

Sealant—

(i) For purposes of § 129.73:

(A) A material used to prevent the intrusion of water, fuel, air or other liquids or solids from certain areas of aerospace vehicles or components.

(B) There are two categories of sealants:

- (I) Extrudable/rollable/brushable sealants.
- (II) Sprayable sealants.

(ii) For purposes of § 129.77 and Chapter 130, Subchapter D:

(A) A material with adhesive properties that is formulated primarily to fill, seal, waterproof or weatherproof gaps or joints between two surfaces.

(B) The term includes caulks.

Sealant for thermal spray aluminum specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, an epoxy coating applied to a thermal spray aluminum surface at a maximum film thickness of 1 dry mil.

Sealant primer—A product intended by the manufacturer for application to a substrate, prior to the application of a sealant, to enhance the bonding surface.

* * * * *

Sheet-fed printing—A printing process in which individual sheets of substrate are fed sequentially to the printing press.

Ship—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a marine or freshwater vessel used for military or commercial operations.

- (i) The term includes the following:
 - (A) Barges.
 - (B) Commercial cargo and container vessels.
 - (C) Commercial passenger and cruise vessels.
 - (D) Dredges.
 - (E) Ferries.
 - (F) U.S. Military and U.S. Coast Guard vessels.
 - (G) Navigational aids like buoys.
 - (H) Patrol and pilot boats.
 - (I) Self-propelled vessels.
 - (J) Tankers.
 - (K) Vessels propelled by other craft such as barges.
- (ii) The term does not include the following:
 - (A) Offshore oil and gas drilling platforms.
 - (B) Pleasure craft.

Shipbuilding and ship repair operation—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, the building, repair, repainting, converting or alteration of a ship.

Shutdown—For purposes of §§ 129.301—129.310, the period of time during which a glass melting furnace is taken from an operational to a non-operational status by allowing it to cool down from its operating temperature to a cold or ambient temperature as the fuel supply is turned off.

* * * * *

Space vehicle—A manmade device, either manned or unmanned, designed for operation beyond earth's atmosphere.

(i) The term includes integral equipment, such as models, mock-ups, prototypes, molds, jigs, tooling, hardware jackets and test coupons.

(ii) The term also includes auxiliary equipment associated with test, transport and storage, that through contamination can compromise the space vehicle performance.

Special marking specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating that is used for safety or identification applications, such as ship numbers and markings on flight decks.

Specialty coating—

(i) For purposes of § 129.73, a coating applied to aerospace vehicles or components that, even though it meets the definition of a primer, topcoat or self-priming topcoat, has additional performance criteria beyond those of primers, topcoats and self-priming topcoats for specific applications. These performance criteria include temperature or fire resistance, substrate compatibility, antireflection, temporary protection or marking, sealing, adhesively joining substrates or enhanced corrosion protection.

(ii) For purposes of shipbuilding and ship repair coatings under § 129.52, a coating that is manufactured or used for one of the specialized shipbuilding and ship repair coating applications listed in Table I, coating categories 12(ii)(a)—(v).

Specialty interior coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a coating used on an interior surface aboard a U.S. military vessel that is required to meet specified fire retardant and low toxicity requirements in addition to the other applicable military physical and performance requirements.

Specialized function coating—A coating applied to aerospace vehicles or components that fulfills extremely specific engineering requirements that are limited in application and are characterized by low volume usage. This category excludes coatings included in other specialty coating categories.

* * * * *

TPY—Tons per year.

Tack specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12, a thin film epoxy coating applied at a maximum film thickness of 2 dry mils to prepare an epoxy coating that has dried beyond the time limit specified by the manufacturer for the application of the next coat.

Tank car—A rail car which is used for transporting liquids in bulk in an unpackaged form.

* * * * *

Thinner—

(i) A volatile liquid that is used to dilute coatings (to reduce viscosity, color strength or solids content or to modify drying conditions).

(ii) For purposes of shipbuilding and ship repair coatings under § 129.52, a liquid that is used to reduce the viscosity of a coating and that evaporates before or during the cure of a film.

(iii) The term includes diluent, makeup solvent, thinning solvent or reducer.

Thinning ratio—The volumetric ratio of thinner to coating, as supplied.

Tileboard—A premium interior wall paneling product made of hardboard that is used in high moisture areas of the home, including kitchens and bathrooms, and which meets the specifications for Class I hardboard approved by the American National Standards Institute.

* * * * *

Undersea-based weapons systems components—The fabrication of parts, parts assembly or completed units of a portion of a missile launching system used on undersea ships.

Undersea weapons systems specialty coating—For purposes of shipbuilding and ship repair coatings under

§ 129.52, Table I, category 12, a coating applied to a component of a weapons system intended to be launched or fired from under the surface of the sea.

Undertread cementing—The application of a solvent-based cement to the underside of a tire tread.

* * * * *

Web printing—A printing process in which continuous rolls of substrate material are fed to the printing press and rewound or cut to size after printing.

Weld-through preconstruction primer specialty coating—For purposes of shipbuilding and ship repair coatings under § 129.52, Table I, category 12:

- (i) A coating that:
 - (A) Provides corrosion protection for steel during inventory.
 - (B) Is typically applied at less than 1 mil dry film thickness.
 - (C) Is temperature resistant (burn back from a weld is less than 1.25 centimeters (0.5 inch)).
 - (D) Does not require removal prior to welding.
 - (E) Does not normally require removal before applying film-building coatings, including an inorganic zinc (high-build) primer specialty coating.

(ii) When constructing new vessels, there may be a need to remove areas of this type of coating due to surface damage or contamination prior to application of film-building coatings.

Wet fastener installation coating—A primer or sealant applied to aerospace vehicles or components by dipping, brushing or daubing on fasteners which are installed before the coating is cured.

* * * * *

**CHAPTER 129. STANDARDS FOR SOURCES
SOURCES OF VOCs**

§ 129.52. Surface coating processes.

(a) This section applies as follows to the owner and operator of a:

(1) Surface coating process category listed in Table I, categories 1—11, regardless of the size of the facility, which emits or has emitted VOCs into the outdoor atmosphere in quantities greater than 3 pounds (1.4 kilograms) per hour, 15 pounds (7 kilograms) per day or 2.7 tons (2,455 kilograms) per year during any calendar year since January 1, 1987.

(2) Shipbuilding or ship repair facility that has a surface coating operation that uses or applies more than 264 gallons of one or a combination of coatings listed in Table I, category 12, beginning January 21, 2023.

* * * * *

(c) The owner or operator of a facility, regardless of the facility's annual emission rate, which contains surface coating processes shall maintain records sufficient to demonstrate compliance with this section. At a minimum, a facility shall maintain daily records of:

(1) The following parameters for each coating, thinner and other component as supplied:

- (i) The coating, thinner or component name and identification number.
- (ii) The volume used.
- (iii) The mix ratio.
- (iv) The density or specific gravity.
- (v) The weight percent of total volatiles, water, solids and exempt solvents.
- (vi) The volume percent of solids for Table I surface coating process categories 1—10.
- (vii) The volume percent of solids for a Table I surface coating process category 12 coating whose VOC content is expressed in units of weight of VOC per volume of coating solids.

(2) The VOC content of each coating, thinner and other component as supplied.

* * * * *

**Table I
Emission Limits of VOCs in Surface Coatings by Process Category
Weight of VOC per Volume of Coating Solids**

<i>Surface Coating Process Category</i>	<i>lbs VOC per gal coating solids</i>	<i>kg VOC per liter coating solids</i>
1. Can coating		
(a) sheet basecoat	4.62	0.55
(b) can exterior	4.62	0.55
(c) interior body spray	10.05	1.20
(d) two piece can end exterior	10.05	1.20
(e) side-seam spray	21.92	2.63
(f) end sealing compound	7.32	0.88
2. Coil coating	4.02	0.48
3. Fabric coating	4.84	0.58
4. Vinyl coating	7.69	0.92
5. Paper coating	4.84	0.58

<i>Surface Coating Process Category</i>	<i>lbs VOC per gal coating solids</i>	<i>kg VOC per liter coating solids</i>
6. Automobile and light duty truck coating		
(a) prime coat	2.60	0.31
(b) top coat	4.62	0.55
(c) repair	14.14	1.69
7. Metal furniture coating	5.06	0.61
8. Magnet wire coating	2.16	0.26
9. Large appliance coating	4.62	0.55
Categories 1—9 were adopted on April 17, 1979		
10. Miscellaneous metal parts & products		
(a) top coats for locomotives and heavy-duty trucks	6.67	0.80
(b) hopper car and tank car interiors	6.67	0.80
(c) pail and drum interiors	10.34	1.24
(d) clear coatings	10.34	1.24
(e) air-dried coatings	6.67	0.80
(f) extreme performance coatings	6.67	0.80
(g) all other coatings	5.06	0.61
Category 10 was adopted on April 21, 1981		

Weight of VOC per Weight of Coating Solids

	<i>lbs VOC per lb coating solids</i>	<i>kg VOC per kg coating solids</i>
11. Wood furniture manufacturing operations		
(a) Topcoats and enamels	3.0	3.0
(b) Washcoat	14.3	14.3
(c) Final repair coat	3.3	3.3
(d) Basecoats	2.2	2.2
(e) Cosmetic specialty coatings	14.3	14.3
(f) Sealers	3.9	3.9
Category 11 was adopted on May 7, 1988		
12. Shipbuilding and ship repair coatings		

Weight of VOC per Volume of Coating Less Water and Exempt Compounds^{a b}

	<i>lbs VOC per gallon coating less water and exempt compounds</i>	<i>grams VOC per liter coating less water and exempt compounds</i>
(i) General use, including coal tar epoxy coatings	2.83	340
(ii) Specialty coating		
(a) Air flask	2.83	340
(b) Antenna	4.42	530
(c) Antifoulant	3.33	400
(d) Heat resistant	3.50	420
(e) High-gloss	3.50	420
(f) High-temperature	4.17	500
(g) Inorganic zinc high build primer	2.83	340
(h) Military exterior	2.83	340
(i) Mist	5.08	610
(j) Navigational aids	4.58	550

	<i>lbs VOC per gallon coating less water and exempt compounds</i>	<i>grams VOC per liter coating less water and exempt compounds</i>
(k) Nonskid	2.83	340
(l) Nuclear	3.50	420
(m) Organic zinc	3.00	360
(n) Pretreatment wash primer	6.50	780
(o) Repair and maintenance of thermoplastic coating of commercial vessels	4.58	550
(p) Rubber camouflage	2.83	340
(q) Sealant for thermal spray aluminum	5.08	610
(r) Special marking	4.08	490
(s) Specialty interior	2.83	340
(t) Tack	5.08	610
(u) Undersea weapons systems	2.83	340
(v) Weld-through preconstruction primer	5.42	650

Weight of VOC per Volume of Coating Solids^c

	<i>At temperature less than 4.5°C (40°F)^d</i>		<i>At temperature equal to or greater than 4.5°C (40°F)</i>	
	<i>lbs VOC per gallon coating solids</i>	<i>grams VOC per liter coating solids</i>	<i>lbs VOC per gallon coating solids</i>	<i>grams VOC per liter coating solids</i>
(i) General use, including coal tar epoxy coatings	6.07	728	4.76	571
(ii) Specialty coating				
(a) Air flask	6.07	728	4.76	571
(b) Antenna	12.01	1,439	12.01	1,439
(c) Antifoulant	8.10	971	6.38	765
(d) Heat resistant	8.92	1,069	7.02	841
(e) High-gloss	8.92	1,069	7.02	841
(f) High-temperature	13.33	1,597	10.32	1,237
(g) Inorganic zinc high build primer	6.07	728	4.76	571
(h) Military exterior	6.07	728	4.76	571
(i) Mist	18.64	2,235	18.64	2,235
(j) Navigational aids	13.33	1,597	13.33	1,597
(k) Nonskid	6.07	728	4.76	571
(l) Nuclear	8.92	1,069	7.02	841
(m) Organic zinc	6.69	802	5.26	630
(n) Pretreatment wash primer	92.58	11,095	92.58	11,095
(o) Repair and maintenance of thermoplastic coating of commercial vessels	13.33	1,597	13.32	1,597
(p) Rubber camouflage	6.07	728	4.76	571
(q) Sealant for thermal spray aluminum	18.65	2,235	18.65	2,235
(r) Special marking	9.83	1,178	9.83	1,178
(s) Specialty interior	6.07	728	4.76	571
(t) Tack	18.65	2,235	18.65	2,235
(u) Undersea weapons systems	6.07	728	4.76	571
(v) Weld-through preconstruction primer	24.07	2,885	24.07	2,885

^a The limits are expressed in two sets of equivalent units: pounds (lbs) per gallon and grams per liter. Either set of limits may be used to demonstrate compliance.

^b To convert from grams per liter to pounds (lbs) per gallon, multiply the limit by (3.785 liter/gallon) (1/453.6 pound/gram) or 1/120. For compliance purposes, metric units define the standards.

^c VOC limits expressed in units of mass of VOC per volume of solids were derived from the VOC limits expressed in units of mass of VOC per volume of coating less water and exempt compounds by assuming the coating contains no water or exempt compounds and that the volumes of all components within the coating are additive.

^d These limits apply during cold weather time periods, that is, temperatures below 4.5°C (40°F). Cold weather allowances are not given to coatings in categories that allow less than 40% solids (nonvolatiles) content by volume. These coatings are subject to the single limit regardless of weather conditions and temperatures.

Category 12 was adopted on January 21, 2023.

§ 129.63b. Control of VOC emissions from large petroleum dry cleaning facilities.

(a) *Applicability.* This section applies Statewide to the owner and operator of a petroleum solvent washer, dryer, solvent filter, settling tank, vacuum still and other containers and conveyors of petroleum solvent that are used in petroleum dry cleaning facilities that consume 123,000 liters (32,493 gallons) or more of petroleum solvent annually.

(b) *Definitions.* The following words and terms, when used in this section, have the following meanings, unless the context clearly indicates otherwise:

Cartridge filter—A perforated canister containing filtration paper or activated carbon, or both, that is used in a pressurized system to remove solid particles and fugitive dyes from soil-laden solvent.

Consume—The amount of petroleum solvent purchased less the amount of petroleum solvent sent for disposal or returned for recycling during a calendar year.

Containers and conveyors of solvent—Piping, ductwork, pumps, storage tanks and other ancillary equipment that are associated with the installation and operation of petroleum dry cleaning washers, dryers, filters, stills and settling tanks.

Dry cleaning—A process for the cleaning of textiles and fabric products in which articles are washed in a nonaqueous solution (solvent) and then dried by exposure to a heated air stream.

Perceptible leak—A petroleum solvent vapor or liquid leak that is conspicuous from visual observation. The term includes the following:

- (i) A pool or droplet of petroleum solvent liquid.
- (ii) A bucket or barrel of petroleum solvent or petroleum solvent-laden waste standing open to the atmosphere.

Petroleum solvent—A group of organic materials produced by petroleum distillation comprising a hydrocarbon range of 8 to 12 carbon atoms per organic molecule that exists as a liquid under standard conditions.

Petroleum solvent recovery dryer—A class of dry-cleaning dryers that employs a condenser to liquify and recover petroleum solvent vapors evaporated in a closed-loop, recirculating stream of heated air.

(c) *Emission limitations.*

(1) The owner and operator of a petroleum dry cleaning dryer shall do one of the following:

(i) Limit VOC emissions to the atmosphere to an average of 3.5 kilograms (kg) of VOC per 100 kg dry weight of articles dry cleaned.

(ii) Install and operate a petroleum solvent recovery dryer in a manner that the dryer remains closed and the recovery phase continues until a final recovered solvent flow rate of 50 milliliters per minute is attained.

(2) The owner or operator of a petroleum solvent filtration system shall do one of the following:

(i) Reduce the VOC content in filtration wastes to 1.0 kg or less per 100 kg dry weight of articles dry cleaned, before disposal and exposure to the atmosphere.

(ii) Install and operate a cartridge filtration system and drain the filter cartridges in their sealed housings for 8 hours or more before their removal.

(3) The owner or operator of a petroleum dry cleaning dryer or petroleum solvent filtration system shall repair a petroleum solvent vapor or liquid leak within 3 working days after identifying the source of the leak.

(i) If the necessary repair part is not on hand to perform the repair, the owner or operator shall order the part within 3 working days following identification of the source of the leak.

(ii) The owner or operator shall repair the identified leak no later than 3 working days following the arrival of the necessary repair part ordered under subparagraph (i).

(d) *Compliance monitoring and testing requirements.* The owner or operator of a petroleum dry cleaning operation subject to this section shall demonstrate compliance as follows.

(1) To determine compliance with subsection (c)(1)(i), the owner or operator shall do the following:

(i) Calculate the weight of VOC vented from the dryer emission control device using EPA Reference Test Methods 1, 2 and 25A, with the following specifications:

(A) Field calibration of the flame ionization analyzer with propane standards.

(B) Laboratory determination of the ratio of the flame ionization analyzer response to a given parts per million by volume concentration of propane to the response to the same parts per million concentration of the VOC to be measured.

(C) Determination of the weight of VOC emissions vented to the atmosphere by performing the following:

(I) Multiplying the ratio determined in clause (B) by the measured concentration of VOC gas (as propane) as indicated by the flame ionization analyzer response output record.

(II) Converting the parts per million by volume value calculated in subclause (I) into a mass concentration value for the VOCs present.

(III) Multiplying the mass concentration value calculated in subclause (II) by the exhaust flow rate determined by using EPA Reference Test Methods 1 and 2.

(ii) Calculate the dry weight of articles dry cleaned.

(iii) Repeat subparagraphs (i) and (ii) for normal operating conditions that encompass at least 30 dryer loads which meet the following:

(A) Total not less than 1,800 kg dry weight.

(B) Represent a normal range of variations in fabrics, solvents, load weights, temperatures, flow rates and process deviations.

(2) To determine compliance with subsection (c)(1)(ii), the owner or operator shall verify that the flow rate of recovered solvent from the solvent recovery dryer at the termination of the recovery phase is no greater than 50 milliliters per minute by performing the following steps:

(i) Conducting a one-time procedure for a duration of no less than 2 weeks that:

(A) Monitors at least 50% of the dryer loads for their final recovered solvent flow rate.

(B) Measures the flow rate of recovered solvent from the solvent-water separator.

(I) Near the end of the recovery cycle, the flow of recovered solvent should be diverted to a graduated cylinder.

(II) Continue the cycle until the flow rate of the solvent is 50 milliliters per minute.

(ii) Recording the type of articles cleaned and the total length of the cycle measured in subparagraph (i).

(3) To determine compliance with subsection (c)(2)(i) and (ii), the owner or operator shall do the following:

(i) Calculate the weight of VOCs contained in each of five 1-kg samples of filtration waste material taken at intervals of 1 week, using ASTM Method D322-97 (Standard Test Method for Gasoline Diluent in Used Gasoline Engine Oils by Distillation).

(ii) Calculate the total dry weight of articles dry cleaned during the intervals between removal of filtration waste samples, as well as the total mass of filtration waste produced in the same period.

(iii) Calculate the weight of VOCs contained in filtration waste material per 100 kg dry weight of articles dry cleaned.

(4) To determine compliance with subsection (c)(3), the owner or operator shall perform weekly inspections of washers, dryers, solvent filters, settling tanks, vacuum stills and all containers and conveyors of petroleum solvent to identify a perceptible petroleum solvent vapor or liquid leak.

(e) *Recordkeeping and reporting requirements.* The owner or operator of a petroleum dry cleaning facility subject to this section shall maintain records sufficient to demonstrate compliance with this section, including:

(1) Records of the weight of VOC emissions vented from the dryer emission control device, calculated according to subsection (d)(1).

(2) Records of the dry weight of articles dry cleaned for use in the calculations in subsection (d)(1)—(3).

(3) Records of the weight of VOCs contained in the filtration waste samples required in subsection (d)(1)(i).

(4) Records of the weight of VOCs contained in the filtration waste material for each 220 lb (100 kg) dry weight of articles dry cleaned.

(f) *Exemption.* The owner or operator of a petroleum dry cleaning facility subject to subsection (a) claiming exemption from the requirements of subsections (c)—(e) shall maintain records of annual solvent consumption onsite for 5 years to demonstrate that the applicability threshold of subsection (a) has not been exceeded.

§ 129.71a. Control of VOC emissions from the synthetic organic chemical manufacturing industry—air oxidation, distillation and reactor processes.

(a) *Applicability.*

(1) Except as specified in paragraph (3), this section applies to the owner and operator of a synthetic organic chemical manufacturing facility that has a vent stream originating from a process unit in which an air oxidation unit process, distillation operation or reactor process produces one or more of the chemicals listed in Table 1 as a product, coproduct, byproduct or intermediate.

(2) For purposes of this section, reference to total organic compounds or TOC in 40 CFR Part 60, Subpart III (relating to standards of performance for volatile organic compound (VOC) emissions from the Synthetic Organic Chemical Manufacturing Industry (SOCMI) air oxidation unit processes), 40 CFR Part 60, Subpart NNN (relating to standards of performance for volatile organic compound (VOC) emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) distillation operations) or 40 CFR Part 60, Subpart RRR (relating to standards of performance for volatile organic compound (VOC) emissions from Synthetic Organic Chemical Manufacturing Industry (SOCMI) reactor processes) shall be considered equivalent to VOC as defined in § 121.1 (relating to definitions).

(3) The owner and operator of a synthetic organic chemical manufacturing facility located in this Commonwealth that has a vent stream originating from a process unit in which an air oxidation unit process, distillation operation or reactor process produces one or more of the chemicals listed in Table 1 as a product, coproduct, byproduct or intermediate shall meet the requirements of this section unless more stringent requirements in an applicable permit or plan approval issued by the Department apply.

(b) *Standards.*

(1) *Process vents.* For a process vent that is subject to equivalent VOC control provisions under an existing 40 CFR Part 60 (relating to standards of performance for new stationary sources) or 40 CFR Part 63 (relating to National emission standards for hazardous air pollutants for source categories) standard, compliance with the requirements of the existing 40 CFR Part 60 or 63 standard shall constitute compliance with the provisions of this section.

(2) *Air oxidation unit processes.*

(i) The owner or operator of a source with an air oxidation unit process meeting the applicability criteria in

subsection (a) shall comply with the requirements of 40 CFR Part 60, Subpart III unless the source has RACT control measures approved in a permit as part of the Commonwealth's Federally approved SIP prior to January 21, 2023.

(ii) The exemption listed in 40 CFR 60.610(c) (relating to applicability and designation of affected facility) applies to an owner or operator subject to this section.

(iii) Notwithstanding 40 CFR 60.610, for purposes of this section:

(A) An affected source is one that meets the criteria in 40 CFR 60.610(a) regardless of the specific date of construction, modification or reconstruction of the source for a regulated chemical described in subsection (a)(1) and Table 1.

(B) The owner or operator of an affected source shall comply with this section no later than January 21, 2025.

(iv) Notwithstanding 40 CFR 60.615(a) (relating to reporting and recordkeeping requirements), each owner or operator subject to this section shall notify the Department no later than April 21, 2023, of the method by which the owner or operator of the affected source will comply with the applicable provisions of 40 CFR 60.612 (relating to standards).

(v) For purposes of this section, 40 CFR 60.616 and 40 CFR 60.618 (relating to reconstruction; and delegation of authority) are not applicable.

(vi) Notwithstanding 40 CFR 60.610(d)(4), 60.614(g) (relating to test methods and procedures), 60.615(c), 60.615(g) (but not 60.615(g)(1) or 60.615(g)(4)), and 60.615(j), a reference to the Administrator shall mean the Department.

(vii) Notwithstanding 40 CFR 60.614(c), the Department reserves the option to require testing at other times as may be required.

(3) *Distillation operations.*

(i) The owner or operator of a source with a distillation operation subject to subsection (a) shall comply with the requirements of 40 CFR Part 60, Subpart NNN.

(ii) The following exemptions apply:

(A) The exemptions listed in 40 CFR 60.660(c) (relating to applicability and designation of affected facility).

(B) The owner or operator of a distillation operation with a vent stream that has a total VOC concentration of less than 500 ppmv is subject only to the test method and procedure and the recordkeeping and reporting requirements specified in 40 CFR 60.660(c)(6) and not to the test method and procedure and the recordkeeping and reporting requirements of this section.

(iii) Notwithstanding 40 CFR 60.660, for purposes of this section:

(A) An affected source is one that meets the criteria in 40 CFR 60.660(a), regardless of the specific date of construction, modification or reconstruction of the source.

(B) A regulated chemical is one described in subsection (a)(1) and Table 1, rather than in 40 CFR 60.667 (relating to chemicals affected by subpart NNN).

(C) The owner or operator of an affected source shall comply with this section no later than January 21, 2025.

(iv) Notwithstanding 40 CFR 60.665(a) (relating to reporting and recordkeeping requirements), each owner or

operator subject to this section shall notify the Department no later than April 23, 2023, of the method by which the owner or operator of the affected source will comply with the applicable provisions of 40 CFR 60.662 (relating to standards).

(v) For purposes of this section, 40 CFR 60.666 and 40 CFR 60.668 (relating to reconstruction; and delegation of authority) are not applicable.

(vi) Notwithstanding 40 CFR 60.660(d)(4), 60.664(g)(1) (relating to test methods and procedures), 60.665(c), 60.665(g) (but not 60.665(g)(1)(ii)), 60.665(l), 60.665(n) and 60.665(o), a reference to the Administrator shall mean the Department.

(vii) Notwithstanding 40 CFR 60.664(c), the Department reserves the option to require testing at other times as may be required.

(4) *Reactor processes.*

(i) The owner or operator of a source with a reactor process subject to subsection (a) shall comply with the requirements of 40 CFR Part 60, Subpart RRR.

(ii) The following exemptions apply:

(A) Exemptions listed in 40 CFR 60.700(c) (relating to applicability and designation of affected facility), except that the cutoff for the vent stream flow rate shall be 0.0085 scm/min, not 0.011 scm/min as specified in 40 CFR 60.700(c)(4).

(B) The owner or operator of a reactor operation with a vent stream that has a total VOC concentration of less than 500 ppmv is subject only to the test method and procedure and the recordkeeping and reporting requirements specified in 40 CFR 60.700(c)(8), and not to the test method and procedure and recordkeeping and reporting requirements of this section.

(iii) Notwithstanding 40 CFR 60.700, for purposes of this section:

(A) An affected source is one that meets the criteria in 40 CFR 60.700(a), regardless of the specific date of construction, modification or reconstruction of the source.

(B) A regulated chemical is one described in subsection (a)(1) and Table 1 rather than in 40 CFR 60.707 (relating to chemicals affected by subpart RRR).

(C) The owner or operator of an affected source shall comply with this section no later than January 21, 2025.

(iv) Notwithstanding 40 CFR 60.705(a) (relating to reporting and recordkeeping requirements), each owner or operator subject to this section shall notify the Department no later than April 21, 2023, of the method by which the owner or operator of the affected source will comply with the applicable provisions of 40 CFR 60.702 (relating to standards).

(v) For purposes of this section, 40 CFR 60.706 and 40 CFR 60.708 (relating to reconstruction and delegation of authority) are not applicable.

(vi) Notwithstanding 40 CFR 60.700(d)(4), 60.704(f)(1) (relating to test methods and procedures), 60.705(c), 60.705(f) (but not 60.705(f)(1)), 60.705(l), 60.705(n), 60.705(o), 60.705(p) and 60.705(r), a reference to the Administrator shall mean the Department.

(vii) Notwithstanding 40 CFR 60.704(b)(5)(iii), the Department reserves the option to require testing at other times as may be required.

Table 1. List of Regulated SOCM Chemicals

CAS No. ^a	Chemical name ^b	Reactor and Distillation CTG Chemicals	Air Oxidation CTG Chemicals	Distillation NSPS Chemicals	Reactor Process NSPS Chemicals	Air Oxidation NSPS Chemicals
	1,1,1-Tribromo-2-methyl-2-propanol	X				
584032	1,2 Butanediol	X				
28553-12-0	1,2-Benzenedicarboxylic acid diisononyl ester	X				
524-42-5	1,2-Naphthoquinone (particulate, vapor)		X			
	1,4-Dichloride	X				
109693	1-Chloro-4-nitrobenzene	X				
63-25-2	1-Naphthyl-N-methylcarbamate			X		
3071-32-7	1-Phenylethyl hydroperoxide	X				
221-341-3	1-Phenylethyl hydroperoxide			X		
107-01-7	2-Butene				X	
110-65-6	2-Butyne-1,4-diol				X	
26266682	2-Ethylhexanal			X		
53971-27-0	2-Hydroxy-1,2,3-propanetricarboxylic acid	X				
513-35-9	2-Methylbutenes, mixed	X				
	3-Hydroxybutyraldehyde	X				
617-94-7	a,a-Dimethyl Benzyl Alcohol (2-Phenyl-2-Propanol) (Vapor)		X			
	Acrylic esters	X				
67774-74-7	Alkyl benzene	X				
6358-15-2	Amino-3,4,6-trichlorophenol (2-)	X				
85-68-7	Butylbenzyl Phthalate				X	
1111-78-0	Carbamic acid, mono ammonium salt	X				
126-99-8	Chloroprene			X		
61789-31-9	Coconut oil acids, sodium salt	X				
75-34-3	Dichloropropane (1,1-)	X				
85687	Di-n-heptyl-n-nonyl undecyl phthalate			X		
123-66-0	Ethyl caproate	X				
61790-45-2	Fatty acids, tall oil, sodium salt	X				
123013	Linear alkyl benzene	X				
67774-74-7	Linear alkylbenzene			X		
763-29-1	Methyl-1-pentene (2-)	X				
25377837	Octene -	X				
	Pentenenes, mixed	X				
463-49-0	Propadiene		X			
108-32-7	Propyl carbonate	X				
75-56-9	Propylene Oxide			X		
98-51-1	p-tert-Butyltoluene	X				
61790-32-7	Tallow acids, potassium salt	X				
0000057-13-6	Urea ammonium nitrate	X				
76131	(1,1,2-) Trichloro (1,2,2-) trifluoroethane	X		X	X	
104756	(2-Ethylhexyl) amine	X		X	X	

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
85687	1,2-Benzenedicarboxylic acid butyl, phenyl methyl ester -	X				
78875	1,2-diechloropropane	X				
110576	1,4-Dichlorobutene	X		X	X	
106989	1-Butene	X		X	X	
684255	1-Dodecene -	X				
872504	1-Methyl-2-pyrrolidone	X		X	X	
124118	1-Nonene	X				
25167673	1-Phenyl ethyl hydroperoxide	X		X	X	
3071-32-7	1-Phenylethyl hydroperoxide				X	
	2,2'-Iminobisethanol - 11422	X				
11466	2,2'-Oxybisethanol	X				
80568	2,6,6-Trimethylbicyclo (3,1,1) hept-2-ene	X				
78923	2-Butanol	X				
110656	2-Butene	X		X	X	
126998	2-Butyne-1,4-diol	X		X	X	
78897	2-Chloro-1-propanol	X				
1912249	2-Chloro-4-(ethylamino)-6-(isopropylamino)-S-triazine	X		X		
123057	2-Ethylhexanal -	X				
104767	2-Ethylhexanol (2-ethyl-1-hexanol)	X		X	X	
13042029	2-Hexenedinitrile	X		X		
64037543	3,4-Dichloro-1-butene	X		X	X	
1119853	3-Hexenedintrile	X		X		
4635874	3-Pentenenitrile	X		X	X	
1912249	6-Chloro-N-ethyl-N'-(1-methylethyl)-1,3,5-triazine-2,4-diamine -	X				
15547178	6-Ethyl-1,2,3,4-tetrahydro-9,10-antracenedione	X		X	X	
26952216	6-Methyl-heptanol -	X				
83329	Acenaphthene	X				
105577	Acetal (1,1-diethoxy-ethane)	X				
75070	Acetaldehyde -	X	X	X	X	X
107891	Acetaldol (3-hydroxy-butanal) -	X		X		
60355	Acetamide	X				
60355	Acetamides	X				
103844	Acetanilide	X				
64197	Acetic acid -	X	X	X	X	X
108247	Acetic anhydride -	X	X	X	X	
102012	Acetoacetanilide	X				
67641	Acetone -	X	X	X	X	X
75865	Acetone cyanohydrin -	X		X	X	
75058	Acetonitrile -		X			X
98862	Acetophenone -		X			X
75365	Acetyl chloride	X				
74862	Acetylene -	X		X	X	

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
79276	Acetylene tetrabromide (1,1,2,2-tetrabromomethane)	X				
107028	Acrolein -		X			X
79061	Acrylamide	X				
79107	Acrylic acid -	X	X	X	X	X
107131	Acrylonitrile -	X	X	X	X	X
124049	Adipic acid -	X		X	X	
111693	Adiponitrile -	X		X	X	
	Alcohols, C-12 or higher, mixtures	X		X	X	
	Alcohols, C-11 or lower, mixtures -	X		X	X	
	Alcohols, C-12 or higher, unmixed	X		X	X	
72480	Alizarin	X				
84651	Alkyl anthraquinones	X				
	Alkyl naphthalene sulfonates	X				
91203	Alkyl naphthalenes	X				
107186	Allyl alcohol	X				
106956	Allyl bromide	X				
107051	Allyl chloride	X		X	X	
109751	Allyl cyanide	X				
7360443	Aluminum acetate	X				
7429905	Aluminum formates	X				
1321115	Aminobenzoic acid	X				
111411	Aminoethylethanolamine	X				
123308	Aminophenol (p-isomer)	X				
96-67-3	Aminophenol sulfonic acid	X				
631618	Ammonium acetate	X				
1762954	Ammonium thiocyanate	X				
	Amyl acetates	X				
71410	Amyl alcohol (n-) (1-pentanol)	X				
75854	Amyl alcohol (tert-)	X				
30899195	Amyl alcohols (mixed)	X				
543599	Amyl chloride (n-)	X				
	Amyl chlorides (mixed)	X				
693652	Amyl ether	X				
110587	Amylamines	X				
513359	Amylene	X		X	X	
	Amylenes, mixed	X		X	X	
62533	Aniline	X		X	X	
142041	Aniline hydrochloride	X				
90040	Anisidine (o-)	X				
100663	Anisole (methoxyl benzene)	X				
120127	Anthracene	X				
118923	Anthranilic acid	X				
84651	Anthraquinone -	X	X			X
25376458	ar-Methylbenzenediamine	X		X	X	
103333	Azobenzene	X				

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
543806	Barium acetate	X				
100527	Benzaldehyde -	X	X			X
55210	Benzamide	X				
71432	Benzene -	X	X	X	X	
98486	Benzenedisulfonic acid	X				
98113	Benzenesulfonic acid	X		X	X	
68081812	Benzenesulfonic acid C10-16-alkyl derivatives, sodium salts	X		X	X	
92875	Benzidine	X				
134816	Benzil	X				
76937	Benzillic acid	X				
91769	Benzoguanamine	X				
65850	Benzoic acid -	X	X	X		X
119539	Benzoin	X				
100470	Benzonitrile	X				
119619	Benzophenone	X				
98077	Benzotrichloride	X				
98884	Benzoyl chloride	X				
94360	Benzoyl peroxide	X				
140114	Benzyl acetate	X				
100516	Benzyl alcohol	X				
120514	Benzyl benzoate	X				
100447	Benzyl chloride	X		X	X	
98873	Benzyl dichloride	X				
100469	Benzylamine	X				
1896624	Benzylideneacetone	X				
92524	Biphenyl	X		X		
542881	Bis(Chloromethyl)Ether	X				
80057	Bisphenol A	X		X	X	
	Brometone	X		X	X	
108861	Bromobenzene	X				
75252	Bromoform	X		X		
27497514	Bromonaphthalene	X				
106990	Butadiene (1,3-) -	X	X	X	X	X
	Butadiene and butene fractions	X		X	X	
106978	Butane -	X	X	X	X	
110634	Butanediol (1,4-)	X		X	X	
	Butanes, mixed	X		X	X	
	Butenes, mixed	X		X	X	
123864	Butyl acetate (n-) (Acetic Acid, butyl ester)	X		X	X	
105464	Butyl acetate (sec-)	X				
540885	Butyl acetate (tert-)	X				
141322	Butyl acrylate (n-)	X		X	X	
71363	Butyl alcohol (n-)	X		X	X	
78922	Butyl alcohol (sec-)	X		X	X	

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
75650	Butyl alcohol (tert-)	X		X	X	
136607	Butyl benzoate	X				
507200	Butyl chloride (tert-)	X				
75912	Butyl hydroperoxide (tert-)	X		X	X	
109795	Butyl mercaptan (n-)	X				
97881	Butyl methacrylate (n-)	X				
585-07-9	Butyl methacrylate (tert-)	X				
88186	Butyl phenol (tert-)	X				
109739	Butylamine (n-)	X				
13952846	Butylamine (s-)	X				
75649	Butylamine (t-)	X				
98066	Butylbenzene (tert-)	X				
98737	Butylbenzoic acid (p-tert-) -	X	X			X
85867	Butylbenzyl phthalate	X		X	X	
107880	Butylene glycol (1,3-)			X		
123728	Butyraldehyde (n-)	X		X	X	
107926	Butyric acid (n-) -	X	X			X
106310	Butyric anhydride (n-)	X		X	X	
96480	Butyrolactone—must be Butyrolactone	X				
109740	Butyronitrile	X				
62544	Calcium acetate	X				
4075814	Calcium propionate	X				
142621	Caproic acid	X				
105602	Caprolactam	X		X	X	
63252	Carbaryl	X				
86748	Carbazole	X				
75150	Carbon disulfide	X		X	X	
558134	Carbon tetrabromide	X		X		
56235	Carbon tetrachloride	X		X	X	
75730	Carbon tetrafluoride	X				
75876	Chloral	X				
2435532	Chloranil (o-chloranil)	X				
79118	Chloroacetic acid	X			X	
532274	Chloroacetophenone (2-)	X				
108429	Chloroaniline (m-)	X				
95512	Chloroaniline (o-)	X				
106478	Chloroaniline (p-)	X				
89985	Chlorobenzaldehyde (2-)	X				
587042	Chlorobenzaldehyde (3-)	X				
104881	Chlorobenzaldehyde (4-)	X				
108907	Chlorobenzene	X		X	X	
118912	Chlorobenzoic acid (2-)	X				
535808	Chlorobenzoic acid (3-)	X				
74113	Chlorobenzoic acid (4-)	X				
2136892	Chlorobenzotrichloride (o-)	X				

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
5216251	Chlorobenzotrichloride (p-)	X				
609654	Chlorobenzoyl chloride (o-)	X				
122010	Chlorobenzoyl chloride (p-)	X				
25497294	Chlorodifluoroethane	X				
75456	Chlorodifluoromethane	X			X	
	Chlorofluorocarbons	X				
67663	Chloroform	X		X	X	
	Chlorohydrin	X				
25586430	Chloronaphthalene	X				
121733	Chloronitrobenzene (m-)	X				
88733	Chloronitrobenzene (o-)	X				
100005	Chloronitrobenzene (p-)	X		X	X	
108430	Chlorophenol (m-)	X				
95578	Chlorophenol (o-)	X				
106489	Chlorophenol (p-)	X				
126998	Chloroprene -	X				
7790945	Chlorosulfonic acid	X				
108418	Chlorotoluene (m-)	X				
95498	Chlorotoluene (o-)	X				
106434	Chlorotoluene (p-)	X				
79389	Chlorotrifluoroethylene	X				
67481	Choline chloride	X				
218019	Chrysene	X				
140103	Cinnamic acid	X				
77929	Citric acid	X		X	X	
	Cobalt acetate	X				
142712	Copper acetate	X				
108394	Cresol and cresylic acid (m-)	X				
95487	Cresol and cresylic acid (o-)	X				
106445	Cresol and cresylic acid (p-)	X				
1319773	Cresols and cresylic acids (mixed)	X				
4170300	Crotonaldehyde	X		X		
3724650	Crotonic acid -	X	X	X		X
98828	Cumene -	X	X	X	X	
80159	Cumene hydroperoxide -	X	X	X	X	X
420042	Cyanamide	X				
372098	Cyanoacetic acid	X				
	Cyanoformamide	X				
506774	Cyanogen chloride	X				
108805	Cyanuric acid	X				
108770	Cyanuric chloride	X		X	X	
110827	Cyclohexane -	X	X	X	X	
68512152	Cyclohexane, oxidized	X		X	X	
108930	Cyclohexanol -	X	X	X	X	X
108941	Cyclohexanone -	X	X	X	X	X
100641	Cyclohexanone oxime	X		X	X	

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
110838	Cyclohexene	X		X	X	
108918	Cyclohexylamine	X				
29965977	Cyclooctadiene	X				
3806595	Cyclooctadiene (1,3-)			X		
111784	Cyclooctadiene (1,5-)	X				
542-92-7	Cyclopentadiene (1,3-)	X				
75194	Cyclopropane	X		X	X	
91178	Decahydronaphthalene	X				
117828	Di(2-methoxyethyl) phthalate	X				
123422	Diacetone alcohol	X		X	X	
25260-60-0	Diacetoxy-2-Butene (1,4-)	X				
1087-21-4	Diallyl isophthalate	X				
131179	Diallyl phthalate	X				
27576041	Diaminobenzoic acids	X				
137097	Diaminophenol hydrochloride	X				
	Dibutanized aromatic concentrate	X		X		
17-83-9	Dibutoxyethyl phthalate	X				
760236	Dichloro-1-butene (3,4-)	X				
764410	Dichloro-2-butene (1,4-)	X				
27134276	Dichloroaniline (mixed isomers)	X				
541731	Dichlorobenzene (m-)	X				
95501	Dichlorobenzene (o-)	X				
106467	Dichlorobenzene (p-)	X				
91941	Dichlorobenzidine (3,3'-)	X				
75718	Dichlorodifluoromethane	X		X	X	
75785	Dichlorodimethylsilane	X		X	X	
107062	Dichloroethane (1,2-) (Ethylene dichloride) (EDC) -	X	X			
111444	Dichloroethyl ether (bis(2-chloroethyl) ether)	X				
540590	Dichloroethylene (1,2-)	X				
75434	Dichlorofluoromethane	X		X	X	
96231	Dichlorohydrin (a-)	X		X		
99-54-7	Dichloronitrobenzenes	X				
628-76-2	Dichloropentanes	X				
120832	Dichlorophenol (2,4-)	X				
78999	Dichloropropane (1,1-)	X				
542756	Dichloropropene (1,3-)	X				
	Dichloropropene/dichloropropane (mixed)	X				
1320372	Dichlorotetrafluoroethane	X				
461585	Dicyandiamide	X				
101837	Dicyclohexylamine	X				
77736	Dicyclopentadiene	X				
111422	Dietholamine (2,2'-Iminodiethanol)			X	X	
84662	Diethyl phthalate	X				
64675	Diethyl sulfate	X				

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
109897	Diethylamine	X				
579668	Diethylaniline (2,6-)	X				
91667	Diethylaniline (N,N-)	X				
25340174	Diethylbenzene	X		X	X	
111466	Diethylene glycol	X		X	X	
112732	Diethylene glycol dibutyl ether	X				
112367	Diethylene glycol diethyl ether	X				
111966	Diethylene glycol dimethyl ether	X				
112345	Diethylene glycol monobutyl ether	X				
124174	Diethylene glycol monobutyl ether acetate	X				
111900	Diethylene glycol monoethyl ether	X				
112152	Diethylene glycol monoethyl ether acetate	X				
111773	Diethylene glycol monomethyl ether	X				
629389	Diethylene glycol monomethyl ether acetate	X				
75379	Difluoroethane (1,1-)	X				
25167708	Diisobutylene	X				
26761400	Diisodecyl phthalate	X		X	X	
28553120	Diisononyl phthalate	X		X		
27554263	Diisooctyl phthalate	X				
108189	Diisopropylamine	X				
674828	Diketene (4-methylene-2-oxetanone) -	X	X			
115106	Dimethyl ether -	X	X			
131113	Dimethyl phthalate	X				
77781	Dimethyl sulfate	X				
75183	Dimethyl sulfide	X				
67685	Dimethyl sulfoxide	X				
120616	Dimethyl terephthalate -	X	X	X	X	X
127195	Dimethylacetamide (N,N-)	X				
124403	Dimethylamine	X		X		
108010	Dimethylaminoethanol (2-)	X				
121697	Dimethylaniline (N,N)	X				
119937	Dimethylbenzidine (3,3'-)	X				
68122	Dimethylformamide (N,N-)	X				
57147	Dimethylhydrazine (1,1-)	X				
526750	Dimethylphenol (2,3-) Xylenol (2,3-)	X				
105679	Dimethylphenol (2,4-) Xylenol (2,4-)	X				
95874	Dimethylphenol (2,5-) Xylenol (2,5-)	X				
576261	Dimethylphenol (2,6-) Xylenol (2,6-)	X		X		
95658	Dimethylphenol (3,4-) Xylenol (3,4-)	X				
108689	Dimethylphenol (3,5-) Xylenol (3,5-)	X				
25154545	Dinitrobenzenes (NOS)c	X				
99343	Dinitrobenzoic acid (3,5-)	X				
51285	Dinitrophenol (2,4-)	X				

CAS No. ^a	Chemical name ^b	Reactor and Distillation CTG Chemicals	Air Oxidation CTG Chemicals	Distillation NSPS Chemicals	Reactor Process NSPS Chemicals	Air Oxidation NSPS Chemicals
602017	Dinitrotoluene (2,3-)	X				
121142	Dinitrotoluene (2,4-)	X		X	X	
606202	Dinitrotoluene (2,6-)	X		X	X	
610399	Dinitrotoluene (3,4-)	X				
117817	Diocetyl phthalate	X		X	X	
97392	Di-o-tolyguanidine	X				
123911	Dioxane (1,4-) (1,4-Diethyleneoxide)	X				
646060	Dioxolane (1,3-)	X				
101815	Diphenyl methane	X				
101848	Diphenyl oxide	X				
102089	Diphenyl thiourea (N,N'-)	X				
122394	Diphenylamine	X				
110985	Dipropylene glycol	X				
112414	Dodecene (branched)	X				
25378227	Dodecene (n-)	X		X	X	
123013	Dodecyl benzene (branched)	X			X	
121158585	Dodecyl phenol (branched)	X				
28675174	Dodecylaniline	X				
121013	Dodecylbenzene (n-)	X				
27176870	Dodecylbenzene sulfonic acid	X		X	X	
25155300	Dodecylbenzene sulfonic acid, sodium salt	X		X	X	
	Dodecylbenzene, nonlinear	X		X	X	
25103586	Dodecylmercaptan (branched)	X				
27193868	Dodecylphenol	X				
106898	Epichlorohydrin (1-chloro-2,3-epoxypropane)	X		X	X	
74840	Ethane -	X	X			
64175	Ethanol -	X	X	X	X	
141435	Ethanolamine (2-Aminoethanol)	X		X	X	
141786	Ethyl acetate (Acetic acid, ethyl ester)1 -	X	X	X	X	
141979	Ethyl acetoacetate	X				
140885	Ethyl acrylate	X		X	X	
74964	Ethyl bromide	X				
75003	Ethyl chloride (Chloroethane) -	X	X	X	X	
105395	Ethyl chloroacetate	X				
107120	Ethyl cyanide	X		X		
60297	Ethyl ether	X				
75081	Ethyl mercaptan (ethanethiol)	X				
122510	Ethyl orthoformate	X				
95921	Ethyl oxalate	X				
41892711	Ethyl sodium oxalacetate	X				
75047	Ethylamine	X				
103695	Ethylaniline (n-)	X				
578541	Ethylaniline (o-)	X				
100414	Ethylbenzene	X		X	X	

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
9004573	Ethylcellulose	X				
105566	Ethylcyanoacetate	X				
74851	Ethylene -	X	X	X	X	
96491	Ethylene carbonate	X				
107073	Ethylene chlorohydrin	X				
106934	Ethylene dibromide (Dibromoethane)	X		X	X	
107062	Ethylene dichloride -	X	X	X	X	X
107211	Ethylene glycol	X		X		
111557	Ethylene glycol diacetate	X				
112481	Ethylene glycol dibutyl ether	X				
629141	Ethylene glycol diethyl ether (1,2-diethoxyethane)	X				
110714	Ethylene glycol dimethyl ether	X				
542596	Ethylene glycol monoacetate	X				
111762	Ethylene glycol monobutyl ether	X		X	X	
112072	Ethylene glycol monobutyl ether acetate	X			X	
110805	Ethylene glycol monoethyl ether	X		X		
111159	Ethylene glycol monoethyl ether acetate	X		X	X	
109864	Ethylene glycol monomethyl ether	X		X	X	
110496	Ethylene glycol monomethyl ether acetate	X				
	Ethylene glycol monoethyl ether	X				
122996	Ethylene glycol monophenyl ether	X				
2807309	Ethylene glycol monopropyl ether	X				
75218	Ethylene oxide -	X	X	X	X	X
107153	Ethylenediamine	X				
60004	Ethylenediamine tetraacetic acid	X				
151564	Ethylenimine (Aziridine)	X				
149575	Ethylhexanoic acid (2-)	X				
103117	Ethylhexyl acrylate (2-isomer)	X				
	Ethylhexyl succinate (2-)	X				
25550145	Ethylmethylbenzene	X		X		
206440	Fluoranthene	X				
50000	Formaldehyde -	X	X	X	X	X
75127	Formamide	X				
64186	Formic acid -	X	X			X
110178	Fumaric acid	X				
111308	Glutaraldehyde	X				
367475	Glyceraldehyde	X				
56815	Glycerol	X		X	X	
26545737	Glycerol dichlorohydrin	X				
556525	Glycidol	X				
56406	Glycine	X				
	Glycol ethers	X				
107222	Glyoxal (ethane dial) -	X	X			X

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
	Guanidine	X				
506934	Guanidine nitrate	X				
592-76-7	Heptenes	X		X	X	
118741	Hexachlorobenzene	X				
87683	Hexachlorobutadiene	X				
77474	Hexachlorocyclopentadiene	X				
67721	Hexachloroethane	X				
36653824	Hexadecyl alcohol (1-hexadecanol)	X				
4860031	Hexadecyl chloride			X		
592450	Hexadiene (1,4-)	X				
3323533	Hexamethylene diamine adipate	X		X	X	
124094	Hexamethylenediamine	X		X	X	
100970	Hexamethylenetetramine	X		X	X	
110543	Hexane	X		X	X	
106694	Hexanetriol (1,2,6-)	X				
111273	Hexyl alcohol	X				
107415	Hexylene glycol	X				
	Higher glycols	X				
74908	Hydrogen cyanide -	X	X	X		X
123319	Hydroquinone	X				
141311	Hydroxyadipaldehyde	X				
99967	Hydroxybenzoic acid (p-)	X				
111422	Iminodiethanol (2,2-) (diethanolamine)	X				
123513	Isoamyl alcohol	X				
	Isoamyl chloride (mixed)	X				
26760645	Isoamylene	X				
75285	Isobutane	X		X	X	
78831	Isobutanol	X		X	X	
110190	Isobutyl acetate	X				
106638	Isobutyl acrylate	X				
97869	Isobutyl methacrylate	X				
109535	Isobutyl vinyl ether	X				
115117	Isobutylene	X		X	X	
78842	Isobutyraldehyde (2-methyl-propanal)	X		X	X	
79312	Isobutyric acid -	X	X			X
25339177	Isodecanol	X		X		
	Isohexyldecyl alcohol	X				
27458-94-2	Isononyl alcohol	X				
26952216	Isooctyl alcohol	X		X		
78784	Isopentane	X		X	X	
78591	Isophorone	X				
7027114	Isophorone nitrile	X				
121915	Isophthalic acid -	X	X	X		X
78795	Isoprene	X		X	X	

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
67630	Isopropanol	X		X	X	
108214	Isopropyl acetate	X				
75296	Isopropyl chloride	X				
108203	Isopropyl ether	X				
75310	Isopropylamine	X				
25168063	Isopropylphenol	X				
463514	Ketene	X		X	X	
79334	Lactic acid	X				
1643-20-5	Lauryl dimethylamine oxide	X				
6080564	Lead acetate	X				
17976-436-1	Lead phthalate	X				
1335326	Lead subacetate	X				
	Linear alcohols, ethoxylated and sulfated, sodium salt, mixed	X		X	X	
	Linear alcohols, ethoxylated, mixed	X		X	X	
	Linear alcohols, sulfated, sodium salt, mixed			X	X	
	Linear alkyl benzene (linear dodecylbenzene)	X				
142723	Magnesium acetate (Acetic acid, magnesium salt)	X		X		
110167	Maleic acid -	X	X			
108316	Maleic anhydride -	X	X	X	X	X
123331	Maleic hydrazide	X				
6915157	Malic acid	X				
108781	Melamine (1,3,5-triazine-2,4,6-triamine)	X		X		
1600277	Mercuric acetate	X				
141797	Mesityl oxide -	X	X	X	X	
121471	Metanilic acid	X				
79414	Methacrylic acid	X				
126987	Methacrylonitrile	X		X		
513428	Methallyl alcohol	X				
563473	Methallyl chloride	X				
74828	Methane -	X	X			
67561	Methanol -	X	X	X	X	
63683	Methionine	X				
79209	Methyl acetate -	X	X			
105453	Methyl acetoacetate	X				
96333	Methyl acrylate	X				
74839	Methyl bromide (Bromomethane)	X				
	Methyl butenols	X				
37365712	Methyl butynol	X				
74873	Methyl chloride (Chloromethane) -	X	X	X	X	
78933	Methyl ethyl ketone (2-butanone) -	X	X	X	X	X
107313	Methyl formate	X				
60344	Methyl hydrazine	X				

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
74884	Methyl iodide -	X	X	X		
108112	Methyl isobutyl carbinol	X				
108101	Methyl isobutyl ketone (Hexone)	X		X	X	
624839	Methyl isocyanate	X				
74931	Methyl mercaptan	X				
80626	Methyl methacrylate	X		X	X	
98851	Methyl phenyl carbinol	X				
119368	Methyl salicylate	X				
1634044	Methyl tert-butyl ether	X		X	X	
74895	Methylamine	X		X	X	
100618	Methylaniline (N-)	X				
910807	Methylbenzene (80/20 mixture) -	X				
137326	Methylbutanol (2-)	X				
108872	Methylcyclohexane	X				
25639423	Methylcyclohexanol	X				
1331222	Methylcyclohexanone	X				
75092	Methylene chloride (Dichloromethane)	X		X	X	
101779	Methylene dianiline (4,4')	X				
101688	Methylene diphenyl diisocyanate (4,4') (MDI)	X				
79696	Methylionones (a-)	X				
90120	Methylnaphthalene (1-)	X				
91576	Methylnaphthalene (2-)	X				
107835	Methylpentane (2-)	X		X		
77758	Methylpentynol	X				
98839	Methylstyrene (a-) -	X	X			X
110918	Morpholine	X				
91203	Naphthalene	X		X	X	
85472	Naphthalene sulfonic acid (a-)	X				
120183	Naphthalene sulfonic acid (b-)	X				
1338-24-5	Naphthenic acids	X				
90153	Naphthol (a-)	X				
135193	Naphthol (b-)	X				
567180	Naphtholsulfonic acid (1-)	X				
134327	Naphthylamine (1-)	X				
91598	Naphthylamine (2-)	X				
84866	Naphthylamine sulfonic acid (1,4-)	X				
81163	Naphthylamine sulfonic acid (2,1-)	X				
75832	Neohexane	X				
75989	Neopentanoic acid	X				
126307	Neopentyl glycol	X				
142825	n-Heptane	X		X	X	
3349-06-2	Nickel formate	X				
	Nitriloacetic acid	X				
99092	Nitroaniline (m-)	X				

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
88744	Nitroaniline (o-)	X				
100016	Nitroaniline (p-)	X				
91236	Nitroanisole (o-)	X				
100174	Nitroanisole (p-)	X				
98953	Nitrobenzene	X		X	X	
121926	Nitrobenzoic acid (m-)	X				
552169	Nitrobenzoic acid (o-)	X				
62237	Nitrobenzoic acid (p-)	X				
122-04-3	Nitrobenzoyl chloride (p-)	X				
79243	Nitroethane	X				
556887	Nitroguanidine	X				
75525	Nitromethane	X				
86577	Nitronaphthalene (1-)	X				
88755	Nitrophenol (o-)	X				
100027	Nitrophenol (p-)	X				
25322014	Nitropropane (1-)	X				
79469	Nitropropane (2-)	X				
1321126	Nitrotoluene (all isomers)	X				
99081	Nitrotoluene (m-)	X				
88722	Nitrotoluene (o-)	X				
99990	Nitrotoluene (p-)	X				
25168041	Nitroxylyene	X				
27215958	Nonene	X		X	X	
1430808	Nonyl alcohol	X		X	X	
1081772	Nonylbenzene (branched)	X				
25154523	Nonylphenol	X		X	X	
25154523	Nonylphenol (branched)	X				
9016459	Nonylphenol, ethoxylated	X		X	X	
111659	Octane	X				
111660	Octene-1	X		X	X	
107459	Octylamine (tert-)	X				
27193288	Octylphenol	X				
	Oil-soluble petroleum sulfonate calcium salt	X		X	X	
	Oil-soluble petroleum sulfonate sodium salt	X		X		
144627	Oxalic acid	X				
471465	Oxamide	X				
	Oxo chemicals	X				
30525894	Paraformaldehyde	X				
123637	Paraldehyde	X				
87865	Pentachlorophenol	X				
78-11-5	Pentaerythritol tetranitrate	X				
109660	Pentane	X		X		
115775	Pentanethiol	X		X	X	
6032297	Pentanol (2-)	X				

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
584021	Pentanol (3-)	X				
109671	Pentene (1-)	X		X	X	
109682	Pentene (2-)	X				
79210	Peracetic acid	X				
594423	Perchloromethyl mercaptan	X				
62442	Phenacetin	X				
85018	Phenanthrene	X				
94702	Phenetidine (o-)	X				
156434	Phenetidine (p-)	X				
108952	Phenol -	X	X	X	X	X
77098	Phenolphthalein	X				
1333397	Phenolsulfonic acids (all isomers)	X				
91407	Phenyl anthranilic acid (all isomers)	X				
108452	Phenylenediamine (m-)	X				
95545	Phenylenediamine (o-)	X				
106503	Phenylenediamine (p-)	X				
89-25-8	Phenylmethylpyrazolone	X				
103651	Phenylpropane	X		X	X	
108736	Phloroglucinol (1,3,5-benzenetriol)	X				
75445	Phosgene	X		X	X	
88993	Phthalic acid	X				
85449	Phthalic anhydride -	X	X	X	X	X
85416	Phthalimide	X				
91156	Phthalonitrile	X				
109-06-8	Picoline (a-)	X				
108996	Picoline (b-)	X				
96-91-3	Picramic acid	X				
88891	Picric acid	X				
110850	Piperazine	X				
504609	Piperlyene	X				
25322683	Polyethylene glycol	X				
25322694	Polypropylene glycol	X				
127082	Potassium acetate	X				
74986	Propane -	X	X	X	X	
57578	Propiolactone (beta-) (2-Oxetanone)	X				
123386	Propionaldehyde	X		X	X	
79094	Propionic acid -	X	X	X		X
109604	Propyl acetate (n-)	X				
71238	Propyl alcohol (n-)	X		X	X	
540545	Propyl chloride	X				
107108	Propylamine	X				
115071	Propylene -	X	X	X	X	
127004	Propylene chlorohydrin	X		X		
57556	Propylene glycol	X		X	X	
107982	Propylene glycol monomethyl ether	X				
75569	Propylene oxide -	X	X	X	X	X

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
95636	Pseudocumene	X				
137-17-7	Pseudocumidine	X				
129000	Pyrene	X				
110861	Pyridine	X				
616455	Pyrrolidone (2-)	X				
106514	Quinone	X				
108463	Resorcinol (1,3-benzenediol)	X				
69727	Salicylic acid	X				
11206	Sebacic acid	X				
127093	Sodium acetate	X				
532321	Sodium benzoate	X				
3926623	Sodium chloroacetate	X				
143339	Sodium cyanide	X		X		
25155-30-0	Sodium dodecyl benzene sulfonate	X				
141537	Sodium formate	X				
124414	Sodium methoxide	X				
62760	Sodium oxalate	X				
139026	Sodium phenate	X				
137406	Sodium propionate	X				
110441	Sorbic acid	X				
50704	Sorbitol (D-Glucitol)	X		X	X	
588590	Stilbene	X				
100425	Styrene -	X	X	X	X	X
110156	Succinic acid	X				
110612	Succinonitrile	X				
121573	Sulfanilic acid	X				
126330	Sulfolane	X				
	Synthesis gas	X				
	Tallow acids, sodium salt Tetra (methyl-ethyl) plumbane	X				
526830	Tartaric acid	X				
100210	Terephthalic acid -	X	X	X	X	X
100209	Terephthaloyl chloride	X				
	Tetra (methyl-ethyl) lead	X		X	X	
632791	Tetrabromophthalic anhydride	X				
634-90-2	Tetrachlorobenzene (1,2,3,5-)	X				
95943	Tetrachlorobenzene (1,2,4,5-)	X				
79345	Tetrachloroethane (1,1,2,2-)	X		X		
127184	Tetrachloroethylene (Perchloroethylene)	X		X	X	
117088	Tetrachlorophthalic anhydride	X				
78002	Tetraethyl lead	X		X	X	
112607	Tetraethylene glycol	X				
112572	Tetraethylenepentamine	X				
116-14-3	Tetrafluoroethylene	X				
109999	Tetrahydrofuran	X		X	X	

<i>CAS No.^a</i>	<i>Chemical name^b</i>	<i>Reactor and Distillation CTG Chemicals</i>	<i>Air Oxidation CTG Chemicals</i>	<i>Distillation NSPS Chemicals</i>	<i>Reactor Process NSPS Chemicals</i>	<i>Air Oxidation NSPS Chemicals</i>
119642	Tetrahydronaphthalene	X				
85438	Tetrahydrophthalic anhydride	X				
110601	Tetramethylenediamine	X				
110189	Tetramethylethylenediamine	X				
75741	Tetramethyllead	X		X	X	
62566	Thiourea	X				
108883	Toluene	X		X	X	
95807	Toluene diamine (2,4-)	X		X		
584849	Toluene diisocyanate (2,4-)	X				
26471627	Toluene diisocyanates (mixture)	X		X	X	
1333079	Toluene sulfonamides (o- and p-)	X				
104154	Toluene sulfonic acids	X				
584-84-9 (2,4-TDI) and 91-08-7 (2,6-TDI)	Toluene-2,4 (and 2,6)-diisocyanate (80/20) mixture			X		
98599	Toluenesulfonyl chloride	X				
95534	Toluidine (o-)	X				
76039	Trichloroacetic acid	X				
634935	Trichloroaniline (2,4,6-)	X				
87616	Trichlorobenzene (1,2,3-)	X				
120821	Trichlorobenzene (1,2,4-)	X				
108703	Trichlorobenzene (1,3,5-)	X				
71556	Trichloroethane (1,1,1-)	X		X	X	
79005	Trichloroethane (1,1,2-)	X		X	X	
79016	Trichloroethylene	X		X	X	
75694	Trichlorofluoromethane	X		X	X	
95954	Trichlorophenol (2,4,5-)	X				
96184	Trichloropropane (1,2,3-)	X				
1330785	Tricresyl phosphate	X				
112709	Tridecyl alcohol	X				
102716	Triethanolamine	X		X	X	
121448	Triethylamine	X				
112276	Triethylene glycol	X		X	X	
112492	Triethylene glycol dimethyl ether	X				
112505	Triethylene glycol monoethyl ether	X				
112356	Triethylene glycol monomethyl ether	X				
7756947	Triisobutylene	X				
552307	Trimellitic anhydride	X				
144194	Trimethyl-1,3-pentanediol (2,2,4-)	X				
16325636	Trimethyl-1-pentanol (2,4,4-)	X				
75503	Trimethylamine	X				
933482	Trimethylcyclohexanol	X				
2408379	Trimethylcyclohexanone	X				
34216347	Trimethylcyclohexylamine	X				
77996	Trimethylolpropane	X				

CAS No. ^a	Chemical name ^b	Reactor and Distillation CTG Chemicals	Air Oxidation CTG Chemicals	Distillation NSPS Chemicals	Reactor Process NSPS Chemicals	Air Oxidation NSPS Chemicals
540841	Trimethylpentane (2,2,4-)	X				
24800440	Tripropylene glycol	X				
57136	Urea	X				
88120	Vinyl (N-)-pyrrolidone (2-)	X				
108054	Vinyl acetate (Acetic acid, ethenyl ester)	X		X	X	
75014	Vinyl chloride (Chloroethylene)	X		X	X	
25013154	Vinyl toluene	X				
100403	Vinylcyclohexene (4-)	X				
75354	Vinylidene chloride (1,1-dichloroethylene)	X		X	X	
140896	Xanthates	X				
108383	Xylene (m-)	X	X	X	X	
1330207	Xylene (NOS) ^c	X		X	X	
95476	Xylene (o-) -	X	X	X	X	
106423	Xylene (p-) -	X	X	X	X	
25321419	Xylene sulfonic acid	X				
1300716	Xylenols (Mixed)	X				
1300738	Xylidene (2,3-)	X				
1300738	Xylidene (2,4-)	X				
1300738	Xylidene (2,5-)	X				
1300738	Xylidene (2,6-)	X				
1300738	Xylidene (3,4-)	X				
1300738	Xylidene (3,5-)	X				
5970456	Zinc acetate	X				

^a CAS Number = Chemical Abstract Service number.

^b Isomer means all structural arrangements for the same number of atoms of each element and does not mean salts, esters or derivatives.

[Pa.B. Doc. No. 23-73. Filed for public inspection January 20, 2023, 9:00 a.m.]

Title 40—LIQUOR
LIQUOR CONTROL BOARD
[40 PA. CODE CH. 13]
Promotion with Licensees

The Liquor Control Board (Board), under the authority of sections 207(i) and 208(j) of the Liquor Code (47 P.S. §§ 2-207(i) and 2-208(j)), amends §§ 13.81 and 13.231 (relating to promotion with licensees; and samples for unlicensed consumers) to read as set forth in Annex A.

Summary

This final-form rulemaking is part of the Board's ongoing process to update its regulations by updating the process by which licensed vendors may promote products with licensees. This final-form rulemaking adds language to clarify what is required of the regulated community, expands the monthly amount of liquor that can be used for promotion and adjusts the cost of promotional product to be consistent with the Liquor Code. This final-form rulemaking also eliminates certain procedures and re-

cords that the Board no longer considers necessary. Language is added to §§ 13.81 and 13.231 to clarify that only unlicensed consumers may receive samples.

This final-form rulemaking clarifies to whom samples may be given. Licensees and the public often use the words "tastings" and "samples" interchangeably, but in the Board's regulations, they mean different things:

- A tasting is no larger than a standard-size alcohol beverage, § 13.201 (relating to definitions), although manufacturing licensees can be restricted to even smaller amounts by the Liquor Code. Tastings are consumed at the location where they are given.

- Samples, on the other hand, must be provided in "unopened containers of the smallest commercially available size," as § 13.231 (relating to general provisions) (Emphasis added) currently states. Also, "samples may not be opened or consumed on State Liquor Store premises or distributor or importing distributor licensed premises." Id.

To reduce confusion over these words, this final-form rulemaking deletes the word "samples" from § 13.81.

When promoting a product with licensees, licensed vendors shall only be able to provide tastings, not opened or unopened bottles of product.

In subsection (a), the first sentence is amended from the negative—"Each agent. . . may not use more than one case"—to the positive: "Each agent. . . may use up to one case. . ." Next, the quantity is changed from one case of each brand to one case of each product. The word "brand," in this context, is synonymous with a line or style of products created by a manufacturer or company. The word "product" is a specific item within that brand. By changing the word from "brand" to "product," the Board is expanding the quantity of items that may be used by licensed vendors for promotion to licensees.

Throughout § 13.81, the word "licensed" is inserted in front of the word "vendor" for the sake of clarity. The phrase "licensed vendor" is a defined term in § 13.71 (relating to definitions) for this subchapter of the Board's regulations, and it includes "A licensee holding a Manufacturer or Importer License, or a vendor's permit, and selling liquors to the Board."

The phrase "to promote that product to licensees, as that term is defined in § 13.71 (relating to definitions)," is added to subsection (a) to distinguish the application of this section from § 13.231, which applies to unlicensed consumers.

The second sentence of subsection (a) clarifies that the product must be purchased at a State Liquor Store, if it is available there, or through the Board's special liquor order process, if the product or desired bottle size is not available at a State Liquor Store. The previous calculation of cost is also changed, from the cost price plus 25% to the retail price. It is unclear how "cost plus 25%" was developed as it is not found in the Liquor Code. Section 305(b) of the Liquor Code (47 P.S. § 3-305(b)) provides as follows (Emphasis added):

Every Pennsylvania Liquor Store shall sell liquors at wholesale to hotels, restaurants, clubs, and railroad, pullman and steamship companies licensed under this act; and, under the regulations of the board, to pharmacists duly licensed and registered under the laws of the Commonwealth, and to manufacturing pharmacists, and to reputable hospitals approved by the board, or chemists. *Sales to licensees shall be made at a price that includes a discount of ten per centum from the retail price; except that special order sales to licensees authorized in subsection (a) shall not be subject to the ten per centum discount.* The board may sell to registered pharmacists only such liquors as conform to the Pharmacopoeia of the United States, the National Formulary, or the American Homeopathic Pharmacopoeia. The board may sell at special prices under the regulations of the board, to United States Armed Forces facilities which are located on United States Armed Forces installations and are conducted pursuant to the authority and regulations of the United States Armed Forces. *All other sales by such stores shall be at retail, except that incentives, such as coupons or discounts on certain products, may be offered to unlicensed customers of the board as provided under sections 207(m) and 493(24)(ii)(B).*

The statute does not include licensed vendors in the group of licensees that may purchase at wholesale, meaning a 10% discount from the retail price. Therefore, licensed vendors should pay the retail price.

The third sentence of subsection (a) is deleted since this final-form rulemaking now requires the licensed vendor to

purchase the promotional product at retail. The fourth sentence of subsection (a) is also deleted, since the Board no longer requires a separate order to be placed for each agent. In the fifth sentence of subsection (a), the word "shall" replaces the word "may" because the Board does not wish to exercise discretion in allowing a licensed vendor to purchase and distribute promotional product to its agents; this activity shall be permitted. The final sentence of subsection (a) is deleted, since the Board no longer requires a licensed vendor to file a statement giving the name of the licensed vendor's authorized supervisor, together with the territories and names of all agents under his supervision.

Subsection (b) is rewritten to clarify that, for promotion with licensees, agents shall only use product to give tastings, as provided in § 13.211 (relating to tasting events). Agents shall not leave any bottle of product with a licensee, whether opened or unopened. This language is added because without it, the existing language is not clear that an agent may not leave a bottle of product with a licensee.

Subsection (c) clarifies that the agent is required to label each bottle. It is no longer necessary for the bottles to be labeled before leaving the State Store; the bottles must simply be labeled before the agent promotes the product with a licensee. The language of the label has been updated, replacing the word "Sample" with "For tastings only."

The first sentence of subsection (d) is amended to bring the recordkeeping requirement of the licensed vendor into alignment with recordkeeping required of other licensees. The phrase "in hard copy or electronic media consistent with generally accepted accounting procedures, for a period of at least 2 years" is also used in §§ 5.101 and 9.13 (relating to breweries; and records and reports). The type of information that must be kept is amended to be consistent with the changes made to subsection (a) in that the word "brand" is changed to "products." The remainder of subsection (d) is deleted as the Board no longer requires this information.

Section 13.231 is renamed "Samples for unlicensed consumers," to clarify that samples may be given to unlicensed consumers. The first sentence of subsection (a) is amended by adding the word "only" to further strengthen the understanding that samples may only be given to unlicensed consumers. The second sentence of subsection (a) is deleted since this final-form rulemaking eliminates the permissibility of allowing a licensed vendor to give samples of product to licensees.

Affected Parties

The affected parties include all manufacturing and importing licensees of liquor, including wine, as well as any vendor permittees. As of September 2, 2022, there are approximately 250 licensed vendors that could be affected by this final-form rulemaking. However, note that there are a significant number of manufacturers that get their product into this Commonwealth through the Board or an importer but are not licensed by the Board, such as out-of-State manufacturers. Since these entities are not licensed by the Board, it is difficult to quantify how many there are, let alone how large or small they are, and therefore the Board does not have enough information to evaluate the small business status of all entities that will be affected by this final-form rulemaking.

Paperwork Requirements

This final-form rulemaking will not require any additional paperwork to be filed. On the contrary, this final-form rulemaking eliminates existing paperwork requirements that the Board no longer deems necessary.

Fiscal Impact

This final-form rulemaking changes the cost of promotional product for licensed vendors, from the cost price to the Board plus 25% to the retail price, since there is no basis in the Liquor Code for charging a licensed vendor “cost plus 25%.” The Board analyzed a list of new products, introduced in September 2021 and October 2021, that were all 750 milliliters in size. The list excluded products that were identified as Luxury or Holiday products. Of the products the Board analyzed, the change in price from cost plus 25% to retail price resulted in an average increase of \$5.81 per unit, with a mean of \$5.60 per unit. However, licensed vendors have complete control over what and how much product to offer retail licensees in promotion—within the size restrictions set forth in § 13.211—and therefore can mitigate whatever fiscal impact might occur because of the change in pricing. A change in cost to suppliers for lawfully procuring promotional product can also likely be offset by profits derived from future sales of the products for which the product is being used.

Effective Date

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

Contact Person

Questions regarding this final-form rulemaking should be addressed to Rodrigo Diaz, Chief Counsel, Jason Worley, Deputy Chief Counsel or Norina Foster, Assistant Counsel, Office of Chief Counsel, Pennsylvania Liquor Control Board, Room 401, Northwest Office Building, Harrisburg, PA 17124-0001.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on May 24, 2022, the Board submitted a copy of the notice of proposed rulemaking, published at 52 Pa.B. 3318 (June 11, 2022), to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Liquor Control Committee and Senate Committee on Law and Justice for review and comment.

Under section 5(c) of the Regulatory Review Act, the Board is required submit to IRRC and the House and Senate Committees copies of comments received during the public comment period, as well as other documents when requested. The Board did not receive any comments from the public or from IRRC.

Under section 5.1(j.2) of the Regulatory Review Act (71 P.S. § 745.5a(j.2)), on November 30, 2022, the final-form rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on December 8, 2022, and approved the final-form rulemaking.

Findings

The Board finds that:

(1) Public notice of intention to adopt the administrative amendments adopted by this order has been given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202) referred to as the Commonwealth Documents Law and the regula-

tions thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) The amendments to the Board’s regulations in the manner provided in this order are necessary and appropriate for the administration of the Liquor Code.

Order

The Board, acting under authorizing statute, orders that:

(a) The regulations of the Board, 40 Pa. Code Chapter 13, are amended by amending §§ 13.81 and 13.231 to read as set forth in Annex A.

(b) The Board shall certify this order and Annex A and deposit them with the Legislative Reference Bureau as required by law.

(c) This order shall become effective upon publication in the *Pennsylvania Bulletin*.

TIM HOLDEN,
Chairperson

(*Editor’s Note:* See 52 Pa.B. 8009 (December 24, 2022) for IRRC’s approval order.)

Fiscal Note: Fiscal Note 54-96 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 40. LIQUOR

PART I. LIQUOR CONTROL BOARD

CHAPTER 13. PROMOTION

Subchapter B. MARKETING BY VENDORS AND AGENTS; SPECIAL ORDERS; LUXURY ITEM ORDERS; PROMOTION WITH LICENSEES AND UNLAWFUL ACTS

§ 13.81. Promotion with licensees.

(a) Each agent of a licensed vendor may use up to one case of each product of liquor sold by the licensed vendor to promote that product to licensees, as that term is defined in § 13.71 (relating to definitions), during any calendar month. The product shall be purchased only through the Board, at a State Liquor Store, if the product is available for purchase at a State Liquor Store, or through the Board’s special liquor order purchase process, if the product or desired bottle size is not available for purchase at a State Liquor Store, at the retail price plus any required taxes. The licensed vendor (or the licensed vendor’s authorized supervisor) shall be permitted to purchase and distribute the product to agents under the licensed vendor’s supervision.

(b) [Reserved].

(b.1) For promotion with licensees, agents shall only use product to give tastings, as provided in § 13.211 (relating to tasting events). Agents may not leave any bottle of product with a licensee, whether opened or unopened.

(c) The agent shall affix to each bottle, before promoting the product with a licensee, a separate label, or lettering on the commercial label, at least 1/4 inch high, reading: “For tastings only. Not to be sold. Possession of this bottle by licensee unlawful.”

(d) Each licensed vendor shall keep, in hard copy or electronic media consistent with generally accepted accounting procedures, for a period of at least 2 years, a

record of all bottles purchased, the names of the agents to whom samples were issued, and the quantity and products.

Subchapter E. SAMPLES

§ 13.231. Samples for unlicensed consumers.

(a) Samples may be provided by manufacturers or their representatives, licensed distributors and importing distributors only to unlicensed consumers.

(b) Samples shall be in unopened containers of the smallest commercially available size.

(c) Providing samples may not be conditioned upon any purchase requirement.

(d) Samples may not be opened or consumed on State Liquor Store premises or distributor or importing distributor licensed premises.

(e) Samples are limited to one container per patron in any offering.

[Pa.B. Doc. No. 23-74. Filed for public inspection January 20, 2023, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending January 10, 2023.

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

BANKING INSTITUTIONS

Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
01-01-2023	Farmers National Banc Corp. Canfield Mahoning County, OH	Effective
	Application for approval to acquire 100% of Emclair Financial Corp., Emlenton, Venango County, PA and thereby indirectly acquire 100% of The Farmers National Bank of Emlenton, Emlenton, Venango County, PA.	

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
01-05-2023	Kish Bank Belleville Mifflin County	615 Pleasant Valley Boulevard Altoona Blair County	Filed

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-31-2022	William Penn Bank Levittown Bucks County	765 Haddon Avenue Collingswood Camden County, NJ	Closed

CREDIT UNIONS

Consolidations; Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
01-09-2023	EME Credit Union Easton Northampton Credit Union	Filed

Application for approval to merge EME Credit Union, Easton, Northampton County, with and into People First Federal Credit Union, Allentown, Lehigh County.

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

RICHARD VAGUE,
Secretary

[Pa.B. Doc. No. 23-75. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Community Conservation Partnerships Program Grants Available

The Department of Conservation and Natural Resources (Department) announces that applications are now being accepted for the 2023 round of Community Conservation Partnerships Program Grants. These grants are administered by the Bureau of Recreation and Conservation (Bureau).

The open application period will begin Tuesday, January 17, 2023, and will end at 4 p.m. on Wednesday, April 5, 2023. Depending on the funding source, eligible applicants include municipalities and appropriate nonprofit organizations in this Commonwealth.

Applications must be submitted electronically through the Department's Grants portal at <https://apps.dcnr.pa.gov/grants>. Papers, faxed or e-mailed applications will not be accepted. Grant information, project guidance documents, program policies, applications and instructions are available at the Department's Grants portal.

A grant application tutorial video is available on the Department's YouTube channel at https://www.youtube.com/watch?v=9e_RAvYAg6o.

For assistance with the portal, contact the Department's Grants Customer Service Center, (800) 326-7734, DCNR-Grants@pa.gov.

Grant assistance from the Department helps communities and organizations in this Commonwealth plan, acquire and develop recreation, park, and trail facilities, and conserve open space.

The Bureau administers the Community Conservation Partnerships Program, which combines several Federal and State funding sources including the Keystone Recreation, Park and Conservation Fund, Environmental Stewardship Fund, Snowmobile Restricted Account, All-Terrain Vehicle Restricted Account, Heritage and Other Parks Fund, Pennsylvania Recreation Trails Program and the Land and Water Conservation Fund.

The Statewide Comprehensive Outdoor Recreation Plan 2020—2024 at <https://www.dcnr.pa.gov/Recreation/PAOutdoorRecPlan> identifies the Commonwealth's outdoor recreation priorities. Projects will be selected, in part, on how they align to these priorities. These priorities include:

Community parks and recreation: Priority projects in this category include projects that help rehabilitate existing parks and those that improve access for all.

Land conservation: Priority projects in this category include land conservation projects that protect critical

habitat, climate resilient lands, forested watersheds, wetlands and riparian corridors or create critical connections between public or conservation lands.

Watershed restoration/rivers implementation: Priority projects in this category include projects that enhance public access to this Commonwealth's waterways, improve this Commonwealth's watersheds and increase planting community trees and riparian forest buffers.

Trails: Priority projects in this category include projects that close priority trail gaps and implement the 2020—2024 Pennsylvania Land and Water Trail Network Strategic Plan, available online at http://elibrary.dcnr.pa.gov/GetDocument?docId=3176020&DocName=dcnr_20030875.pdf.

Bureau staff are available to assist applicants with developing a competitive application. Staff contact information can be found on the Bureau's web site at http://www.docs.dcnr.pa.gov/cs/groups/public/documents/document/d_001184.pdf.

CINDY ADAMS DUNN,
Secretary

[Pa.B. Doc. No. 23-76. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council Public Meeting

The Conservation and Natural Resources Advisory Council (Council) to the Department of Conservation and Natural Resources (Department) will hold a public meeting on January 25, 2023, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The public meeting may be attended by means of Microsoft Teams through a link found on the Council's web site prior to the public meeting at www.dcnr.pa.gov/cnrac.

Questions concerning this public meeting or agenda items can be directed to Gretchen Leslie at (717) 772-9084. For public comment to be considered at the public meeting, follow the instructions on the Council's web site.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Aara Vinsh directly at (717) 787-9306 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

CINDY ADAMS DUNN,
Secretary

[Pa.B. Doc. No. 23-77. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

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

This notice provides information about persons who have applied to the Department of Environmental Protection (DEP) for a new, renewed, or amended NPDES or WQM permit, or a permit waiver for certain stormwater discharges, or have submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications and NOIs concern, but are not limited to, effluent discharges from sewage treatment facilities and industrial facilities to surface waters or groundwater; stormwater discharges associated with industrial activity (industrial stormwater), construction activity (construction stormwater), and municipal separate storm sewer systems (MS4s); the application of pesticides; the operation of Concentrated Animal Feeding Operations (CAFOs); and the construction of sewage, industrial waste, and manure storage, collection and treatment facilities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376). More information on the types of NPDES and WQM permits that are available can be found on DEP's website (visit www.dep.pa.gov and select Businesses, Water, Bureau of Clean Water, Wastewater Management, and NPDES and WQM Permitting Programs).

Section *Category*

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

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

- Individual and General WQM Permit Applications Received—DEP provides a 15-day public comment period for Individual WQM Permit Applications for new and reissued permits. There is no public comment period for General WQM Permit NOIs.
- General Chapter 92a NPDES Permit NOIs Received—There is no public comment period for General NPDES NOIs received.
- All Transfer and Minor Amendment Applications/NOIs Received—Transfer and Minor Amendment Applications/NOIs received for Individual and General WQM Permits and Individual and General NPDES Permits, excluding PAG-01 and PAG-02, are identified but do not have public comment periods. DEP provides a 15-day public comment period for Individual WQM Permit Applications for amendments.

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

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

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

Applications, NOIs and draft permits, where applicable, may be reviewed at the DEP office that received the application or NOI. Members of the public are encouraged to use DEP's website to obtain additional information as discussed previously.

Comments received within the appropriate comment periods for WQM and NPDES permit applications will be retained by DEP and considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform DEP of the exact basis of a comment and the relevant facts upon which it is based.

DEP office contact information to review applications and NOIs and to submit comments for those applications, when applicable, is as follows:

DEP Southeast Regional Office (SERO)—2 E. Main Street, Norristown, PA 19401-4915. File Review Coordinator: 484-250-5910. Email: RA-EPNPDES_SERO@pa.gov for permits in Sections I & II; RA-EPWW-SERO@pa.gov for permits in Section III.

DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 570-826-5472. Email: RA-EPNPDES_NERO@pa.gov for permits in Sections I & II; RA-EPWW-NERO@pa.gov for permits in Section III.

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

DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570-327-3693. Email: RA-EPNPDES_NCRO@pa.gov for permits in Sections I & II; RA-EPWW-NCRO@pa.gov for permits in Section III.

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

DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6078. Email: RA-EPNPDES_NWRO@pa.gov for permits in Sections I & II; RA-EPWW-NWRO@pa.gov for permits in Section III.

DEP Bureau of Clean Water (BCW)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-787-5017. Email: RA-EPNPDES_Permits@pa.gov.

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

DEP will also accept requests or petitions for public hearings on applications. The request or petition must indicate the interest of the party filing and the reasons why a hearing is warranted. A hearing will be held if DEP determines that there is a significant public interest. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. DEP will postpone its final determination until after a public hearing is held.

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

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

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
5613200	Manure Storage and Wastewater Impoundments Individual WQM Permit	Amendment	Dividing Ridge Farm, LLC 207 Dividing Ridge Road Fairhope, PA 15538-2040	Allegheny Township Somerset County	SWRO
NOEXNW048	No Exposure Certification	Renewal	Rebco, Inc. 650 Brandy Camp Road Kersey, PA 15846-1904	Fox Township Elk County	NWRO
NOEXSC390	No Exposure Certification	New	Walmart Stores East LP 1410 United Drive Shippensburg, PA 17257-9552	Southampton Township Franklin County	SCRO
PAR236119	PAG-03 NPDES General Permit for Industrial Stormwater	Transfer	Holcim Solutions & Products US, LLC Bldg 102 Avenue A Youngwood, PA 15697	Youngwood Borough Westmoreland County	SWRO
PAG103588	PAG-10 NPDES General Permit for Hydrostatic Test Water	New	UGI Utilities, Inc. 1 UGI Drive Denver, PA 17517-9039	Ephrata Township Lancaster County	SCRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG134825	PAG-13 NPDES General Permit for MS4s	Renewal	Catawissa Borough Columbia County 307 Main Street Catawissa, PA 17820-1315	Catawissa Borough Columbia County	NCRO
PAG138336	PAG-13 NPDES General Permit for MS4s	Renewal	Harmony Borough Butler County 217 Mercer Street Harmony, PA 16037-6807	Harmony Borough Butler County	NWRO
1022419	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Ellenberger Mark 394 Bullcreek Road Butler, PA 16002-7778	Jefferson Township Butler County	NWRO
2522440	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Coburn Elizabeth 8111 Grubb Road McKean, PA 16426-1229	McKean Township Erie County	NWRO
4322411	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Henderson Theodore 83 Koncar Road Pulaski, PA 16143-1317	Shenango Township Mercer County	NWRO
WQG02362204	WQG-02 WQM General Permit	New	Elizabethtown Regional Sewer Authority Lancaster County 5 Municipal Drive Elizabethtown, PA 17022-9339	West Donegal Township Lancaster County	SCRO

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

Northeast Regional Office

PA0276014, Pesticides, SIC Code 7999, 9999, **Lake Naomi Club**, Route 423, P.O. Box T, Pocono Pines, PA 18350.

Description of Existing Activity: The application is for a renewal of an NPDES permit for a discharge associated with the application of pesticides in Tobyhanna Township, **Monroe County**.

The receiving surface water, Lake Naomi (on Upper Tunkhannock Creek (HQ-CWF, MF)), is located in State Water Plan watershed 2-A and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. Applicators are required to follow product labeling instructions of pesticides, which may include provisions to reduce application doses and notify public water suppliers in the event applications are conducted near public water supply intakes. The discharges associated with the pesticide applications are not expected to affect public water supplies.

PA DEP has made a tentative determination to issue the NPDES permit subject to the terms and conditions of the permit. An anti-degradation analysis has been completed to document that pesticide application activities in High Quality (HQ) or Exceptional Value (EV) waters will be conducted in a manner that minimizes adverse environmental effects. The proposed permit contains conditions that require implementation of Pest Management Measures, Recordkeeping and Annual Reporting Requirements, and Corrective Action Documentation and Reporting.

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

The EPA waiver is not in effect.

Northwest Regional Office

PA0239615, Sewage, SIC Code 4952, 6552, **Reibold STP Inc.**, 21 Leonberg Road, Cranberry Township, PA 16066-3601. Facility Name: Hidden Acres Walnut Square & Wilsons Ridge STP. This existing facility is located in Forward Township, **Butler 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 is an Unnamed Tributary of Connoquenessing Creek, located in State Water Plan watershed 20-C and classified for Warm Water Fish, 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 .09352 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	Daily Min XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ultraviolet light intensity (µw/cm ²)	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	4.2	XXX	8.4
May 1 - Oct 31	XXX	XXX	XXX	1.4	XXX	2.8
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Ultraviolet light dosage (mWsec/cm ²)	XXX	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0264547, Sewage, SIC Code 4952, 8800, **Genevieve Snyder**, 1622 Pinoak Road, Rimersburg, PA 16248-3106. Facility Name: Genevieve Snyder SRSTP. This existing facility is located in Madison Township, **Clarion 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 is an Unnamed Tributary to Redbank Creek, located in State Water Plan watershed 17-C and classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0264652, Sewage, SIC Code 4952, 8800, **John McGuigan**, 454 Orchard Beach Park Road, North East, PA 16428-3139. Facility Name: John McGuigan SRSTP. This existing facility is located in North East Township, **Erie 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 is an Unnamed Stream to Lake Erie, located in State Water Plan watershed 15-A and is classified for Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg	XXX	6.0	XXX	9.0	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	Daily Min XXX	10.0	Daily Max XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0291455, Sewage, SIC Code 8800, **Stephen Bacher**, 1450 State Route 157, Oil City, PA 16301-4334. Facility Name: Stephen Bacher SRSTP. This proposed facility is located in Cranberry Township, **Venango 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 Horse Creek (CWF), is located in State Water Plan watershed 16-E 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 0.0004 MGD.

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

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

The EPA Waiver is in effect.

Southcentral Regional Office

PA0265896, Storm Water, SIC Code 2951, **Fayetteville Contractors, Inc.**, P.O. Box 610, Fayetteville, PA 17222-0610. Facility Name: Fayetteville Contractors, Inc. Asphalt Plant. This existing facility is located in Antrim Township, **Franklin County**.

Description of Existing Activity: The application is for a renewal NPDES permit for a discharge of stormwater with industrial activity.

The receiving stream(s), Muddy Run (HQ-CWF, MF), is located in State Water Plan watershed 13-C and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001, 003 and 004:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Daily Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs), including applicable BMPs from Appendix M from the PAG-03 (effective 9/24/16 and currently administratively extended)

- Routine Inspections
- Preparedness, Prevention, and Contingency (PPC) Plan
- Stormwater Monitoring Requirements (including Benchmarks for Oil and Grease and TSS)
- Other Requirements

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

The EPA Waiver is in effect.

Southwest Regional Office

PA0026425, Sewage, SIC Code 4952, **Municipality of Penn Hills**, 105 Duff Road, Pittsburgh, PA 15235-3219. Facility Name: Lincoln Rd STP. This existing facility is located in Penn Hills Township, **Allegheny 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), Shades Run (WWF), is located in State Water Plan watershed 18-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 .24 MGD.—Interim Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
Copper, Total (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Lead, Total (ug/L)	XXX	XXX	XXX	Report	Report	XXX
Zinc, Total (ug/L)	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .24 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
Copper, Total (ug/L)	XXX	XXX	XXX	9.36	14.0	14
Lead, Total (ug/L)	XXX	XXX	XXX	3.19	4.98	7.98
Zinc, Total (ug/L)	XXX	XXX	XXX	120.0	120.0	120

The proposed effluent limits for Outfall 001 are based on a design flow of .24 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum	Instantaneous Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min 5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	50.0	75.0 Weekly Avg	Daily Min XXX	25.0	37.5 Weekly Avg	50
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	60.0	90.0 Weekly Avg	XXX	30.0	45.0 Weekly Avg	60
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	Report	XXX	XXX
Total Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Ammonia-Nitrogen Nov 1 - Apr 30	5.0	XXX	XXX	2.63	XXX	5.26
May 1 - Oct 31	3.5	XXX	XXX	1.89	XXX	3.78
Total Phosphorus	XXX	Report	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .24 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

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

The EPA Waiver is in effect.

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

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD450172	New	109 Realty, LLC P.O. Box 164 Mount Pocono, PA 18344	Tobyhanna Township Monroe County	NERO
PAD150233 A-2	Major Amendment	Great Valley School District 47 Church Road Malvern, PA 19355-1539	East Whiteland Township Chester County	SERO
PAD150284	New	Tredyffrin Township 500 Lee Road Chesterbrook, PA 19087	Tredyffrin Township Chester County	SERO
PAD400062	New	Crossroads XOX, LLC James Vozar 1265 Miller Road Wind Gap, PA 18091-9765	Sugarloaf Township Luzerne County	NERO
PAD450125A-1	Major Amendment	PennDOT District 5-0 1002 Hamilton Street Allentown, PA 18101	Chestnuthill Township Monroe County	NERO
PA520001D	New	PPL Elec Utilities Corp 827 Hausman Road Genn4 Allentown, PA 18104-9392	Lackawaxen Township Palmyra Township Pike County	NERO
PA640001D	New	Ivashkova Nataliya 1237 Creamton Drive Honesdale, PA 18431	Mount Pleasant Township Wayne County	NERO
PAC020932	New	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Aleppo Township Allegheny County	SWRO
PAC020943	New	Crafton Land Partners, L.P. 375 Southpointe Boulevard Canonsburg, PA 15317	Kennedy Township Allegheny County	SWRO
PAC020895	New	Beechcreek Transfer Station 195 Lantz Lane Utica, PA 16362	Penn Hills Township Allegheny County	SWRO
PAC020469	New	Upper Allegheny Joint Sanitary Authority 320 Fourth Avenue P.O. Box 431 Tarentum, PA 15084	Harrison Township Allegheny County	SWRO
PAC020279A-9	Major Amendment	The Buncher Company 1300 Penn Avenue Suite 300 Pittsburgh, PA 15222	Findlay Township Allegheny County	SWRO
PAC020826A-1	Major Amendment	Shakespeare Street Associates, LLC 560 Epsilon Drive Pittsburgh, PA 15238	City of Pittsburgh Allegheny County	SWRO
PAC020874	New	Giant Eagle, Inc. 101 Kappa Drive Pittsburgh, PA 15238	Franklin Park Borough Allegheny County	SWRO

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC020893	New	Sparrow Applied Designs, LTD 1744 Briarwood Lane Pittsburgh, PA 15239	Bethel Park Borough Allegheny County	SWRO
PAC020951	New	Franklin Park Borough 2344 W. Ingomar Road Pittsburgh, PA 15237	Franklin Park Borough Allegheny County	SWRO
PAC020870A-1	New	Allegheny County Airport Authority Landside Terminal 4th Floor Mezzanine Suite 1050 Pittsburgh, PA 15231	Findlay Township Allegheny County	SWRO
PAC020950	New	Franklin Park Borough 2344 W. Ingomar Road Pittsburgh, PA 15237	Franklin Park Borough Allegheny County	SWRO
PAC020001A-4	New	Allegheny County Airport Authority Landside Terminal 4th Floor Mezzanine Suite 1050 Pittsburgh, PA 15231	Findlay Township Allegheny County	SWRO
PAC020914	New	Elmhurst Group One Bigelow Square Suite 630 Pittsburgh, PA 15219	Neville Township Allegheny County	SWRO
PAC020818A-1	New	Sheetz, Inc. 5700 Sixth Avenue Altoona, PA 16602	Neville Township Allegheny County	SWRO
PAC020163	New	Jeffery Doughty 2280 Hookstown Grade Road Clinton, PA 15026	Findlay Township Allegheny County	SWRO
PAC020924	New	Clairton Industrial Center, LLC 265 State Street Clairton, PA 15025	City of Clairton Allegheny County	SWRO
PAC020602A-1	New	Carnegie Mellon University 5000 Forbes Avenue Pittsburgh, PA 15213	City of Pittsburgh Allegheny County	SWRO
PAC650100	New	Robert King 114 North Maple Avenue Greensburg, PA 15601	Donegal Township Westmoreland County	SWRO
PAC650316A-2	New	WCIDC 40 North Pennsylvania Avenue 5th Floor Suite 520 Greensburg, PA 15601	East Huntingdon Township Westmoreland County	SWRO
PAC650342	New	Hempfield Township Supervisors 1132 Woodward Drive Greensburg, PA 15601	Hempfield Township Westmoreland County	SWRO
PAC110100	New	CPV Rogue 's Wind, LLC 50 Braintree Hill Office Park Suite 300 Braintree, MA 02184	East Carroll Township Elder Township Cambria County	SWRO

PUBLIC WATER SUPPLY PERMITS

Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17), the following parties have applied for Public Water Supply (PWS) permits to construct or substantially modify public water systems.

Individuals wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30-days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment should

include the name, address and telephone number of the writer and a concise statement to inform the Department of Environmental Protection (DEP) the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, DEP will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

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

SAFE DRINKING WATER

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

Northeast Region: Safe Drinking Water Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Contact: Michele Lauer, Clerical Assistant 2, 570-830-3077.

Application No. 3522503, Construction, Public Water Supply.

Applicant	Covington Owner, LLC Covington Owner Warehouse
Address	303 Peachtree Avenue North East Suite 575 Atlanta, GA 30303
Municipality	Covington Township
County	Lackawanna County
Responsible Official	Mr. S. Jefferson Greenway Covington Owner, LLC Covington Owner Warehouse 303 Peachtree Avenue North East Suite 575 Atlanta, GA 30303
Consulting Engineer	Mr. Timothy K. Steed, P.E. HUNT Engineers, Architects, Land Surveyors & Landscape Architects, DPC 100 Hunt Ctr. Horseheads, NY 14845
Application Received Description	December 28, 2022 Applicant proposes to construct a new non-community PWS system inclusive of a new source of supply, necessary treatment, storage and all necessary piping and appurtenances primarily to remove elevated levels of TDS from the water supply.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

**UNDER ACT 2, 1995
PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent (NOI) to Remediate. An acknowledgment of the receipt of a NOI to Remediate is used to identify a site where an individual proposes to, or has been required to, respond to a release of a regulated substance at a site. Individuals intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a NOI to Remediate with DEP. A NOI to Remediate filed with DEP 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. An individual 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 DEP. Furthermore, an individual shall not be subject to citizen suits or other contribution actions brought by responsible individuals not participating in the remediation.

Under Sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the NOI to Remediate is published in a newspaper of general circulation in the area of the site. For the following identified site(s), proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30-days of the following specified date. During this comment period the municipality may request that the following identified individual, 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 plans or reports, please contact the Regional Office Program Manager listed previously in the notice.

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

The DEP has received the following Notice(s) of Intent to Remediate.

Northcentral Region: Environmental Cleanup & Brownfields Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Lisa Hensel, Clerical Assistant 2, 570-327-3653.

MTL 4H on the MTL Pad, Primary Facility ID # **863241**, 854 Hemlock Road, Wyalusing, PA 18853, Wyalusing Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001 on behalf of Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Notice of Intent to Remediate concerns site soil contaminated with production water. The applicant proposes to remediate the site to meet the Background and Statewide health standards. The Notice of Intent to Remediate was published in *The Review* on December 17, 2022. Application received: December 27, 2022.

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

Contact: Eric Supey, Environmental Program Manager.

West Union Boulevard Tanker Accident, Primary Facility ID # **862528**, West Union Boulevard at Raymond Avenue, Bethlehem, PA 18015, City of Bethlehem, **Lehigh County**. EMS Environmental, 4550 Bath Pike, Bethlehem, PA 18017 on behalf of Dalton Delivery Service, 4458 Commerce Drive, Whitehall, PA 18052, submitted a Notice of Intent to Remediate soil, groundwater, and surface water were contaminated by a release of diesel and gasoline. The Notice of Intent to Remediate was published in *The Lehigh Valley Press* on December 14, 2022. Application received: January 4, 2023.

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Environmental Cleanup & Brownfields Program Manager, 717-705-4705.

Washington Place Apartments, Primary Facility ID # **863380**, 250 College Avenue, Lancaster, PA 17603, City of Lancaster, **Lancaster County**. ECS Mid-Atlantic, LLC, 52 Grumbacher Road, Suite 6, York, PA 17406 on behalf of College Avenue Property Holding Co., LLC, 701 Cathedral Street, Baltimore, MD 21201, submitted a Notice of Intent to Remediate soil contaminated with Arsenic. The site will be remediated to the site-specific standard. Future use of the site is intended for the current building to be remodeled into apartment housing. The Notice of Intent to Remediate was published in *LNP Media Group, Inc.* on December 6, 2022. Application received: December 16, 2022.

McGinness Innovation Park, Primary Facility ID # **863366**, 1020 Manor Street, Columbia, PA 17512-1828, Columbia Borough, **Lancaster County**. ECS Mid-Atlantic, LLC, 52 Grumbacher Road, Suite 6, York, PA 17406 on behalf of Columbia Borough, 308 Locust Street, Columbia, PA 17512, submitted a Notice of Intent to Remediate. Notice of Intent to Remediate soil contaminated with Metals. The site will be remediated to the site-specific standard. Future use of the site will be nonresidential, as a commercial business park. The Notice of Intent to Remediate was published in *LNP Media Group, Inc.* on October 13, 2022. Application received: November 22, 2022.

HAZARDOUS WASTE TRANSPORTER LICENSE

Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); and Hazardous Waste Regulations to Transport Hazardous Waste.

New Applications Received

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Penoco, Inc., 485 East College Ave, Pleasant Gap, PA 16823. **License No. PA-AH 0932**. Accepted: November 23, 2022.

Renewal Applications Received

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Ross Transportation Services, Inc., 36790 Giles Road, Grafton, OH 44044. **License No. PA-AH 0133**. Accepted: December 8, 2022.

EQ Northeast, Inc., 185 Industrial Road, Wrentham, MA 02093. **License No. PA-AH 0224**. Accepted: December 14, 2022.

Cousins Waste Control, LLC, 900 Georgia Avenue, Deer Park, TX 77536. **License No. PA-AH 0344**. Accepted: December 8, 2022.

TCI of NY, LLC, P.O. Box 936, Coeymans, NY 12045. **License No. PA-AH 0842**. Accepted: December 20, 2022.

Greentree Transportation Company, 654 Enterprise Drive, Limerick, PA 19468. **License No. PA-AH 0909**. Accepted: December 8, 2022.

REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSE

Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P.L. 525, No. 93) and Regulations to Transport Regulated Medical and Chemotherapeutic Waste License.

Renewal Applications Received

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Brandywine Green, LLC DBA Pet Memorial Services, 126 Turner Lane, West Chester, PA 19380. **License No. PA-HC 0195**. Accepted: December 14, 2022.

Medxwaste-NY LLC DBA Red Bags, 1014 Grand Blvd, Deer Park, NY 11729. **License No. PA-HC-0277**. Accepted: December 8, 2022.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department of Environmental Protection (DEP) has developed an integrated plan approval, State Operat-

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

The DEP received applications for Plan Approvals or Operating Permits from the following facilities. Copies of the application, DEP's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate DEP Regional Office. Appointments for scheduling a review must be made by calling the appropriate DEP Regional Office. The address and telephone number of the Regional Office is listed before the application notices.

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

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

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

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

PLAN APPROVALS

Notice of Intent to Issue Plan Approval(s) and Notice of Intent to Issue or Amend Operating Permit(s) Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These Actions May Include the Administrative Amendments of an Associated Operating Permit.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Dave Balog, New Source Review Chief, 814-332-6328.

03-185B: Vista Metals, Inc., 1024 East Smithfield Street, McKeesport, PA 15135, East Franklin Township, **Armstrong County**. Application received: August 17, 2021.

The Department of Environmental Protection intends to issue a plan approval to Vista Metals, Incorporated for changes to powdered metal processing equipment at their Kittanning Plant facility (189 Nolte Drive, Kittanning, PA 16201).

The plan approval would authorize the replacement of four existing ball mills (Source 104, Ball Mills) with two new attritors (Source 105, Attritors 6) and the initial operation of one associated powdered metal slurry dryer (Source ID 106). The Attritor milling process would be controlled by an existing dust collector during powdered metal loading. Heptane would be added to the process which is to occur in a covered water-cooled vessel. The dryer would heat the slurry after milling to remove the heptane. Heptane vapors would be captured using a vapor condensing solvent recovery system. The sources in this plan approval would primarily generate VOC (heptane) emissions. Loading of the attritors would also result in PM emissions. Emissions of VOC will be controlled by a solvent recovery system which is estimated to operate with over 99% control efficiency by the manufacturer (Wintek) given the loading scenario provided to them by Vista and the operational criteria prescribed. VOC emissions will be restricted to 0.26 lb/hr and 1.140 tpy. PM emissions from the dust collector will be limited to 0.02 grain/dscf.

This would remain a natural minor facility upon completion of the project. Public notice is obligatory for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. The Plan Approval will contain testing, recordkeeping, emission restriction, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

In accordance with 25 Pa. Code § 127.44(f)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP at (814) 332-6940.

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Mead-

ville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [03-00185B: Vista Metals, Inc.] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region. Written comments or requests for a public hearing should be directed to Eric A. Gustafson, 230 Chestnut St., Meadville, PA 16335, (814) 332-6819.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.

06-05160A: EPP Renewable Energy LLC, 1605 North Cedar Crest Boulevard, Allentown, PA 18104-2388, Cumru Township, **Berks County**. Application received: July 5, 2022. For the installation of an on-site landfill gas (LFG) to energy plant at the Western Berks Landfill (WBLF). The energy plant will consist of a gas treatment system and two (2) 2,233 bHP (1,600 kW) Caterpillar G3520C engines. Leftover gas present at a flow of 500 scfm or less from one or more of the engines will be combusted in the candlestick flare, owned and operated by WBLF. Potential emissions from the project are estimated to be: 133.7 tpy CO, 43.1 tpy NO_x, 6.5 tpy PM/PM₁₀/PM_{2.5}, 35.0 tpy SO_x, 6.5 tpy VOC, 18.8 tpy of a single HAP (formaldehyde), and 20.2 tpy of combined HAPs. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements (BAT) of 25 Pa. Code §§ 127.1 and 127.12, 40 CFR 62, Subpart OOO—Federal Plan Requirements for Municipal Solid Waste Landfills That Commenced Construction On or Before July 17, 2014 and Have Not Been Modified or Reconstructed Since July 17, 2014, and 40 CFR 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an operating permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

OPERATING PERMITS

Notice of Intent to Issue Title V Operating Permit(s) Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.

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

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

OP22-000052, Cardone Industries, Inc., 5660 Rising Sun Avenue, Philadelphia, PA 19120, City of Philadelphia, **Philadelphia County**. Application received: October 20, 2022. The City of Philadelphia, Air Management Services (AMS) intends to issue a renewal of the Title V Operating Permit (TVOP) for the operation of an automotive parts re-manufacturing facility in the City of Philadelphia, Philadelphia County. The facility's air emissions' sources include the following: six (6) spray booths; sixty-six (66) natural gas combustion units, each less than 5 MMBtu/hr; eighteen (18) burn out ovens firing natural gas or propane, each rated 4 MMBtu/hr or less; one (1) 500 kw diesel emergency generator; and Two (2) shot blasting units, each with a dust a collector. Persons wishing to file protest, comments, or request a public hearing on the above TVOP must submit the protest, comments, or public hearing request within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the TVOP or hold a public hearing. Protests, comments, and requests for a public hearing must be mailed to Source Registration, Air Management Services, 321 University Ave., Philadelphia, PA 19104 or e-mailed to DPHAMS_Service_Requests@phila.gov with "Cardone OP22-000052" in the subject line. AMS suggests submitting any mailed correspondence also by e-mail.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief, 484-250-5920.

09-00014, Northeast Foods, Inc./Bake Rite Rolls Division, 2945 Samuel Dr., Bensalem, PA 19020-7305, Bensalem Township, **Bucks County**. Application received: July 12, 2021. This action is for the renewal of their Title V Operating. The Title V Operating Permit was most recently issued on March 6, 2017. The facility's major emission points include: Muffin Griddle 2 and Stewart Systems Roll, which emit major levels of volatile organic compounds (VOCs). For 2021 the facility recorded the following emissions: 0.0162 TPY of SO_x, 3.7764 TPY of NO_x, 2.2659 TPY of CO, 29.0158 TPY of VOC, 0.2050 TPY of PM, 0.1537 TPY of PM₁₀, 0.0513 TPY of PM_{2.5}, 3237 TPY of CO₂, 0.0621 TPY of CH₄, and 0.0592 TPY of N₂O. The 8 kW, Generac emergency generator has been replaced with 11kW natural gas fired Generac generator. This emergency generator is subject to 40 CFR Part 60 Subpart JJJJ. The renewed Title V operating permit will contain sufficient monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft permit can be submitted through the Air Quality resource account at RA-EPSEROAQPUBCOM@pa.gov.

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

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

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

39-00056, Lehigh County Auth WWTP, 7676 Industrial Blvd, Allentown, PA 18106, Upper Macungie Township, **Lehigh County**. Application received: December 12, 2022. The Department intends to issue a renewal State Only Operating Permit for their wastewater treatment plant. The proposed operating permit contains all 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.

40-00034, Schott North America Inc., 2 International Dr., Ste 105, Rye Brook, NY 10573, Duryea Borough, **Luzerne County**. Application received: December 12, 2022. The Department intends to issue a renewal State Only Operating Permit for their pressed and blown glass manufacturing facility. The proposed operating permit contains all 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.

39-00072, Hamilton 9999 Assoc LP, 9999 Hamilton Blvd, Breinigsville, PA 18031, Upper Macungie Township, **Lehigh County**. Application received: November 22, 2022. The Department intends to issue a renewal State Only Operating Permit for their semiconductors and related devices manufacturing facility. The proposed operating permit contains all 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.

48-00100, Tierpoint Pennsylvania Two LLC, 3949 Schelden Circle, Bethlehem, PA 18017, Hanover Township, **Northampton County**. Application received: November 29, 2022. The Department intends to issue a renewal State Only Operating Permit for their data processing services facility. The proposed operating permit contains all 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.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

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

37-00350, Amerikohl Aggregates, Incorporated, Gardner Mine, 1384 State Route 711, Stahlstown, PA 15687-1301, Wayne Township, **Lawrence County**. Application received: February 28, 2022. The Department is providing notice they intend to issue a new State Only Operating Permit for the portable crushing plant. The facility consists of the mineral processing plant (feeders, crushers, conveyors, screening, stackers), a 1,676-bhp diesel engine that powers the processing plant, a back-up 1,676-bhp diesel engine, an 80.5-bhp diesel tire wash engine, an 80.5-bhp diesel generator engine, and a 100-bhp diesel water pump engine. The potential emissions of the primary pollutants from the facility are as follows: PM₁₀: 3.876 TPY, PM_{2.5}: 2.276 TPY, NO_x: 49.322 TPY, SO_x: 4.959 TPY, TOC: 5.756 TPY, and CO: 14.651 TPY; thus, the facility is a natural minor. Both

1,676-bhp engines are subject to 40 CFR Part 63, Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines. The other three engines are subject to 40 CFR 60 Subpart IIII, Standards of Performance for Stationary CI Internal Combustion Engines. The processing facility is subject to 40 CFR 60 Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants. The facility and primary engine are subject to Plan Approval 37-350B conditions, which includes a yearly operation limit on the diesel engine. The 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.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Janine Tulloch-Reid, Facilities Permitting Chief, 484-250-5920.

46-00054, Abington Memorial Hospital, 1200 Old York Rd., Abington, PA 19001-3720, Abington Township, **Montgomery County**. Application received: August 26, 2022. For renewal of a non-Title V, Synthetic Minor Operating Permit in Abington Township, Montgomery County. The renewed permit incorporates a previous Federally-enforceable potential to emit limit of 24.99 tons per year of nitrogen oxides (NO_x) for the entire facility. The permitted sources include four (4) dual fuel (natural gas and No. 2 fuel oil) boilers, thirteen (13) miscellaneous emergency generators with ratings ranging from 200-kW to 1,500-kW and a natural gas-fired cogeneration unit that is the facility's main source of steam. The permit includes monitoring, recordkeeping and reporting requirements designed to address all applicable air quality requirements. Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft permit can be submitted through the Air Quality resource account at RA-EPSEROAQPUBCOM@pa.gov.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

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

63-00983, Columbia Gas Transmission, LLC, 2900 E Maiden Street, Washington, PA 15301, Amwell Township, **Washington County**. Application received: September 28, 2022.

In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue a renewed natural minor state-only operating permit for the Columbia Gas Transmission, LLC Redd Farm Compressor Station located at 40.145 N, 80.203889 W in Amwell Township, Washington County. Sources of emissions consist of two (2) 4,700-bhp Solar Centaur 40-4700S natural gas-fired compressor turbines, one (1) 440-bhp Waukesha VGF-F18GL emergency generator, venting/blowdowns, fugitive emission components, space heaters totaling less than 4.2 MMBtu/hr, one (1) 2,000-gallon pipeline liquids storage tank, pneumatic devices, and pigging operations. Potential emissions from this facility are estimated to be 41.6 TPY NO_x, 66.5 TPY CO, 8.0 TPY PM₁₀, 8.0 TPY PM_{2.5}, 3.3 TPY VOC, 0.6 TPY total HAP, 0.5 TPY single HAP, 0.4 TPY SO_x, and 53,205 TPY CO_{2e}.

Those who wish to provide the Department with additional written information that they believe should be

considered prior to the issuance of the natural minor state-only operating permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comment, identification of the proposed Operating Permit (63-00983) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

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

All comments must be received prior to the close of business 30 days after the date of this publication. The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx>.

COAL & NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21).

Mining activity permits issued in response to such applications are also subject to applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection (DEP). A copy of the application is available for inspection at the District Mining Office indicated above each application. Requests for 401 Water Quality Certifications are included in individual application only if noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application may be submitted by any person or any officer or head of any Federal, State or Local Government Agency or Authority to DEP at the address of the District Mining Office indicated above each application within 30-days of this publication, or within 30-days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences). Such comments or objections should contain the name, address and phone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform DEP on the basis of comment or objection and relevant facts upon which it is based.

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

Where a National Pollutant Discharge Elimination System (NPDES) number is listed, the mining activity permit application is associated with an application for an NPDES permit. A separate notice will be provided for the draft NPDES permit.

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

Coal Applications

Effluent Limits—The following range of effluent limits (Table 1) will apply to NPDES permits issued in conjunction with the associated coal mining activity permit. Additional effluent limits will be listed as part of the publication of the draft NPDES permit.

Table 1

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

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

Contact: Bonnie Herbert, Clerical Assistant 3.

Mining Permit No. 30121301. NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Richhill and Morris Townships, **Greene County**. To revise the permit and related NPDES permit for the installation of a cement borehole, affecting the proposed 0.3 surface acre. Application received: October 13, 2022. Accepted: December 13, 2022.

Mining Permit No. 11051301. NPDES No. PA0235652. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, Cresson and Munster Townships, **Cambria County.** To revise the permit and related NPDES permit for installation of a degas borehole affecting the proposed 1.6 surface acres. Application received: October 21, 2022. Accepted: December 16, 2022.

Mining Permit No. 32221302. NPDES No. PA0236624. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, Pine and Buffington Townships and Blacklick Township, **Indiana County and Cambria County.** To operate a new underground mine including three (3) new NPDES outfalls, affecting the proposed 94.3 surface acres, 5,366.0 underground acres, and 5,366.0 subsidence control plan acres. Blasting may be conducted. Receiving stream(s): North Branch Blacklick Creek, classified for the following use: CWF. Application received: November 4, 2022. Accepted: December 20, 2022.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.

Contact: Melanie Ford-Wigfield, 814.472.1900, ra-epcambria@pa.gov.

Mining Permit No. 56841606. NPDES No. PA0110507. Brothersvalley Coal Sales, Inc., P.O. Box 38, Berlin, PA 15530, Brothersvalley Township, **Somerset County.** NPDES renewal for the Scurfield Coal Preparation Plant affecting 11.0 acres. Receiving stream: unnamed tributary to Buffalo Creek to Casselman River classified for the following use: CWF. Application received: December 21, 2022.

Mining Permit No. 32901603. PA0214507. Tipple Four J, Inc., P.O. Box 435, Seward, PA 15954, Armstrong Township, **Indiana County.** Renewal to the NPDES permit and mining activity permit for the Tipple Four J Preparation Plant affecting 8.1 acres. Receiving stream: Crooked Creek classified for the following use: WWF. Application received: December 21, 2022.

Mining Permit No. 56110106. Wilson Creek Energy, LLC, P.O. Box 260, Friedens, PA 15541, Quemahoning Township, **Somerset County.** Permit renewal for reclamation only of a bituminous surface and auger mine affecting 176.9 acres. Receiving streams: unnamed tributaries to Quemahoning Creek classified for the following use: CWF. Application received: January 5, 2023.

Mining Permit No. 56120117. Wilson Creek Energy, LLC, P.O. Box 260, Friedens, PA 15541, Quemahoning Township, **Somerset County.** Permit renewal for reclamation only of a bituminous surface and auger mine affecting 241.6 acres. Receiving stream: Hoffman Run and unnamed tributaries to Quemahoning Creek classified for the following use: CWF. Application received: January 5, 2023.

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

Contact: Cayleigh Boniger, Clerical Assistant 2, 814-797-0824.

Mining Permit No. 33120102. NPDES No. PA0259268. Original Fuels, Inc., P.O. Box 343, Punxsutawney, PA 15767, Perry Township, **Jefferson County.** Renewal of an existing bituminous surface mine. Application received: December 27, 2022.

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

Contact: Tracy Norbert or RA-EPNEWSTANTON@pa.gov.

Incidental Coal No. 02230901. Hillsdale Construction and Excavation Company, Inc., 18367 Route 286 Highway East, Marion Center, PA 15759, Elizabeth Township, **Allegheny County.** Application for commencement and operation for coal removal incidental to the construction of the Olympus Energy, LLC—Heracles Well Pad, affecting 24.2 acres. Receiving streams: Unnamed tributary to Fallen Timber Run. Application received: December 22, 2022.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 54880201. Blaschak Anthracite Corp., P.O. Box 12, Mahanoy City, PA 17948, Pine Grove Township, **Schuylkill County.** Renewal for reclamation only of an anthracite coal refuse reprocessing and preparation plant operation affecting 61.4 acres. Receiving stream: Swatara Creek, classified for the following uses: CWF, MF. Application received: December 22, 2022.

Noncoal Applications

Effluent Limits—The following Table 2 effluent limits apply to NPDES permits issued in conjunction with a noncoal mining permit. Additional effluent limits will be listed as part of the publication of the draft NPDES permit.

Table 2

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

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

Contact: Ashley Foster, Clerical Assistant 3, 814-342-8215.

Mining Permit No. 59020301. GP-104 PAM222008. Cross Excavating, LLC, 19316 Route 6, Mansfield, PA 16933, Lawrence Township, **Tioga County.** Transfer of an existing large noncoal mining permit located in Lawrence Township,

Tioga County affecting 16.6 acres. Transfer of permit from Chad E. Cross. Receiving stream(s): Harts Creek to Tioga River classified for the following use(s): WWF. Application received: April 4, 2022. Permit issued: January 3, 2023. Transfer issued: January 3, 2023.

Mining Permit No. 59120301. GP-104 PAM222007. Cross Excavating, LLC, 19316 Route 6, Mansfield, PA 16933, Sullivan Township, **Tioga County**. Transfer of an existing large noncoal mining permit located in Sullivan Township, Tioga County affecting 65.2 acres. Transfer of permit from Chad E. Cross. Receiving stream(s): UNT to Corey Creek, Corey Creek to Tioga River classified for the following use(s): CWF. Application received: April 4, 2022. Permit issued: January 3, 2023. Application received: April 4, 2022. Transfer issued: January 3, 2023.

MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed National Pollutant Discharge Elimination System (NPDES) permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (DEP) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

Effluent Limits for Coal Mining Activities

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

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

pH must always be greater than 6.0; less than 9.0.
Alkalinity must always be greater than acidity.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Effluent Limits for Noncoal Mining Activities

The limits for noncoal mining activities as provided in 25 Pa. Code § 77.522 are pH 6 to 9 and other parameters DEP may require.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

Coal NPDES Draft Permits

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

Contact: Cayleigh Boniger, Clerical Supervisor 2, 814-797-0824.

NPDES No. PA0259403. Mining Permit No. 10120107. Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16001, Donegal Township, **Butler County**. Revision of an NPDES permit. Application received: November 21, 2022.

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

Contact: Ashley Foster, Clerical Assistant 3, 814-342-8215.

NPDES No. PA0256480. Mining Permit No. 17070114. Swisher Contracting, Inc., P.O. Box 1223, Clearfield, PA 16830, Girard Township, **Clearfield County**. Application received: October 7, 2022.

Renewal of an NPDES permit for discharge of water resulting from bituminous coal surface mining in Girard Township, Clearfield County, affecting 119.4 acres. Receiving streams: unnamed tributary to/and Bald Hill Run, classified for the following use(s): CWF. Application received: October 7, 2022.

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.

<i>Outfall No.</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001 (TB1)	Existing	Treatment Basin 1	Intermittent
002 (TB2)	Existing	Treatment Basin 2	Intermittent
003 (SPA)	Existing	Sediment Pond A	Precipitation Induced
004 (SPB)	Existing	Sediment Pond B	Precipitation Induced
005 (SPC)	Existing	Sediment Pond C	Precipitation Induced

The following outfalls discharge to Bald Hill Run:

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

<i>Outfalls: 001 & 002 (All Discharges)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)		Report	
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Report	
Flow (gpm)		Report	
Temperature (°C)		Report	
Specific Conductivity (µmhos/cm)		Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 003 & 004 (Dry Weather)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)		Report	
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Report	
Flow (gpm)		Report	
Temperature (°C)		Report	
Specific Conductivity (µmhos/cm)		Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 003 & 004 (≤10-yr/24-hr Precipitation Event)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	N/A	N/A	7.0
Total Settleable Solids (mL/L)	N/A	N/A	0.5
Sulfate (mg/L)		Report	
Flow (gpm)		Report	
Temperature (°C)		Report	
Specific Conductivity (µmhos/cm)		Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

Outfalls: 003 & 004 (>10-yr/24-hr Precipitation Event)
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 outfall discharges to an unnamed tributary to Bald Hill Run:

<i>Outfalls: 005 (All Discharges)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)	2.2	4.4	5.5
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Report	
Flow (gpm)		Report	
Temperature (°C)		Report	
Specific Conductivity (µmhos/cm)		Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

Noncoal NPDES Draft Permits

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.

Contact: Melanie Ford-Wigfield, 814.472.1900, ra-epcambria@pa.gov.

NPDES No. PA0249319. Mining Permit No. 31020302. Glenn O. Hawbaker, Inc., 1952 Waddle Road, Suite 203, State College, PA 16802, Morris Township, **Huntingdon County**. Renewal of an NPDES permit affecting 182.1 acres related to a noncoal mining activity permit. Receiving stream: unnamed tributary to Frankstown Branch Juniata River, classified for the following use: WWF. Application received: December 7, 2022.

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

The following treated wastewater outfalls discharge to unnamed tributary to Frankstown Branch Juniata River:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	Existing	TWO	Precipitation Induced

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

<i>Outfalls 001 (All Discharges)</i>		<i>30-Day</i>	<i>Daily</i>	<i>Instant</i>
<i>Parameter (unit)</i>	<i>Minimum</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Total Suspended Solids (mg/L)	XXX	35.0	70.0	90.0
pH (S.U.)	6.0	XXX	XXX	9.0
Flow (mgd)	XXX	1.44	XXX	XXX

NPDES No. PA0599352. Mining Permit No. 4074SM12. New Enterprise Stone & Lime Co., Inc., P.O. Box 77, New Enterprise, PA 16664, Jefferson Township, **Somerset County**. Renewal of an NPDES permit affecting 317 acres related to a noncoal mining activity permit. Receiving stream: unnamed tributaries to Kooser Run, classified for the following use: HQ-CWF. The receiving stream is included in the Casselman River TMDL. Application received: December 27, 2022.

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

The following outfalls discharge to Unnamed Tributary to Kooser Run:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
005	Existing	TFO	0.216 MGD
001	Existing	SWO	Precipitation Induced
002	Existing	SWO	Precipitation Induced
003	Existing	SWP	Precipitation Induced

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

<i>Outfalls 005 (All Discharges)</i>		<i>30-Day</i>	<i>Daily</i>	<i>Instant</i>
<i>Parameter (unit)</i>	<i>Minimum</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Total Suspended Solids (ml/L)	XXX	20.0	40.0	50.0
Total Iron (mg/L)	XXX	1.5	3.0	3.7
Total Manganese (mg/L)	XXX	2.0	4.0	5.0
Total Aluminum (mg/L)	XXX	0.75	1.5	1.8
pH (S.U.)	6.0	XXX	XXX	9.0
Temperature (°C)	XXX	XXX	XXX	Report
Specific Conductance (µmhos/cm)	XXX	XXX	XXX	Report
Flow (gpm)	XXX	XXX	XXX	Report
<i>Outfalls 001—003 (All Discharges)</i>		<i>30-Day</i>	<i>Daily</i>	<i>Instant</i>
<i>Parameter (unit)</i>	<i>Minimum</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Total Suspended Solids (ml/L)	XXX	20.0	40.0	50.0
Ph (S.U.)	6.0	XXX	XXX	9.0
Temperature (°C)	XXX	XXX	XXX	Report
Specific Conductance (µmhos/cm)	XXX	XXX	XXX	Report
Oil and Grease (mg/L)	XXX	XXX	XXX	Report
Flow (gpm)	XXX	XXX	XXX	Report

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

Contact: Cayleigh Boniger, Clerical Supervisor 2, 814-797-0824.

NPDES No. PA0280828. Mining Permit No. 10210303. Allegheny Mineral Corporation, P.O. Box 1022, Kittanning, PA 16201, Marion Township, **Butler County**. New NPDES permit. Application received: November 14, 2022.

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

The following treated wastewater outfalls discharge to unnamed tributaries to Blacks Creek:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate: MGD</i>
001	New	SWO	0.041
002	New	SWO	0.057
003	New	SWO	0.025

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35.0	70.0	90.0

Alkalinity greater than acidity¹

¹The parameter is applicable at all times.

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

The following treated wastewater outfalls discharge to unnamed tributaries to Blacks Creek:

<i>Outfall Number</i>	<i>New or existing</i>	<i>Type</i>	<i>Discharge Rate: MGD</i>
004	New	TFO	0.216
005	New	TFO	0.216
006	New	TFO	0.216

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		1.5	3.0	3.5
Manganese (mg/l)		1.0	2.0	2.3
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35.0	70.0	90.0

Alkalinity greater than acidity¹

¹The parameter is applicable at all times.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

NPDES Permit No. PA0595659. Mining Permit No. 7775SM9. Glen-Gery Corp., 1166 Spring Street, Wyomissing, PA 19610, Perry Township, **Berks County.** Application received: October 4, 2022.

Renew an NPDES permit affecting 225.0 acres. Receiving stream: unnamed tributary to Schuylkill River, classified for the following use: WWF.

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

The following treated wastewater outfalls discharge to unnamed tributary to Schuylkill River:

<i>Outfall Number</i>	<i>New or existing</i>	<i>Type</i>	<i>Discharge Rate MGD</i>
001	Existing	SWO	0.12
002	Existing	SWO	0.15
003	Existing	SWO	0.12
004	Existing	SWO	0.03
005	Existing	SWO	0.01

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH	6.0			9.0
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Total Iron (mg/L)		3.0	6.0	7.0
Net Alkalinity (mg/L)	0.0			

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water

Quality Certification have been received by the Department of Environmental Protection (DEP). Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341), requires the State to certify that the involved projects will not violate the applicable

provisions of Sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), as well as relevant State requirements. Individuals objecting to approval of a request for certification under Section 401 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30-days of the date of this notice, as well as any questions to the office noted above the application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed, and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The DEP may schedule a fact-finding hearing or an informal conference in response to comments if deemed necessary. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8:00 a.m. and 4:00 p.m. on each working day at the office noted above the application.

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

Southeast Region: Waterways & Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Elaine Henderson, Clerical Assistant 3, 484-250-5157.

E1501222-010. PECO Energy Company, 2301 Market Street, N3-3, Philadelphia, PA 19103, Willistown Township, **Chester County**. U.S. Army Corps of Engineers Philadelphia District. Application received: December 29, 2022.

To construct and maintain a new 4-inch, high pressure plastic gas main along Harvey Lane via horizontal directional drill (HDD) within the roadway and will cross under two culverts approximately 250-feet apart carrying the West Branch of Crum Creek (EV-MF) associated with the new ties-ins to residential properties. The site is located along Harvey Lane (Malvern, PA USGS Quadrangle) in Willistown Township, Chester County. Latitude: 40.013349°, Longitude: -75.511013°.

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department of Environmental Protection (DEP) has taken the following actions on previously received applications for new, amended, and renewed National Pollutant Discharge Elimination System (NPDES) and Water Quality Management (WQM) permits, applications for permit waivers, and Notice of Intent (NOIs) for coverage under General Permits, as listed in the following tables. This notice of final action is published in accordance with 25 Pa. Code Chapters 91, 92a, and 102 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376). The official file for each listed action can be reviewed at the DEP or delegated County Conservation District (CCD) office identified in the table for the action. DEP/CCD office contact information is listed as follows for Section I and is contained within the table for Section II. Additional information for permits issued under 25 Pa. Code Chapters 91 and 92a and Individual permits under 25 Pa. Code Chapter 102, including links to Individual Chapter 92a NPDES and WQM Permits, may be reviewed by generating the “Final Actions Report” on DEP’s website at www.dep.pa.gov/CWPublicNotice.

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

DEP Southeast Regional Office (SERO)—2 E. Main Street, Norristown, PA 19401-4915. File Review Coordinator: 484-250-5910. Email: RA-EPNPDES_SERO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SERO@pa.gov for Chapter 102 permits.

DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 570-826-5472. Email: RA-EPNPDES_NERO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NERO@pa.gov for Chapter 102 permits.

DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717-705-4732. Email: RA-EPNPDES_SCRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SCRO@pa.gov for Chapter 102 permits.

DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570-327-3693. Email: RA-EPNPDES_NCRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NCRO@pa.gov for Chapter 102 permits.

DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412-442-4286. Email: RA-EPNPDES_SWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SWRO@pa.gov for Chapter 102 permits.

DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6078. Email: RA-EPNPDES_NWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NWRO@pa.gov for Chapter 102 permits.

DEP Bureau of Clean Water (BCW)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-787-5017. Email: RA-EPNPDES_Permits@pa.gov.

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law).

The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. Appeals must be filed with the Board within 30-days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law. For individuals who wish to challenge an action, the appeal must reach the Board within 30-days. A lawyer is not needed to file an appeal with the Board. Individuals who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at 717-787-3483 for more information. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at 717-787-3483. Important legal rights are at stake, however, so individuals should contact a lawyer at once.

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

For actions taken on applications for pipelines that are regulated by the Federal Energy Regulatory Commission (FERC).

Any person aggrieved by this action may challenge it in an appropriate legal forum. The State and Federal courts are currently split on whether the proper forum to challenge a Department permit, authorization or approval for a facility or activity subject to the Federal Natural Gas Act, 15 U.S.C.A. § 717 et seq., is the United States Court of Appeals for the Third Circuit or the Pennsylvania Environmental Hearing Board. See *Delaware Riverkeeper Network v. Sec'y, Dep't of Env'tl. Prot.*, 833 F.3d 360 (3d Cir. 2016); *Delaware Riverkeeper Network v. Sec'y, Dep't of Env'tl. Prot.*, 903 F.3d 65 (3d Cir. 2018), cert. denied, 139 S. Ct. 1648, 203 L. Ed. 899 (2019) and *Cole v. Dep't. of Env'tl. Prot.*, 1577 C.D. 2019 WL 2420667 (Pa. Cmwlth Ct. June 15, 2021) (Pet. for Allowance of Appeal pending); *West Rockhill Twp. v. Dep't of Env'tl. Prot.*, No. 1595 C.D. 2019 WL 2426014 (Pa. Cmwlth. June 15, 2021) (Pet. for Allowance of Appeal pending).

I. Final Action(s) on NPDES and WQM Permit Application(s) and NOIs for Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides, CAFOs and Individual Construction Stormwater.

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0281867	CAFO Individual NPDES Permit	Issued	C & J Farm 949 Harman Lane Warfordsburg, PA 17267	Union Township Fulton County	SCRO
PAD020005	Chapter 102 Individual NPDES Permit	Issued	Almono LP 225 Fifth Avenue Pittsburgh, PA 15222	Pittsburgh City Allegheny County	SWRO
PA0011631	Industrial Stormwater Individual NPDES Permit	Issued	WP Cromby LLC 133 River Road Mystic, CT 06355	East Pikeland Township Chester County	SERO
PA0063479	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Weis Market Inc. 1000 South Second Street Sunbury, PA 17801	Salem Township Wayne County	NERO
PA0091341	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Moniteau School District 1810 W Sunbury Road West Sunbury, PA 16061-1220	Cherry Township Butler County	NWRO
PA0218855	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Consol PA Coal Co. LLC 1000 Consol Energy Drive Suite 100 Canonsburg, PA 15317-6506	East Finley Township Washington County	SWRO
PA0221848	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	USDA Forest Service 4 Farm Colony Drive Warren, PA 16365-5206	Corydon Township McKean County	NWRO

NOTICES

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0252921	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Dana Mining Co. of PA, Inc. 966 Crafts Run Road Maidsville, WV 26541-8145	Dunkard Township Greene County	SWRO
PA0050466	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	East Vincent Township Chester County 262 Ridge Road Spring City, PA 19475-2203	East Vincent Township Chester County	SERO
PA0063461	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Mehoopany Township Wyoming County P.O. Box 133 Mehoopany, PA 18629-0133	Mehoopany Township Wyoming County	NERO
1422203	Minor and Non-NPDES Industrial Waste Treatment Facility Individual WQM Permit	Issued	Monument Water Authority 2332 Monument Orviston Road Beech Creek, PA 16822-9101	Liberty Township Centre County	NCRO
0365S47	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Fredonia Borough Mercer County 45 Water Street P.O. Box 487 Fredonia, PA 16124-5013	Fredonia Borough Mercer County	NWRO
NOEXNW109	No Exposure Certification	Issued	Franklin Bronze Precision Components, LLC 655 Grant Street Franklin, PA 16323-2217	Franklin City Venango County	NWRO
NOEXNW219	No Exposure Certification	Issued	Targeted Pet Treats, LLC 151 Struthers Street Warren, PA 16365-1956	Warren City Warren County	NWRO
NOEXSC295	No Exposure Certification	Issued	Johnson & Johnson Consumer, Inc. 1838 Colonial Village Lane Lancaster, PA 17601-6700	East Lampeter Township Lancaster County	SCRO
NOEXSE300	No Exposure Certification	Issued	Albertsons Co., LLC 250 Parkcenter Boulevard Boise, ID 83726	Hatfield Township Montgomery County	SERO
NOEXSE346	No Exposure Certification	Issued	Vantage Nutrition, LLC d/b/a Aquacaps 4 Hillman Drive Chadds Ford, PA 19317-9780	Chadds Ford Township Delaware County	SERO
PAG048879	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Gruver Douglas 198 N Goodhope Road Jamestown, PA 16134-9511	Greene Township Mercer County	NWRO
PAG049330	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Noonan Julie 6586 Station Road Erie, PA 16510-4737	Harborcreek Township Erie County	NWRO
PAG124864	PAG-12 NPDES General Permit for CAFOs	Issued	Country View Family Farms, LLC 1301 Fulling Mill Road Suite 3000 Middletown, PA 17057-5990	Wells Township Bradford County	SCRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0238431	Single Residence STP Individual NPDES Permit	Issued	Betts Charles A 1800 Weiler Road Warren, PA 16365-8514	Conewango Township Warren County	NWRO
PA0264776	Single Residence STP Individual NPDES Permit	Issued	Upton Chad 5801 Route 27 Pittsfield, PA 16340	Pittsfield Township Warren County	NWRO
PA0289582	Single Residence STP Individual NPDES Permit	Issued	Klobusnik Andrew 9610 Crane Road Cranesville, PA 16410-1514	Elk Creek Township Erie County	NWRO
PA0290327	Single Residence STP Individual NPDES Permit	Issued	Guasta John 251 Lee Road Grove City, PA 16127-3105	Findley Township Mercer County	NWRO
2521416	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Klobusnik Andrew 9610 Crane Road Cranesville, PA 16410-1514	Elk Creek Township Erie County	NWRO
4303402	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Gruver Douglas 198 N Goodhope Road Jamestown, PA 16134-9511	Greene Township Mercer County	NWRO
4322401	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Guasta John 251 Lee Road Grove City, PA 16127-3105	Findley Township Mercer County	NWRO
PA0112585	Small Flow Treatment Facility Individual NPDES Permit	Issued	Maloney Realty, LLC 2375 N Rome Road Rome, PA 18837-8457	Ulster Township Bradford County	NCRO
0875401	Small Flow Treatment Facility Individual WQM Permit	Issued	Maloney Realty, LLC 2375 N Rome Road Rome, PA 18837-8457	Ulster Township Bradford County	NCRO
WQG018533	WQG-01 WQM General Permit	Issued	Noonan Julie 6586 Station Road Erie, PA 16510-4737	Harborcreek Township Erie County	NWRO
WQG02092212	WQG-02 WQM General Permit	Issued	Bucks County Water & Sewer Authority 1275 Almshouse Road Warrington, PA 18976-1209	Warrington Township Bucks County	SERO

II. Final Action(s) on PAG-01 and PAG-02 General NPDES Permit NOIs.

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC450022	PAG-02 General Permit	Issued	The Kinsley Group Limited Partnership P.O. Box 720 Brodheads ville, PA 18322	Chestnuthill Township Monroe County	Monroe County Conservation District 8050 Running Valley Road Stroudsburg, PA 18347 570-629-3060 RA-EPWW-NERO@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC400033A-2	PAG-02 General Permit	Issued	Union Center Realty, LLC— Morris Raub 950 Wilkes-Barre Township Boulevard Wilkes-Barre, PA 18702	Wilkes-Barre Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@ pa.gov
PAC090494	PAG-02 General Permit	Issued	Waste Management of Fairless, LLC 1000 New Ford Mill Road Morrisville, PA 19067-3701	Falls Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550 215-345-7577 x110 RA-EPNPDES_SERO@ pa.gov
PAC090147	PAG-02 General Permit	Issued	Mack & Roedel Custom Builders, LLC 5910 Stovers Mill Road Doylestown, PA 18902-9205	Upper Makefield Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550 215-345-7577 x110 RA-EPNPDES_SERO@ pa.gov

PUBLIC WATER SUPPLY PERMITS

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

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

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

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

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

SAFE DRINKING WATER

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

Northcentral Region: Safe Drinking Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Nicole Mechtly, Clerical Supervisor II, 570-327-3490.

Construction/Operation Permit No. 1422511, Major Amendment, Public Water Supply.

Applicant	State College Borough Water Authority
Address	1201 West Branch Road State College, PA 16801
Municipality	Harris Township
County	Centre County
Consulting Engineer	Mark Glenn, P.E. 3121 Fairway Drive State College, PA 16602
Application Received	October 13, 2023
Permit Issued	January 5, 2023
Description	This permit authorizes the removal of fluoridation from all operation permits.

Construction Permit No. 5922504, Major Amendment, Public Water Supply.

Applicant	Tioga MHC
Address	P.O. Box 120 Mount Freedom, NJ 07970
Municipality	Lawrence Township
County	Tioga County

Consulting Engineer Irena Hott, P.E.
JHA Companies
466 S Main Street
Montrose, PA 18801

Application Received September 22, 2023

Permit Issued January 4, 2023

Description This permit approves upgrades to Dear's Mobile Home Park public water system, including replacement of the softening system with a greensand manganese filtration system, installation of a 120-gallon pre-filtration oxidation tank, and provision of new sodium hypochlorite and general corrosion control chemical feed pumps.

Construction Permit No. 1422513MA, Minor Amendment, Public Water Supply.

Applicant **PA American Philipsburg**

Address 852 Wesley Drive
Mechanicsburg, PA 17055

Municipality Bradford Township

County **Clearfield County**

Consulting Engineer Garret Hargenrader, P.E.
3121 Fairway Drive
Altoona, PA 16602

Application Received November 6, 2022

Permit Issued December 29, 2022

Description This permit authorizes construction of a 0.2 MG Finished Water Storage Tank, known as Spring Valley Tank No. 2.

Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Darin Horst, Environmental Engineer, 717-705-4708.

Operation Permit No. 2822511, Public Water Supply.

Applicant **Whitetail Mountain Operation Corp.**

Address 78 Country Club Trail
Fairfield, PA 17320

Municipality Montgomery Township

County **Franklin County**

Consulting Engineer Glace Associates, Inc.
3705 Trindle Road
Camp Hill, PA 17011

Application Received December 29, 2022

Permit Issued December 30, 2022

Description Operation of the replacement greensand filtration system and demonstration of 4-log treatment of viruses.

Operation Permit No. 3622504 MA, Public Water Supply.

Applicant **City of Lancaster**

Address 120 North Duke Street
P.O. Box 1599
Lancaster, PA 17608

Municipality City of Lancaster

County **Lancaster County**

Consulting Engineer ARRO Consulting, Inc.
108 West Airport Road
Lititz, PA 17543

Application Received December 29, 2022

Permit Issued December 30, 2022

Description Partial operation permit for operation of replacement chemical feed pumps at Conestoga water treatment plant.

Emergency Permit No. 2822524 E, Public Water Supply.

Applicant **Indian Lake Camp Corporation**

Address P.O. Box 173
Fannettsburg, PA 17221

Municipality Metal Township

County **Franklin County**

Application Received December 22, 2022

Permit Issued December 22, 2022

Description Approval for temporary use of bulk water hauling.

Emergency Permit No. 3622545 E, Public Water Supply.

Applicant **Columbia Water Company**

Address 220 Locust Street
P.O. Box 350
Columbia, PA 17512

Municipality Columbia Borough

County **Lancaster County**

Consulting Engineer Buchart Horn, Inc.
2009 North Atherton Street
Suite 200
State College, PA 16803

Application Received December 21, 2022

Permit Issued December 22, 2022

Description Emergency use of one of the two new river intakes, air burst, and frazil ice systems with temporary piping, and emergency use of temporary raw water pumps.

Southeast Region: Safe Drinking Water Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Kimberleigh Rivers, Clerical Assistant 2, 484-250-5887.

Construction Permit No. 0922530, Major Amendment, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**

Address 250 Pond Street
Bristol, PA 19007

Municipality Bristol Township

County **Bucks County**

Consulting Engineer	Mott McDonald 111 Wood Avenue South Iselin, NJ 08830-4112
Application Received	December 6, 2022
Permit Issued	December 7, 2022
Description	Edgely Water Treatment Plant improvements. Addition of a GAC filter system at the Edgely Water Treatment Plant for removal of PFAS.

Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Wade Cope, P.E., Environmental Engineer, 717-705-4708.

Operation Permit 6720513. PWSID No. **7670100.** **The York Water Company**, 130 East Market Street, York, PA 17401, Springfield Township, **York County.** Application received: December 29, 2022. Permit Issued: January 5, 2023. Operation of replaced L P-3 pump and new L P-4 pump in the Loganville Booster Station.

Operation Permit 6722501 MA. PWSID No. **7670100.** **The York Water Company**, 130 East Market Street, York, PA 17401, Carroll Valley Borough, **Adams County.** Application received: December 27, 2022. Permit Issued: January 6, 2023. Operation permit for Carroll Valley Tank after repainting project.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

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

Southcentral Region: Clean Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Cory Zimmerman, Sewage Planning Specialist, 717-705-4793.

Plan Location:

Municipality	Address	County
Little Britain Township	323 Green Ln. Quarryville, PA 17566	Lancaster County

Plan Description:

Justin W. Kreider Subdivision, A3-36936-283-2. The revision to the official plan of Little Britain Township, **Lancaster County**, for the Justin W. Kreider Subdivision (DEP Code No. A3-36936-283-2; APS ID No. 1074072) has been disapproved. The proposed development—to be located at 20 Brown Road in Nottingham—consists of three residential lots, one commercial lot, and one additional dwelling on the residual tract. This plan revision has been disapproved because marginal conditions were not addressed for the proposed commercial lot and also due to discrepancies and omissions regarding the project's plot plan and soils testing.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The Following Plans and Reports Were Submitted Under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908).

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

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

The Department has received the following plans and reports.

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

Contact: Eric Supey, Environmental Program Manager.

J. Hawk Pad 1, Primary Facility ID # **861289**, 625 Hinkley Road, Meshoppen, PA 18630, Auburn Township, **Susquehanna County.** Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Coterra Energy, Inc., 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a Final Report concerning remediation of soil contaminated with diesel. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Nancy Duerring, Licensed Professional Geologist, 814-332-6824.

Titusville Wax Plant, Primary Facility ID # **668997**, 1100 East Main Street (a.k.a. 1007 East Spring Street), Titusville, PA 16354, City of Titusville, **Crawford County**. W. Scott McCartney P.E.—WSP USA Environment & Infrastructure, Inc., 751 Arbor Way, Suite 180, Blue Bell, PA 19422, on behalf of Honeywell International, Inc., 115 Tabor Road, Morris Plains, NJ 07950, submitted a Cleanup Plan/Final Report concerning remediation of soil and groundwater contaminated with Soil: polychlorinated biphenyl compounds (PCBs), volatile organics, semi-volatile organics, phenols, metals, sulfur, and sulfide; Groundwater: polychlorinated biphenyl compounds (PCBs), volatile organics, semi-volatile organics, phenols, and metals. The Cleanup Plan/Final Report is intended to document remediation of the site to meet the Statewide health and site-specific standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

The Department Has Taken Action on the Following Plans and Reports Under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

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

or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

The DEP has received the following plans and reports.

Northcentral Region: Environmental Cleanup & Brownfields Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.

Contact: Lisa Hensel, Clerical Assistant 2, 570-327-3653.

Kingsley E 6H Well Site, Primary Facility ID # **859078**, 1040 Keir Hill Road, Troy, PA 16947, Springfield Township, **Bradford County**. Moody & Associates, Inc., 101 N. Main Street, Suite 3, Athens, PA 18810, on behalf of Blackhill Energy, LLC, 4600 J Barry Court, Suite 230, Canonsburg, PA 15317, submitted a Final Report concerning remediation of soil contaminated with production water. The Final Report demonstrated attainment of the Statewide health and background standards. Approved: January 4, 2023.

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Environmental Cleanup & Brownfields Program Manager, 717-705-4705.

Jeff and Elizabeth McCracken Residence, Primary Facility ID # **862523**, 3018 Colonial Road, Harrisburg, PA 17111, Susquehanna Township, **Dauphin County**. Environmental Maintenance Co., Inc., 1420 East Mermaid Lane, Glenside, PA 19038, on behalf of Mr. Jeff McCracken, 3018 Colonial Road, Harrisburg, PA 17111, submitted a Final Report concerning remediation of soil contaminated with No. 2 Fuel Oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: January 3, 2023.

HAZARDOUS WASTE TRANSPORTER LICENSE

Action(s) Taken on Hazardous Waste Transporter License Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); and Hazardous Waste Regulations to Transport Hazardous Waste.

New Transporter License Issued

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Penoco, Inc., 485 East College Ave, Pleasant Gap, PA 16823. **License No. PA-AH 0932**. Application received: November 23, 2022. Effective December 21, 2022.

Transporter License Reissued

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Ross Transportation Services, Inc., 36790 Giles Road, Grafton, OH 44044. **License No. PA-AH 0133**. Application received: December 8, 2022. Effective: December 14, 2022.

EQ Northeast, Inc., 185 Industrial Road, Wrentham, MA 02093. **License No. PA-AH 0224**. Application received: December 14, 2022. Effective: December 27, 2022.

Cousins Waste Control, LLC, 900 Georgia Avenue, Deer Park, TX 77536. **License No. PA-AH 0344**. Application received: December 8, 2022. Effective: December 14, 2022.

TCI of NY, LLC, P.O. Box 936, Coeymans, NY 12045. **License No. PA-AH 0842**. Application received: December 20, 2022. Effective: December 27, 2022.

Greentree Transportation Company, 654 Enterprise Drive, Limerick, PA 19468. **License No. PA-AH 0909**. Application received: December 8, 2022. Effective: December 27, 2022.

**REGULATED MEDICAL AND
CHEMOTHERAPEUTIC WASTE TRANSPORTER
LICENSE**

Action(s) Taken on Regulated and Chemotherapeutic Waste Transporter License Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); Act 93 of June 28, 1988 (P.L. 525, No. 93); and Regulated Medical and Chemotherapeutic Regulations to Transport Regulated Medical and Chemotherapeutic Waste.

Transporter License Reissued

Central Office: Waste Management Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-787-7561.

Contact: Jonathan Adams.

Brandywine Green, LLC DBA Pet Memorial Services, 126 Turner Lane, West Chester, PA 19380. **License No. PA-HC 0195**. Received on December 14, 2022. Effective: December 27, 2022.

Medxwaste-NY LLC DBA Red Bags, 1014 Grand Blvd, Deer Park, NY 11729. **License No. PA-HC 0277**. Received on December 8, 2022. Effective: December 14, 2022.

**REGISTRATION FOR MUNICIPAL WASTE
GENERAL PERMITS**

Actions(s) Taken on Registration(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.

Southcentral Region: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Anthony L. Rathfon, Program Manager.

WMGM042SC011. Kurtz Valley Energy, LLC, 396 Dairy Lane, Mifflintown, PA 17059, Delaware Township, **Juniata County**. This permit renews Kurtz Valley Energy, LLC's coverage under WMGM042, which authorizes the anaerobic digestion of animal manure on a farm mixed with grease trap waste and/or pre-consumer and post-consumer food waste from commercial and institutional establishments, or industrial food manufacturing operations; and the use of a depackaging unit(s) to mechanically separate the pre- and post-consumer food waste from its packaging, prior to anaerobic digestion. It also authorizes the beneficial use of the methane gas produced by the anaerobic digestion as fuel, including the production of electricity; the use of the waste solids from the digester as animal bedding material at the farm; and the liquid/solids removed from the digester as a soil additive for agricultural purposes. Application received: July 22, 2022. Deemed administratively complete: September 13, 2022. Renewal issued: December 30, 2022.

Persons interested in reviewing the permit may contact John L. Oren, P.E., Permits Chief, Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

**OPERATE WASTE PROCESSING OR DISPOSAL
AREA OR SITE**

Actions(s) Taken on Permit(s) Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

Southcentral Region: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: John Oren, Waste Management Permits Section Chief, 717-705-4907.

101606. Kline's Services, LLC, 5 Holland Street, Salunga, PA 17538, East Hempfield Township, **Lancaster County**. Renewal of permit # 101606. Application received: October 7, 2022. Renewal issued: January 5, 2023.

Persons interested in reviewing the permit may contact John Oren, Waste Management Permits Section Chief, (717-705-4907), Southcentral Region, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

AIR QUALITY

Actions(s) Taken on General Plan Approval(s) and Operating Permit(s) Usage Authorized Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to Construct, Modify, Reactivate or Operate Air Contamination Sources and Associated Air Cleaning Devices.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

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

CORRECTION—previously published on December 31, 2022.

GP11-48-002: R.S. Services, 119 Falls Rd, Beech Creek, PA 16822, Upper Mount Bethel Township, **Northampton County**. For the operation of three engines controlled with selective catalytic oxidation and oxidation catalysts associated with the portable crushing operation. The authorization was previously entered into the *Pennsylvania Bulletin* on December 31, 2022 under the incorrect application number of GP9-40-038. Application received: November 11, 2022. Issued: November 29, 2022.

AG5A-58-00052A: Coterra Energy, Inc., 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, Springville Township, **Susquehanna County**. For the construction and operation of one (1) 1,380 bhp Waukesha L5794GSI 4SRB natural gas-fired compressor engine controlled by NSCR, and ten (10) small heaters <5 MMBtu/hr each, pursuant to the General Plan Approval and/or General Operating Permit for Unconventional Natural Gas Well Site Operations and Remote Pigging Stations (BAQ-GPA/GP-5A) located at Lauffer, J. Pad 1. Application received: December 1, 2022. Issued: December 15, 2022.

Actions(s) Taken on Plan Approval(s) Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and Regulations in 25 Pa. Code Chapter 127, Subchapter B Relating to Construction, Modification and Reactivation of Air Contamination Sources and Associated Air Cleaning Devices.

Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

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

23-0064A: Lawn Croft Cemetery, 1000 West Ridge Road, Linwood, PA 19061, Lower Chichester Township, **Delaware County**. This action is for the installation of one 100 Classic model cremation unit manufactured by US Cremation Equipment at the Lawn Croft Cemetery. Application received: September 13, 2022. Issued: January 5, 2023.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Sheri Guerrieri, P.E., New Source Review Chief, 412-442-4174.

PA-65-00713E: Greenridge Reclamation, LLC, 234 Landfill Road, Scottdale, PA 15683, East Huntingdon Township, **Westmoreland County**. For authorization of the planned 15.88 million cubic yard expansion of the Greenridge Landfill. Application received: December 7, 2022. Authorized: December 29, 2022.

PA-26-00495B: Gans Energy, LLC, 581 Gans Road, Gans, PA 15439, Springhill Township, **Fayette County**. To modify wording on existing Operating Permit conditions as well as add facility-wide emission limitations. The facility includes the following existing equipment: two (2) 424.6 MMBtu/hr combustion gas turbine units, each equipped with water injection systems, and two (2) cooling towers. The Gans Power Station facility is located in the Springhill Township, Fayette County. Application received: August 16, 2021. Issued: January 6, 2023.

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

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

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

35-00011: Alliance Sanitary Landfill, Inc., 398 S Keyser Ave, Taylor, PA 18517, Taylor Borough, **Lackawanna County**. The Department issued a renewal Title V Operating Permit for operation of sources at their Landfill. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: December 27, 2021. Accepted: December 27, 2021. Issued: December 7, 2022.

40-00004: Silgan White Cap, Inc., 350 Jaycee Dr., Hazle Township, PA 18202, Hazle Township, **Luzerne County**. The Department issued a Title V Operating Permit Major Modification for operation of sources at their crowns and closures manufacturing facility. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: October 31, 2022. Accepted: October 31, 2022. Issued: December 28, 2022.

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

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

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

54-00038: Luxfer Magtech, Inc., 1415 E Broad St, Tamaqua, PA 18252, Tamaqua Borough, **Schuylkill County**. The Department issued a State-Only Operating Permit for operation of sources at their metal products manufacturing facility. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: May 25, 2022. Accepted: May 25, 2022. Issued: December 15, 2022.

40-00003: Hershey Co., 6 Scotch Pine Dr., Hazle Township, PA 18202, Hazle Township, **Luzerne County**. The Department issued a State-Only Operating Permit for operation of sources at their chocolate and cocoa products manufacturing facility. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility

compliance with Federal and State air pollution regulations. Application received: April 10, 2022. Accepted: April 10, 2022. Issued: November 9, 2022.

40-00146: Berry Global Films LLC, 20 Elmwood Ave, Mountain Top, PA 18707, Wright Township, **Luzerne County**. The Department issued an initial State-Only Operating Permit for operation of sources at their unsupported plastics, film and sheet manufacturing facility. The Operating Permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: May 3, 2022. Accepted: May 3, 2022. Issued: November 29, 2022.

Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

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

10-00409: Thousand Hills, LLC, Evan City, 318 Woodlands Road, Evans City, PA 16033, Connoquenessing Township, **Butler County**. The Department issued a Natural Minor State Only Operating Permit renewal for the operation of a natural gas large animal incinerators. The subject facility consists of a NCE-Crawford Cremation System equipped with two burners rated at 0.5 MMBtu/hr in the primary chamber and 2.0 MMBtu/hr secondary chamber. The potential emissions are 2.58 TPY CO, 3.12 TPY NO_x, 4.09 TPY PM, 1.90 TPY SO_x, and 0.26 TPY VOC. HAP emissions are less than 1 TPY. The facility is subject to State Regulations. The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. Application received: February 18, 2022. Renewal issued: January 4, 2023.

43-00347: Doren, Inc., 2313 State Route 18, Wampum, PA 16157, Jefferson Township, **Mercer County**. The Department renewed a State Only Operating Permit for Doren Incorporated's Taylor Mine. The facility is a Natural Minor. The facility has the potential to emit 2.37 tons per year particulate matter. The primary sources at the facility are a crusher, screen, and conveyors for sand and gravel processing. The permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. Application received: December 16, 2021. Renewal issued: January 3, 2023.

03-00179: Leading Technologies, 1153 Industrial Park Road, Leechburg, PA 15656, Parks Township, **Armstrong County**. The Department issued a State Only Operating Permit renewal for the operation of an electroplating facility. The subject facility consists of reel to reel electroplating lines controlled by two scrubbers, two 3.2 MMBtu/hr natural gas boilers, and one 510 hp emergency diesel generators. Emissions from the facility are based on the hours of operating, manufacturer data, and AP-42 emission factors. The facility's potential emissions are estimated at: 2.7 TPY NO_x, 2.2 TPY CO, and less than 1 tpy for all other criteria pollutants, including combined HAPs. The facility is a natural minor and is subject to State and Federal Regulations (40 CFR Part 63 Subpart ZZZZ and WWWW). The permit includes

operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. Application received: October 20, 2021. Renewal issued: January 5, 2023.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.

67-05063: York Building Products Co., Inc., 950 Smile Way, York, PA 17404-1725, West Manchester Township, **York County**. For the stone crushing operations at the Roosevelt Quarry. The State-Only permit was renewed. Application received: December 30, 2021. Issued: January 3, 2023.

Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.

06-03091: The Rose Corp., P.O. Box 15208, Reading, PA 19612-5208, City of Reading, **Berks County**. For the structural steel fabrication facility. The State-Only permit was renewed. Application received: July 21, 2022. Issued: January 3, 2023.

36-05123: Corixa Corp. DBA Glaxosmithkline Vaccines, 325 Bridge Street, Marietta, PA 17547-1134, East Donegal Township, **Lancaster County**. For the pharmaceuticals manufacturing facility. The State-Only permit was renewed. Application received: August 30, 2022. Issued: January 3, 2023.

06-05009: New Enterprise Stone & Lime Co., Inc., 3912 Brumbaugh Road, New Enterprise, PA 16664-9137, Maxatawny Township, **Berks County**. For the stone crushing operations at the Kutztown Quarry. The State-Only permit was renewed. Application received: July 18, 2022. Issued: January 3, 2023.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

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

04-00748: ARDEX, LP, 400 Ardex Park Drive, Aliquippa, PA 15001, Center Township, **Beaver County**. On January 3, 2023, the Department of Environmental Protection issued an initial natural minor State-Only Operating Permit for the ARDEX LP high performance dry and liquid flooring and tiling products located in Center Township, Beaver County. This facility is subject to the applicable requirements of 25 Pa. Code, Chapters 121—145 and 40 CFR Part 63 Subpart ZZZZ. The permit has incorporated the requirements of plan approval PA-04-00748. The air quality Operating Permit includes emission limitations, operating requirements, monitoring requirements, performance testing, work practice standards, reporting, and recordkeeping requirements for the site. Application received: June 15, 2022. Issued: January 3, 2023.

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

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.

28-03013: Grove Bowersox Funeral Home, Inc., 50 South Broad Street, Waynesboro, PA 17268, Waynesboro Borough, **Franklin County**. For the crematory facility. The State-Only permit was administratively amended to incorporate the provisions of Plan Approval 28-03013A. Application received: December 9, 2022. Issued: January 3, 2023.

Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.

36-03051: Johnson & Johnson Consumer, Inc., 1838 Colonial Village Lane, Lancaster, PA 17601-6700, East Lampeter Township, **Lancaster County**. For the pharmaceuticals manufacturing facility. The State-Only permit was administratively amended in order to reflect a change of ownership. Application received: December 6, 2022. Issued: January 3, 2023.

38-03020: Daedalus Investment, LLC, 640 South Cherry Street, Myerstown, PA 17067-1511, Myerstown Borough, **Lebanon County**. For the investment casting foundry. The State-Only permit was administratively amended to reflect a change of ownership. Application received: December 21, 2022. Issued: December 29, 2022.

Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

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

65-00857: Shinagawa Specialty Ceramics America, 4702 Route 982, Latrobe, PA 15650, Derry Township, **Westmoreland County**. Administrative amendment, issued on January 4, 2023, for a change of ownership from Saint-Gobain Ceramics to Shinagawa Specialty Ceramics America. The high-performance ceramic materials manufacturing facility is located in Derry Township, Westmoreland County. Application received: December 21, 2022. Issued: January 4, 2023.

Operating Permit(s) Denied, Terminated, Suspended or Revoked Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.431 and 127.461.

Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.

21-05066: Martins Creek, LLC, 600 Hamilton Street, Suite 600, Allentown, PA 18101-2400, Lower Allen Township, **Cumberland County**. For the electric peaking station. The State-Only permit was terminated. Application received: November 7, 2022. Revoked: December 30, 2022.

22-05058: Martins Creek, LLC, 600 Hamilton Street, Suite 600, Allentown, PA 18101-2400, City of Harrisburg, **Dauphin County**. For the electric peaking station. The State-Only permit was terminated. Application received: November 7, 2022. Revoked: December 30, 2022.

ACTIONS ON COAL AND NONCOAL APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the National Pollutant Discharge Elimination System (NPDES) permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1103). Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Noncoal Permits

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.

Contact: Melanie Ford-Wigfield, 814.472.1900, rapcambria@pa.gov.

Mining Permit No. 28010302. NPDES No. PA0224162. David H. Martin Excavating, Inc., 4961 Cumberland Highway, Chambersburg, PA 17202, Antrim Township, **Franklin County**. Renewal of NPDES permit affecting 49.0 acres. Receiving stream: unnamed tributary to Muddy Run, tributary to Conococheague Creek, tributary to Potomac River, classified for the following use: HQ-CWF. Application received: August 22, 2022.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 8274SM6. NPDES Permit No. PA0595349. Pennsy Supply, Inc., 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, East Hempfield Township, **Lancaster County**. Renew an NPDES Permit on a quarry operation. Receiving stream: unnamed tributary to Little Conestoga Creek. Application received: September 12, 2022. Renewal issued: January 6, 2023.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Action(s) Taken on Application(s) Under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting Activity Performed as Part of a Coal or Noncoal Mining Activity will be Regulated by the Mining Permit for that Coal or Noncoal Mining Activity.

Blasting Permits

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Permit No. 22224107. Douglas Explosives, Inc., 2052 Philipsburg Bigler Highway, Philipsburg, PA 16866, West Hanover Township, **Dauphin County**. Construction blasting for the Towns at Oak Grove. Application received: December 30, 2022. Permit issued: January 4, 2023. Expiration date: June 15, 2023.

Permit No. 64234101. Holbert Explosives, Inc., 237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435, Berlin Township, **Wayne County**. Construction blasting for Damacus Township Quarry. Application received: January 2, 2023. Permit issued: January 4, 2023. Expiration date: December 30, 2023.

Permit No. 67224117. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, Manchester Township, **York County**. Construction blasting for Welbourne Reserve Development. Application received: December 22, 2022. Permit issued: January 4, 2023. Expiration date: December 22, 2023.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

Individuals aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. Appeals must be filed with the Environmental Hearing Board within 30-days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at 717-787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Action(s) Taken on Application(s) for the Following Activities Filed Under The Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), Section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and the Clean Streams Law and Notice of Final Action for Certification Under Section 401 of the FWPCA.

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNNOGPRG@pa.gov.

E5829222-009. Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, Auburn Township, **Susquehanna County**. U.S. Army Corps of Engineers Baltimore District. Application received: August 22, 2022. Issued: January 4, 2023.

To operate, and maintain:

1. a temporary workspace impacting 2,831 square feet (0.06 acre) of palustrine forested wetland (PFO) (Auburn Center, PA Quadrangle; Lat. 41.653206°, Long. -76.033345°),
2. a temporary workspace impacting 2,396 square feet (0.06 acre) of palustrine forested wetland (PFO) (Auburn Center, PA Quadrangle; Lat. 41.653122°, Long. -76.033561°),
3. permanent well pad fill impacting 5,227 square feet (0.12 acre) of palustrine emergent wetland (PEM) (Auburn Center, PA Quadrangle; Lat. 41.652736°, Long. -76.032256°),
4. permanent well pad fill impacting 22,651 square feet (0.52 acre) of palustrine emergent wetland (PEM) (Auburn Center, PA Quadrangle; Lat. 41.652206°, Long. -76.032693°).

The McGavin SUS Pad project located in Auburn Township, Susquehanna County, seeks after-the-fact authorization in accordance with the Consent Decree Chesapeake Appalachia, LLC entered into with the U.S. Environmental Protection Agency and the PA Department of Environmental Protection on May 20, 2021. The project resulted in 0.11 acre (4,777 square feet) of temporary PFO wetland impacts and 0.64 acre (27,878 square feet) of permanent PEM wetland impacts. Wetland restoration activities will result in the restoration of 0.065 acre (2,831 square feet) PFO wetlands onsite and 1.52 acres (66,211 square feet) of wetlands offsite to restore and mitigate for unauthorized activities at the unconventional gas well site and associated infrastructure.

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

Contact: RA-EPWW-NERO@pa.gov.

E4802221-005. Barnsdale Associates, LLC, 221 West Langhorne Avenue, Bethlehem, PA 18017-3714, Freemansburg Borough and Bethlehem Township, **Northampton County**. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Pre-Act Quarry Reclamation Project, which will involve grading and filling in and around an existing, abandoned, 75-acres former rock quarry for the purpose of eliminating a substantial threat to public safety: 1) A fill within a 0.08-acre PEM Wetland "C2-100" (Other) for the purpose

of site reclamation. 2) A fill within a 0.44-acre PEM Wetland "D" (EV) for the purpose of site reclamation. 3) A fill within a 1.63-acres PEM Wetland "F" (EV) for the purpose of site reclamation. 4) A fill within a 0.01-acre PEM Wetland "I" (Other) for the purpose of site reclamation. 5) A fill within a 0.01-acre PEM Wetland "J" (Other) for the purpose of site reclamation. 6) A fill within a 0.32-acre Open Body of Water (NWW E) within the Nancy Run Watershed (HQ-CWF, MF) for the purpose of site reclamation. 7) A fill within a 0.13-acre Open Body of Water (C2-200) within the Nancy Run Watershed (HQ-CWF, MF) for the purpose of site reclamation. 8) A fill within a 632-LF segment of a UNT to Nancy Run (HQ-CWF, MF) for the purpose of site reclamation. This activity will result in a permanent stream impact of 0.21-acre and a permanent floodway impact of 1.45-acres. 9) A fill within a 270-LF segment of a UNT to Nancy Run (HQ-CWF, MF) for the purpose of site reclamation. This activity will result in a permanent stream impact of 0.07-acre and a permanent floodway impact of 0.61-acre. 10) A modification of an existing 450-LF stream enclosure of a UNT to Nancy Run (HQ-CWF, MF) with work consisting of the abandonment and placement of fill above the enclosure for the purpose of site reclamation. 11) To remove an existing stream enclosure to construct and maintain a channel change of a UNT to Nancy Run (HQ-CWF, MF) consisting of an 10-ft wide, 125-ft long, 2-ft deep, V-shaped channel having 2:1 side slopes, fourteen (14) boulder step pool structures, longitudinal slopes ranging from 3% to 37%, underlain with geotextile material and lined with R-3 riprap. Compensatory mitigation is provided through the purchase of 2.17 acres of wetland credits from the Quaker Mitigation Bank, construction of a baseflow mitigation system, and restoration of 260 LF of a UNT to Nancy Run (HQ-CWF, MF). The project is located at 1600 Freemansburg Avenue, Bethlehem, PA 18015 (Nazareth, PA Quadrangle Latitude: 40° 38' 14.03"; Longitude: -75° 20' 20.36") in Freemansburg Borough and Bethlehem Township, Northampton County. Application received: July 7, 2021.

ENVIRONMENTAL ASSESSMENTS

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNNOGPRG@pa.gov.

EA5829222-003. Chesapeake Appalachia LLC, 14 Chesapeake Lane, Sayre, PA 18840, Auburn Township, **Susquehanna County.** U.S. Army Corps of Engineers Baltimore District. Application received: August 22, 2022. Issued: January 6, 2023.

To operate, and maintain:

1. a temporary workspace impacting 828 square feet (0.02 acre) of palustrine forested wetland (PFO) (Auburn Center, PA Quadrangle; Lat. 41.666138°, Long. -76.094787°).

The Nickolyn SUS Pad project located in Auburn Township, Susquehanna County, seeks after-the-fact authorization in accordance with the Consent Decree Chesapeake Appalachia, LLC entered into with the U.S. Environmental Protection Agency and the PA Department of Environmental Protection on May 20, 2021. Prior unauthorized impacts resulted in 0.02 acre (828 square feet) of temporary PFO wetland impacts. Onsite wetland restoration activities will result in the restoration of 0.019 (828 square feet) PFO wetland restoration to restore and mitigate for unauthorized activities at the unconventional gas well site and associated infrastructure.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

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

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNNOGPRG@pa.gov.

ESCGP # 3 ESG290822042-00

Applicant Name Blackhill Energy, LLC

Contact Person Matthew Pitts

Address 4600 J Barry Ct, Suite 220

City, State, Zip Canonsburg, PA 15317

Township(s) Springfield Township

County Bradford County

Receiving Stream(s) and Classification(s) UNT to Mill Creek (TSF, MF)

Application received: November 4, 2022

Issued: January 3, 2023

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 2

The Following Plan(s) and Report(s) Were Submitted Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter, 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a

description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

DEP has received the following plans and reports.

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

Contact: Eric Supey, Environmental Program Manager.

Klein's Auto Service, Storage Tank Facility ID # **48-29610**, 1169 Main Street, Hellertown, PA 18055, Hellertown Borough, **Northampton County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Kathleen and Robert Klein, 1169 Main Street, Hellertown, PA 18055 submitted a Remedial Action Plan concerning remediation of soil contaminated with gasoline. The plan is intended to document the remedial actions for meeting nonresidential Statewide health standards.

Choice Cigarettes 94318, Storage Tank Facility ID # **40-13191**, 544 State Route 93, Conyngham, PA 18249, Sugarloaf Township, **Luzerne County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Rijini, LLC, 4584 Willow Lane, Nazareth, PA 18064 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The plan is intended to document the remedial actions for meeting nonresidential Statewide health standards.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

Action(s) Taken on the Following Plans and Reports Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care

requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

DEP has received the following plans and reports.

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Cynthia Stine, Licensed Professional Geologist, 717-705-4705.

Maines Service Station, Storage Tank Facility ID # **07-12246**, 227 East Walton Avenue, Altoona, PA 16602, City of Altoona, **Blair County**. Letterle & Associates, Inc., 2022 Axeman Road, Suite 201, Bellefonte, PA 16823, on behalf of Neil Maines, 227 East Walton Avenue, Altoona, PA 16602 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with Petroleum Constituents. The report nonresidential demonstrated attainment of the Statewide health standards and was approved by DEP on January 3, 2023.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Kam Miseikyte, Clerical Assistant 2, 412-442-4091.

BFS Brodhead, Storage Tank Facility ID # **04-14079**, 3608 Brodhead Road, Monaca, PA 15061, Center Township, **Beaver County**. Letterle & Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Bruceon Farm Service, Inc., 116 Shannon Drive, Morgantown, WV 26508 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The plan residential was acceptable to meet the Statewide health standards and was approved by DEP on January 6, 2023.

Golden Oil Angotti, Storage Tank Facility ID # **02-03824**, 1330 Banksville Road, Pittsburgh, PA 15216, City of Pittsburgh, **Allegheny County**. Letterle & Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Golden Oil Co, 1600 Oakdale Road, P.O. Box # 275, Oakdale, PA 15071 submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with unleaded gasoline. The report nonresidential was acceptable to meet the Statewide health standards and was approved by DEP on January 6, 2023.

SPECIAL NOTICES

WASTE, AIR, RADIATION AND REMEDIATION

NOTICE OF CERTIFICATION TO PERFORM RADON-RELATED ACTIVITIES IN PENNSYLVANIA

Central Office: Radiation Protection Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

Contact: Austyn Shank, 717-783-3594.

In the month of December 2022, Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P.L. 238, No. 43 (63 P.S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed as follows to perform radon related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Certification</i>
Juan Gonzalez	294 E Cheltenham Avenue Philadelphia, PA 19120-1636	Mitigation Individual
Randy Knesnik	413 Long Meadow Road Milford, PA 18337-7766	Mitigation Individual
Edward Moran	940 Port Carbon Street Pottsville, PA 17901-3829	Testing Individual
Scott Kelly	8491 E Barkhurst Drive Pittsburgh, PA 15237-4111	Testing Individual
George Zarick	201 Furnace Road Lewisburg, PA 17837-8043	Testing Individual
Terry Howell	5599 Peachtree Road Atlanta, GA 30341-2309	Laboratory Individual
Radalink, Inc.	5599 Peachtree Road Atlanta, GA 30341-2309	Laboratory Firm
Lloyd Scarborough	1200 Creekwood Drive Warminster, PA 18974-2273	Testing Individual
Jocelyne Melton	941 Progress Road Chambersburg, PA 17201-3246	Testing Individual
Baxter Environmental Group, Inc.	941 Progress Road Chambersburg, PA 17201-3246	Testing Firm
Robert Ulm	1029 Fifth Avenue Coraopolis, PA 15108	Testing Individual
William Squitieri	4 Versailles Circle Doylestown, PA 18901-2663	Testing Individual
Gerard Tambasco	P.O. Box 266 Beach Lake, PA 18405-0266	Testing Individual
Kathleen Williamson	21 Griffin Road N Windsor, CT 06095-1512	Laboratory Individual
TRC Environmental Corporation	21 Griffin Road N Windsor, CT 06095-1512	Laboratory Firm
Corwin T. Jackson	5656 Cricket Lane Bensalem, PA 19020	Suspended
Terry Wilver	1015 Green Street Milton, PA 17847-2111	Mitigation Individual
Andrew Fritchey	8 Terry Court Downingtown, PA 19335-2606	Testing Individual
Milan Stanojevic	199 Jill Drive Pittsburgh, PA 15236-2125	Testing Individual
Joseph Guglielmo	420 Aberdeen Road Madison Township, PA 18444-7114	Testing Individual

[Pa.B. Doc. No. 23-78. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF HEALTH

Hospitals; Requests for Exceptions

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

<i>Facility Name</i>	<i>Regulation and relating to</i>
Geisinger Community Medical Center	28 Pa. Code § 103.31 (relating to the chief executive officer)
	28 Pa. Code § 109.2(a)—(c) (relating to director of nursing services)
Geisinger Wyoming Valley Medical Center	28 Pa. Code § 103.31
	28 Pa. Code § 109.2(a)—(c)

The following hospitals have filed requests for exceptions under 28 Pa. Code § 153.1 (relating to minimum standards). Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals—2018 Edition*, *Guidelines for Design and Construction of Outpatient Facilities—2018 Edition* or the *Guidelines for Design and Construction of Hospitals—2022 Edition*, *Guidelines for Design and Construction of Outpatient Facilities—2022 Edition*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception.

<i>Facility Name</i>	<i>FGI Guidelines Section and relating to</i>	<i>Yr¹</i>
Forbes Hospital	2.1-3.5.2.1(2) general	18-O
	2.1-3.5.2.3(2)(a) hand-washing station or hand scrub facilities	18-O

¹2018 Year FGI Regulations for Outpatient Facilities are indicated by “-O.”

²2022 Year FGI Regulations for Outpatient Facilities are indicated by “-O.”

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or for speech and/or hearing impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DR. DENISE A. JOHNSON,
Acting Secretary

[Pa.B. Doc. No. 23-79. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(e) (relating to prevention, control and surveillance of tuberculosis (TB)):

Lebanon Valley Brethren Home
1200 Grubb Street
Palmyra, PA 17078
FAC ID # 380602

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of

Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed contact information.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously

listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

DR. DENISE A. JOHNSON,
Acting Secretary

[Pa.B. Doc. No. 23-80. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF HEALTH

Organ Donation Advisory Committee Meeting

The Organ Donation Advisory Committee established under 20 Pa.C.S. § 8622 (relating to The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund), will hold a public meeting on Thursday, February 2, 2023, from 10 a.m. to 1:30 p.m. The purpose of the meeting is to review progress in the area of organ and tissue donation in this Commonwealth, recommend education and awareness activities, recommend priorities in expenditures from the Organ and Tissue Donation Awareness Fund (Fund) and advise the Acting Secretary of Health on matters relating to the administration of the Fund. The meeting will be held at the Gift of Life Harrisburg Office, 800 North 3rd Street, Suite 504, Harrisburg, PA. There will be a virtual option available using Microsoft Teams. The information for calling into the meeting is to dial (267) 332-8737 and enter conference ID 391 544 379#. Contact the Organ Donation Program at (717) 787-5876 or at ra-dhorgandonation@pa.gov to RSVP or with any questions regarding the meeting. It is requested that all RSVP responses are received no later than January 31, 2023.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact Amy Flaherty, Director, Division of Nutrition and Physical Activity, Bureau of Health Promotion and Risk Reduction, Room 1000, Health and Welfare Building, Harrisburg, PA, (717) 787-5876, or for speech and/or hearing impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

DR. DENISE A. JOHNSON,
Acting Secretary

[Pa.B. Doc. No. 23-81. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF HEALTH

Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); WIC Advisory

The WIC Advisory will meet on January 25, 2023, from 1:30 p.m. to 2:30 p.m. The purpose of this meeting is to review drafted bylaws for the committee. The Department of Health (Department) will send out the meeting agenda no later than January 23, 2023, at 12 p.m. by e-mail.

Individuals interested in receiving a copy of the agenda may send an e-mail to ra-dhwcadvisory@pa.gov requesting to be added to the distribution list.

Individuals can join at https://teams.microsoft.com/l/meetup-join/19%3ameeting_NDQ4NjU1NzAtY2MzOC00Dc3LWFIMDAtM2I0YjRlYWwRlNTA4%40thread.v2/0?context=%7b%22id%22%3a%22418e2841-0128-4dd5-9b6c-47fc5a9a1bde%22%2c%22oid%22%3a%220cfa0410-062c-44ce-8c0c-5e4c0a12ecd9%22%7d.

Note: The previous link to access the meeting does not include a period. The link ends at 22%7d with no period. If copying and pasting the link, do not copy any period at the end if there is one.

Individuals can also join by calling (267) 332-8737. The conference ID number is 204 413 580#.

The meeting will be recorded so if individuals choose to attend, they are consenting to being recorded. Individuals should not attend the meeting if they do not wish to be recorded.

Questions about the WIC Advisory may be submitted by e-mail to the Department at ra-dhwcadvisory@pa.gov.

Persons with a disability who require an alternative format of this listing (for example, large print, audiotape, Braille) should contact the 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 Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The Pennsylvania WIC program is funded by the United States Department of Agriculture (USDA). The USDA is an equal opportunity provider.

USDA Nondiscrimination Statement:

In accordance with Federal civil rights law and the USDA civil rights regulations and policies, this institution is prohibited from discriminating on the basis of race, color, national origin, sex (including gender identity and sexual orientation), disability, age or reprisal or retaliation for prior civil rights activity.

Program information may be made available in languages other than English. Persons with disabilities who require alternative means of communication to obtain program information (for example, Braille, large print, audiotape, American Sign Language), should contact the responsible State or local agency that administers the program or the USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact the USDA through the Federal Relay Service at (800) 877-8339.

To file a program discrimination complaint, a complainant should complete a Form AD-3027, USDA Program Discrimination Complaint Form which can be obtained online at <https://www.usda.gov/sites/default/files/documents/USDA-OASCR%20P-Complaint-Form-0508-0002-508-11-28-17Fax2Mail.pdf>, from any USDA office, by calling (866) 632-9992 or by writing a letter addressed to the USDA. The letter must contain the complainant's name, address, telephone number and a written description of the alleged discriminatory action in sufficient detail to inform the Assistant Secretary for Civil Rights about the nature and date of an alleged civil rights violation. The completed AD-3027 form or letter must be submitted to the USDA by mail to the United States Department of Agriculture, Office of the Assistant Secre-

tary for Civil Rights, 1400 Independence Avenue, SW, Washington, DC 20250-9410, fax (833) 256-1665, (202) 690-7442, Program.Intake@usda.gov.

This institution is an equal opportunity provider.

DR. DENISE A. JOHNSON,
Acting Secretary

[Pa.B. Doc. No. 23-82. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF HEALTH

Traumatic Brain Injury Advisory Board Meeting

The Traumatic Brain Injury Advisory Board (Board), established under section 1252 of the Federal Traumatic Brain Injury Act of 1996 (42 U.S.C. § 300d-52), will hold a public meeting on Friday, February 3, 2023, from 10 a.m. to 3 p.m. The meeting will be held at the Pennsylvania Training and Technical Assistance Network, 6340 Flank Drive, Harrisburg, PA 17112 in the Cambria conference room.

Meeting materials will be sent out before the meeting and will also be available on the Board's web site at <https://www.health.pa.gov/topics/disease/Pages/Traumatic-Brain-Injury.aspx> and at the meeting location. Contact Nicole Johnson at njohnson@pa.gov with any questions.

The Department of Health's (Department) Head Injury Program (HIP) strives to ensure that eligible individuals who have a traumatic brain injury receive high quality rehabilitative services aimed at reducing functional limitations and improving quality of life. The Board assists the Department in understanding and meeting the needs of persons living with traumatic brain injury and their families. This quarterly meeting will provide updates on a variety of topics including the number of people served by HIP. In addition, meeting participants will discuss budgetary and programmatic issues, community programs relating to traumatic brain injury and available advocacy opportunities.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact Nicole Johnson, Division of Community Systems Development and Outreach, (717) 772-2763, or for speech and/or hearing-impaired persons, contact V/TT (717) 783-6514 or the Pennsylvania Hamilton Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

DR. DENISE A. JOHNSON,
Acting Secretary

[Pa.B. Doc. No. 23-83. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Payments to Nonpublic and County Nursing Facilities; Final Rates for State Fiscal Year 2022-2023

This notice announces the Department of Human Services (Department) final annual case-mix per diem pay-

ment rates for State Fiscal Year (FY) 2022-2023 for nonpublic and county nursing facilities that participate in the Medical Assistance (MA) Program.

Nonpublic Nursing Facility Per Diem Rates

As required by the case-mix payment methodology in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting), the Department sets an annual MA per diem rate for each nonpublic nursing facility provider. Each facility's annual per diem rate is comprised of four components: resident care; other resident related; administrative; and capital. For each quarter of FY 2022-2023, the Department will adjust the resident care component of each facility's rate by multiplying the resident care component by the facility's MA case-mix index for the appropriate picture date.

The Centers for Medicare & Medicaid Services (CMS) approved State Plan Amendment (SPA) 22-0023 on November 23, 2022, which includes the budget adjustment factor (BAF) formula the Department will use for nonpublic nursing facilities in FY 2022-2023. SPA 22-0023 provides that the BAF will limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate in effect for the fiscal year is limited to the amount permitted by the funds appropriated by the General Appropriations Act for the fiscal year. The act of July 11, 2022 (P.L. 540, No. 54) (Act 54), among other things, provided a 17.5% rate increase beginning January 1, 2023. For FY 2022-2023, the Department will calculate a BAF for nonpublic nursing facilities for each rate quarter. The formula the Department uses to determine the quarterly BAF equals the annual target rate divided by the weighted average quarterly rate at 100%. If the quarterly BAF as calculated is greater than 1.0, the quarterly BAF will equal 1.0. The quarterly BAF for each calendar quarter will be in the rate file that will be posted on the Department's web site.

County Nursing Facility Per Diem Rates

As required by the rate methodology in 55 Pa. Code Chapter 1189, Subchapter D (relating to rate setting), the Department sets an annual MA per diem rate for each county nursing facility provider. As specified in 55 Pa. Code § 1189.91(b) (relating to per diem rates for county nursing facilities), for each rate year beginning on or after July 1, 2007, the per diem rate paid to a county nursing facility for a rate year will be the facility's prior rate year per diem multiplied by a BAF.

In addition, as required by 55 Pa. Code § 1189.91(d), the Department used the formula set forth in the Commonwealth's approved State Plan to determine the BAF for county nursing facilities. CMS approved SPA 22-0024 on November 23, 2022, which includes the BAF formula the Department used for county nursing facilities in FY 2022-2023.

SPA 22-0024 provides that for rate setting year 2022-2023, the BAF shall limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate is limited to the amount permitted by the funds appropriated by the General Appropriations Act. Act 54, among other things, provided a 17.5% rate increase beginning January 1, 2023. The BAF as it applies to county nursing facilities is 1.0.

The final annual per diem rates for FY 2022-2023 rate year are available on the Department's web site at

<https://www.dhs.pa.gov/providers/Providers/Pages/Rates-Nursing%20Facilities.aspx> and at local county assistance offices throughout this Commonwealth.

Public Process

The Department published the notice Payment for Nursing Facility Services Provided by County and Nonpublic Nursing Facilities; Notice of Change in Methods and Standards of Setting Payment Rates; Budget Adjustment Factor at 52 Pa.B. 3637 (June 25, 2022) announcing the use of the BAF formula for county and nonpublic nursing facilities. The Department also published a second notice, Payments to Nonpublic and County Nursing Facilities; Proposed Rates for State Fiscal Year 2022-2023, at 52 Pa.B. 3639 (June 25, 2022) announcing the proposed annual per diem rates for nonpublic and county nursing facilities for FY 2022-2023. Both notices invited public comments. No public comments were received.

Appeals

Following publication of this notice, the Department will send rate letters to each MA nursing facility to notify the facilities of their final rates for FY 2022-2023. The rate letter will also advise each facility that it may file an administrative appeal if the facility believes that the Department made any errors or otherwise disagrees with its final rates for FY 2022-2023. A provider's appeal must be in writing and filed with the Department's Bureau of Hearings and Appeals, 2330 Vartan Way, Second Floor, Harrisburg, PA 17110-9721, within 33 days of the date of the Department's letter notifying the facility of its final rates. Facilities should refer to 67 Pa.C.S. Chapter 11 (relating to Medical Assistance hearings and appeals), and to the Department's regulations in 55 Pa. Code Chapter 41 (relating to Medical Assistance provider appeal procedures), for more detail regarding their appeal rights and the requirements related to written appeals.

Fiscal Impact

For FY 2022-2023, the change in payment rates will result in an estimated increased cost of \$25.335 million (\$10.590 million in State funds) for per diem rate payments to nonpublic nursing facilities and an estimated increased cost of \$2.084 million (\$0.871 million in State funds) for per diem rate payments for county nursing facilities.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Long-Term Living, Bureau of Policy Development and Communications Management, Attention: Erica Justice, P.O. Box 8025, Harrisburg, PA 17105-8025 or at RA-PWOLTLNFPUBLICCOM@pa.gov. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania Hamilton Relay Service by dialing 711 or by using one of the toll-free numbers: (800) 654-5984 (TDD users); (800) 654-5988 (voice users); (844) 308-9292 (Speech-to-Speech); or (844) 308-9291 (Spanish).

MEG SNEAD,
Acting Secretary

Fiscal Note: 14-NOT-1560. (1) General Fund; (2) Implementing Year 2022-23 is \$11,641,000; (3) 1st Succeeding Year 2023-24 through 5th Succeeding Year 2027-28 are \$0; (4) 2021-22 Program—\$121,346,000;

2020-21 Program—\$208,841,000; 2019-20 Program—\$470,244,000; (7) MA—Long-Term Living; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 23-84. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Peer Groups, Peer Group Medians and Peer Group Prices for Nonpublic Nursing Facilities Including Hospital-Based Nursing Facilities and Special Rehabilitation Facilities for Fiscal Year 2022-2023

The purpose of this notice is to announce the Department of Human Services' (Department) peer groups, peer group medians and peer group prices for nonpublic nursing facilities including hospital-based nursing facilities and special rehabilitation facilities (SRF) codified in 55 Pa. Code Chapter 1187, Appendix B (relating to medians and prices for 2021-2022) under 55 Pa. Code § 1187.95(a)(4) (relating to general principles for rate and price setting). The Department used the peer groups, peer group medians and peer group prices to determine case-mix rates for nonpublic nursing facilities for State Fiscal Year (FY) July 1, 2022, through June 30, 2023. The Department calculated the peer groups, peer group medians and peer group prices announced in this notice in accordance with 55 Pa. Code Chapter 1187 (relating to nursing facility services). The data that the Department used to determine the peer group medians and prices is available on the Department's web site at <http://www.dhs.pa.gov/providers/Providers/Pages/Long-Term-Nursing-Facilities.aspx>.

To establish the database for the calculation of peer group medians and prices, the Department used each nursing facility's three most recent audited cost reports that were issued by the Department on or before March 31, 2022, and indexed the costs for each report forward to the common date of December 31, 2022, using the Centers for Medicare & Medicaid Services' Nursing Home Without Capital Market Basket Index. The following is a listing, by group, of the number of nursing facilities with a particular year-end and the inflation factor used to roll the costs of each facility forward to the common date of December 31, 2022.

Special Rehab Facilities

Facility Year End	Number of Facilities*	Inflation Factor
December 31, 2017	2	1.182
June 30, 2018	6	1.170
December 31, 2018	2	1.147
June 30, 2019	6	1.136
December 31, 2019	3	1.125
June 30, 2020	6	1.143

Hospital-Based Nursing Facilities

Facility Year End	Number of Facilities*	Inflation Factor
June 30, 2017	1	1.194

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 2018	11	1.170
June 30, 2019	12	1.136
June 30, 2020	12	1.143

**Nonpublic Nursing Facilities
(other than hospital-based and special
rehabilitation facilities)**

<i>Facility Year End</i>	<i>Number of Facilities*</i>	<i>Inflation Factor</i>
June 30, 2015	2	1.258
December 31, 2015	15	1.245
June 30, 2016	32	1.232
December 31, 2016	59	1.219
June 30, 2017	43	1.194
December 31, 2017	291	1.182
June 30, 2018	194	1.170
December 31, 2018	315	1.147
June 30, 2019	194	1.136
December 31, 2019	355	1.125
June 30, 2020	199	1.143

*As a result of using the three most recent audited cost reports, the "Number of Facilities" column reflects a number in excess of actual enrolled nursing facilities.

After the database was inflated using the inflation values, the Department grouped the facilities in the correct geographic and bed size groupings. In accordance with 55 Pa. Code § 1187.94 (relating to peer grouping for price setting), to establish peer groups, the Department used the Metropolitan Statistical Areas (MSA) group classification published in the Federal Office of Management and Budget Bulletin No. 99-04, regarding revised statistical definitions of Metropolitan Areas and guidance on uses of Metropolitan Area definitions, to classify each nursing facility into one of three MSA groups or one non-MSA group. The Department then used the bed complement of the nursing facility on the final day of the reporting period of the most recent audited MA-11 used in the Nursing Information System database to classify nursing facilities into one of three bed complement groups. These groups are 3—119 beds, 120—269 beds, and 270 beds and over. Peer groups 7 and 10 have been collapsed in accordance with 55 Pa. Code § 1187.94(1)(iv). Peer group 13 is designated for SRFs only and peer group 14 is designated for hospital-based nursing facilities only, regardless of geographic location or bed-size.

After the database was established and the peer groups determined, the Department calculated the medians and prices for each peer group. For peer group 13, the Department arrayed the SRFs classified on or before July 1, 2000, to set the peer group median and prices for those facilities. The Department arrayed any SRFs classified after July 1, 2000, with all other SRFs to set their peer group medians and prices.

To calculate the resident care cost medians, the Department divided the inflated audited allowable resident care costs for each cost report by the total facility case-mix index from the available February 1 picture date closest to the midpoint of the cost report period to obtain case-mix neutral total resident care cost for the cost

report year. The Department then divided the case-mix neutral total resident care cost for each cost report by the total audited actual resident days for the cost report year to obtain the case-mix neutral resident care cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the case-mix neutral resident care cost per diem for each nursing facility to obtain the average case-mix neutral resident care cost per diem of each facility. The Department arrayed the average case-mix neutral resident care cost per diem for each nursing facility within the respective peer groups and determined a median for each peer group.

To calculate the other resident related cost medians, the Department first divided the inflated audited allowable other resident related costs for each cost report by the total audited actual resident days for the cost report year to obtain the other resident related cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the other resident related cost for each nursing facility to obtain the average other resident related cost per diem of each facility. The Department arrayed the average other resident related cost per diem for each nursing facility within the respective peer groups and determined a median for each peer group.

To calculate the administrative cost medians, the Department adjusted, as appropriate, the total audited actual resident days for each cost report to a minimum 90% occupancy in accordance with 55 Pa. Code § 1187.23 (relating to nursing facility incentives and adjustments). The Department then divided the inflated audited allowable administrative cost for each cost report by the total audited actual resident days, adjusted to 90% occupancy, if applicable, to obtain the administrative cost per diem for the cost report year. The Department calculated the 3-year arithmetic mean of the administrative cost for each nursing facility to obtain the average administrative cost per diem of each facility. The Department arrayed the average administrative cost per diem for each nursing facility within the respective peer groups to determine a median for each peer group.

After the medians were determined for each peer group, the Department set prices using the medians. To set peer group prices, the Department multiplied the resident care cost median of each peer group by 1.17 to obtain the resident care cost peer group price; multiplied the other resident related cost median of each peer group by 1.12 to obtain the other resident related peer group price; and multiplied the administrative cost median of each peer group by 1.04 to obtain the administrative cost peer group price.

The peer groups, peer group medians and peer group prices for nonpublic nursing facilities including hospital-based and SRFs are in the list of Medians and Prices for 2022-2023.

A Medical Assistance nursing facility provider may file an administrative appeal if the facility believes that the Department made any errors, or the provider otherwise disagrees with the peer group prices that the Department established for its peer group. A provider's appeal must be in writing and filed with the Department's Bureau of Hearings and Appeals, 2330 Vartan Way, Second Floor, Harrisburg, PA 17110-9721, within 30 days of the date of this notice. If a provider chooses to appeal, the provider will be afforded the opportunity for a de novo hearing before the Bureau of Hearings and Appeals. The peer group prices applied in setting the facility's rates may be changed as a result of the final adjudication of the

facility's peer group price appeal. Facilities should refer to 67 Pa.C.S. Chapter 11 (relating to Medical Assistance hearings and appeals), and to the Department's regulations in 55 Pa. Code Chapter 41 (relating to Medical Assistance provider appeal procedures), for more detail regarding their appeal rights and the requirements related to their written appeals.

Fiscal Impact

There is no fiscal impact associated with this change in FY 2022-2023.

Public Comment

Interested persons are invited to submit written comments regarding these peer groups, peer group medians and peer group prices to the Department of Human

Services, Office of Long-Term Living, Bureau of Policy Development and Communications Management, Attention: Erica Justice, P.O. Box 8025, Harrisburg, PA 17105-8025 or at RA-PWOLTLNFPUBLICCOM@pa.gov. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users), (800) 654-5988 (voice users), (844) 308-9292 (Speech-to-Speech) or (844) 308-9291 (Spanish).

MEG SNEAD,
Acting Secretary

Fiscal Note: 14-NOT-1559. No fiscal impact; (8) recommends adoption.

**Appendix B
MEDIANS AND PRICES FOR 2022-2023**

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
1	BRIGHTON REHABILITATION & WELLNESS CTR	12/31/2019	12/31/2018	12/31/2017
1	CARE PAVILION NURSING AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
1	HORSHAM CENTER FOR JEWISH LIFE	6/30/2020	6/30/2019	6/30/2018
1	IMMACULATE MARY CTR FOR REHAB & HLTHCARE	6/30/2020	6/30/2019	6/30/2018
1	MARPLE GARDENS REHAB AND NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
1	PARKHOUSE REHABILITATION AND NURSING CTR	12/31/2019	12/31/2018	12/31/2016
1	PREMIER WASHINGTON REHAB AND NURSING CTR	6/30/2020	6/30/2019	
1	ST FRANCIS CENTER FOR REHAB & HEALTHCARE	6/30/2020	6/30/2019	6/30/2018
1	ST JOSEPH'S MANOR (DBA ENTITY OF HRHS)	6/30/2020	6/30/2019	6/30/2018

<i>PG 1 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$135.18	\$58.52	\$25.80

<i>PG 1 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$158.16	\$65.54	\$26.83

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	ACCELA REHAB AND CARE CENTER AT SOMERTON	6/30/2020	6/30/2017	6/30/2016
2	ACCELA REHAB AND CARE CENTER AT SPRINGFI	6/30/2020	6/30/2019	6/30/2017
2	ASBURY HEALTH CENTER	12/31/2019	12/31/2018	12/31/2017
2	AVENTURA AT PEMBROOKE	6/30/2020	12/31/2017	12/31/2016
2	AVENTURA AT PROSPECT	6/30/2020	12/31/2017	12/31/2016
2	BALDWIN HEALTH CENTER	6/30/2020	6/30/2019	6/30/2018
2	BAPTIST HOMES OF WESTERN PENNSYLVANIA	6/30/2020	6/30/2019	6/30/2018
2	BEAVER VALLEY HEALTHCARE & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
2	BELLA HEALTHCARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	BRIDGEVILLE REHAB AND CARE CENTER	6/30/2020	6/30/2019	6/30/2018
2	BROOKSIDE HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
2	BROOMALL MANOR	12/31/2019	12/31/2018	12/31/2017

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	BRYN MAWR EXTENDED CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	BUCKINGHAM VALLEY NURSING & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
2	CARING HEART REHAB AND NURSING CENTER	6/30/2020	6/30/2019	6/30/2018
2	CARING HEIGHTS COMMUNITY CARE & REHAB	12/31/2019	12/31/2018	12/31/2017
2	CENTENNIAL HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
2	CHAPEL MANOR	6/30/2020	6/30/2019	6/30/2018
2	CHELTENHAM NURSING AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
2	CHESTNUT HILL LODGE HEALTH AND REHAB CTR	12/31/2019	12/31/2017	12/31/2016
2	CHESWICK REHAB & WELLNESS CTR LLC	12/31/2019	12/31/2018	12/31/2016
2	CLIVEDEN NSG & REHAB CTR	6/30/2020	6/30/2019	6/30/2018
2	COMPLETE CARE AT HARSTON HALL LLC	6/30/2020	6/30/2019	6/30/2018
2	CONCORDIA AT VILLA ST. JOSEPH	6/30/2020	6/30/2019	6/30/2017
2	CONCORDIA LUTHERAN HEALTH AND HUMAN CARE	6/30/2020	6/30/2019	6/30/2018
2	CORNER VIEW NURSING AND REHAB CENTER	12/31/2019	12/31/2017	12/31/2016
2	CRANBERRY PLACE	6/30/2020	6/30/2019	6/30/2018
2	CRESTVIEW CENTER	6/30/2020	6/30/2019	6/30/2018
2	DEER MEADOWS REHABILITATION CENTER	6/30/2020	6/30/2019	6/30/2018
2	ELKINS CREST HEALTH & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
2	EMBASSY OF IVY HILL	12/31/2019	12/31/2018	6/30/2016
2	FAIRVIEW NURSING AND REHABILITATION CTR	6/30/2020	6/30/2018	6/30/2017
2	GARDEN SPRING NURSING & REHAB CENTER	6/30/2020	6/30/2017	6/30/2016
2	GERMANTOWN HOME	6/30/2020	6/30/2019	6/30/2018
2	GREEN MEADOWS NURSING & REHAB CENTER	12/31/2019	12/31/2017	12/31/2016
2	GREENERY CENTER FOR REHAB & NURSING	12/31/2019	12/31/2018	12/31/2017
2	GREENSBURG CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	GWYNEDD HEALTHCARE & REHABILITATION CTR	12/31/2019	12/31/2018	12/31/2017
2	HARBORVIEW REHAB & C C AT DOYLESTOWN	12/31/2019	12/31/2016	12/31/2015
2	HARBORVIEW REHAB & CARE CTR AT LANSDALE	12/31/2019	12/31/2016	12/31/2015
2	HARMAR VILLAGE CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	HEMPFIELD MANOR	12/31/2019	12/31/2018	12/31/2017
2	HERITAGE POINTE REHAB AND HEALTHCARE CTR	6/30/2020	6/30/2019	6/30/2018
2	HIGHLAND PARK CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	HILLCREST CENTER	6/30/2020	6/30/2019	6/30/2018
2	LAFAYETTE-REDEEMER (DBA ENTITY OF HRHS)	6/30/2020	6/30/2019	6/30/2018
2	LANGHORNE GARDENS HEALTH & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
2	LGAR HEALTH AND REHABILITATION CENTER	12/31/2019	12/31/2018	12/31/2017
2	LIBERTY POINTE REHAB & HEALTHCARE CENTER	6/30/2020	6/30/2019	6/30/2018
2	LIFEQUEST NURSING CENTER	6/30/2020	6/30/2019	6/30/2018
2	LITTLE FLOWER MANOR	6/30/2020	6/30/2019	6/30/2018
2	LOYALHANNA CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	LUTHER WOODS NURSING & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
2	MAJESTIC OAKS REHAB & NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
2	MANATAWNY CENTER FOR REHAB AND NURSING	12/31/2019	12/31/2018	12/31/2017
2	MANORCARE HEALTH SVCS-KING OF PRUSSIA	12/31/2019	12/31/2018	12/31/2017
2	MAPLEWOOD NURSING AND REHABILITATION CTR	6/30/2020	6/30/2019	6/30/2018
2	MARKLEY REHABILITATION & HEALTHCARE CTR	6/30/2020	6/30/2019	6/30/2018

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	MASONIC VILLAGE AT SEWICKLEY	12/31/2019	12/31/2018	12/31/2017
2	MEADOWVIEW REHAB & NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
2	MONROEVILLE REHAB & WELLNESS CENTER	12/31/2019	12/31/2018	12/31/2016
2	MONUMENTAL POST ACUTE CARE AT WOODSIDE PK	6/30/2020	6/30/2019	6/30/2018
2	MOON TOWNSHIP REHAB & WELLNESS CENTER	6/30/2020	6/30/2019	6/30/2018
2	MOUNT MACRINA MANOR NURSING HOME	6/30/2020	6/30/2019	6/30/2018
2	MT. LEBANON REHAB AND WELLNESS CENTER	12/31/2019	12/31/2018	12/31/2016
2	MURRYSVILLE REHAB & WELLNESS CENTER	12/31/2019	12/31/2018	12/31/2016
2	OAKWOOD HEALTHCARE & REHABILITATION CTR	6/30/2020	6/30/2019	6/30/2018
2	OXFORD HEALTH CENTER	12/31/2019	12/31/2018	12/31/2017
2	OXFORD REHAB AND HEALTHCARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	PAUL'S RUN	12/31/2019	12/31/2018	12/31/2017
2	PENNSBURG MANOR	6/30/2020	6/30/2019	6/30/2018
2	PENNWOOD NURSING & REHAB CENTER, LLC	6/30/2019	6/30/2018	6/30/2017
2	PHILADELPHIA PROTESTANT HOME	12/31/2019	12/31/2018	12/31/2017
2	PHOEBE RICHLAND HCC	6/30/2020	6/30/2019	6/30/2018
2	PROMEDICA SKD NSG & REHAB BETHEL PARK	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB GREENTREE	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB HUNTINGDON VLY	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB MONROEVILLE	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB MONTGOMERYVILL	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB NORTH HILLS	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB OXFORD VALLEY	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB PETERS TWP	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB PITTSBURGH	6/30/2020	6/30/2019	6/30/2018
2	PROMEDICA SKD NSG & REHAB POTTSTOWN	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA SKD NSG & REHAB SHADYSIDE	6/30/2020	6/30/2019	6/30/2018
2	PROMEDICA SKD NSG & REHAB WALLINGFORD	6/30/2020	6/30/2019	6/30/2018
2	PROMEDICA SKD NSG & REHAB WHITEHALL BORO	12/31/2019	12/31/2018	12/31/2017
2	PROMEDICA TOTAL REHAB + PHILADELPHIA	6/30/2020	6/30/2019	6/30/2018
2	PROVIDENCE CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	PROVIDENCE REHAB & HCC MERCY FITZGERALD	12/31/2019	6/30/2017	6/30/2016
2	QUAKERTOWN CENTER	6/30/2020	6/30/2019	6/30/2018
2	QUALITY LIFE SERVICES-APOLLO	6/30/2020	6/30/2019	6/30/2018
2	REHAB & NURSING CTR GREATER PITTSBURGH	12/31/2019	12/31/2018	12/31/2017
2	RENAISSANCE HEALTHCARE & REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
2	RIVER'S EDGE REHAB & HEALTHCARE CENTER	12/31/2018	12/31/2017	12/31/2016
2	RIVERSIDE CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	ROCHESTER RESIDENCE AND CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	ROOSEVELT REHAB AND HEALTHCARE CENTER	12/31/2018	12/31/2017	12/31/2016
2	ROSEWOOD GARDENS REHAB AND NURSING CTR	12/31/2018	12/31/2017	12/31/2016
2	SANATOGA CENTER	6/30/2020	6/30/2019	6/30/2018
2	SAUNDERS HOUSE	6/30/2020	6/30/2019	6/30/2018
2	SENECA PLACE	6/30/2020	6/30/2019	6/30/2018
2	SILVER LAKE HEALTHCARE CENTER	6/30/2020	6/30/2019	6/30/2018
2	SILVER STREAM NURSING & REHAB CENTER	6/30/2020	6/30/2019	6/30/2017

NOTICES

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
2	SIMPSON HOUSE, INC	12/31/2019	12/31/2018	12/31/2017
2	SOUTHMONT OF PRESBYTERIAN SENIORCARE	12/31/2019	12/31/2018	12/31/2017
2	SQUIRREL HILL WELLNESS & REHAB CENTER	12/31/2019	12/31/2017	12/31/2016
2	ST JOHN NEUMANN CTR FOR REHAB & HLTHCARE	6/30/2020	6/30/2019	6/30/2018
2	ST JOHN SPECIALTY CARE CENTER	6/30/2020	6/30/2019	6/30/2018
2	ST MARTHA CENTER FOR REHAB & HEALTHCARE	6/30/2020	6/30/2019	6/30/2018
2	ST MARY CENTER FOR REHAB & HEALTHCARE	6/30/2020	6/30/2019	6/30/2018
2	ST MONICA CENTER FOR REHAB & HEALTHCARE	6/30/2020	6/30/2019	6/30/2018
2	ST. ANNE HOME	6/30/2020	6/30/2019	6/30/2018
2	ST. BARNABAS NURSING HOME	12/31/2019	12/31/2018	12/31/2017
2	ST. IGNATIUS NURSING & REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
2	STERLING HEALTH CARE AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
2	SUBURBAN WOODS HEALTH AND REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
2	SUNNYVIEW NURSING AND REHABILITATION CTR	12/31/2019	12/31/2018	12/31/2017
2	TEL HAI RETIREMENT COMMUNITY	6/30/2020	6/30/2019	6/30/2018
2	THE BELVEDERE CENTER, GENESIS HEALTHCARE	6/30/2020	6/30/2019	6/30/2018
2	THE GROVE AT NORTH HUNTINGDON	6/30/2020	6/30/2019	6/30/2018
2	THE PHOENIX CENTER FOR REHAB AND NURSING	12/31/2019	12/31/2016	12/31/2015
2	TOWNE MANOR EAST	12/31/2019	12/31/2018	12/31/2017
2	TRANSITIONS HEALTHCARE NORTH HUNTINGDON	12/31/2019	12/31/2018	12/31/2017
2	TRANSITIONS HEALTHCARE WASHINGTON PA	12/31/2019	12/31/2018	12/31/2017
2	TUCKER HOUSE NSG & REHAB CTR	6/30/2020	6/30/2019	6/30/2018
2	TWIN LAKES REHAB AND HEALTH CENTER	12/31/2019	12/31/2017	12/31/2016
2	TWIN PINES HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	UNIONTOWN HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
2	UNIVERSITY CITY REHAB & HEALTHCARE CTR	12/31/2019	6/30/2018	6/30/2017
2	UPMC HERITAGE PLACE	6/30/2020	6/30/2019	6/30/2018
2	VALLEY MANOR REHAB AND HEALTHCARE CTR	12/31/2019	6/30/2017	6/30/2016
2	VINCENTIAN HOME	6/30/2020	6/30/2019	6/30/2018
2	WESLEY ENHANCED LIVING AT STAPELEY	6/30/2020	6/30/2019	6/30/2018
2	WESLEY ENHANCED LIVING PENNYPACK PARK	12/31/2019	12/31/2018	12/31/2017
2	WEST CHESTER REHAB & HEALTHCARE CENTER	6/30/2020	6/30/2019	6/30/2018
2	WEXFORD HEALTHCARE CENTER	6/30/2020	6/30/2019	6/30/2018
2	WILLIAM PENN CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	WILLOW TERRACE	6/30/2020	6/30/2019	12/31/2017
2	WILLOWS OF PRESBYTERIAN SENIORCARE, THE	12/31/2019	12/31/2018	12/31/2017
2	WOODHAVEN CARE CENTER	12/31/2019	12/31/2018	12/31/2017
2	YEADON REHABILITATION AND NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
2	YORK NURSING AND REHABILITATION CENTER	6/30/2020	6/30/2019	6/30/2018

<i>PG 2 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$146.66	\$49.51	\$27.11

<i>PG 2 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$171.59	\$55.45	\$28.19

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3	AMBLER EXTENDED CARE CENTER	12/31/2019	12/31/2018	12/31/2017
3	ANN'S CHOICE	12/31/2019	12/31/2018	12/31/2017
3	ARTMAN LUTHERAN HOME	6/30/2020	6/30/2019	6/30/2018
3	BARCLAY FRIENDS	12/31/2019	12/31/2018	12/31/2017
3	BEAVER HEALTHCARE AND REHABILITATION CTR	12/31/2019	12/31/2018	12/31/2017
3	BELAIR HEALTHCARE AND REHABILITATION CTR	12/31/2019	6/30/2017	6/30/2016
3	BELLE TERRACE	12/31/2019	12/31/2018	12/31/2017
3	BETHLEN HM OF THE HUNGARIAN RFRMD FED	12/31/2019	12/31/2018	12/31/2017
3	BRINTON MANOR NURSING & REHAB CENTER	6/30/2020	6/30/2017	6/30/2016
3	CANTERBURY PLACE	12/31/2019	12/31/2018	12/31/2017
3	CATHEDRAL VILLAGE	6/30/2020	6/30/2019	6/30/2018
3	CHANDLER HALL HEALTH SERVICES INC	12/31/2019	12/31/2018	12/31/2017
3	CHRIST'S HOME RETIREMENT COMMUNITY	6/30/2020	6/30/2019	6/30/2018
3	CONCORDIA AT THE CEDARS	12/31/2019	12/31/2018	12/31/2017
3	CONTINUING CARE AT MARIS GROVE	12/31/2019	12/31/2018	12/31/2017
3	DOCK TERRACE	6/30/2020	6/30/2019	6/30/2018
3	DRESHER HILL HEALTH & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
3	EDGEHILL NURSING AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
3	ELDERCREST HEALTHCARE & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
3	ELM TERRACE GARDENS	6/30/2020	6/30/2019	6/30/2018
3	EMBASSY OF SAXONBURG	12/31/2019	12/31/2017	12/31/2016
3	FREDERICK LIVING-CEDARWOOD	12/31/2019	12/31/2018	12/31/2017
3	FRIENDSHIP VILLAGE OF SOUTH HILLS	12/31/2019	12/31/2018	12/31/2017
3	GUARDIAN HEALTHCARE MEADOWCREST	12/31/2019	6/30/2017	6/30/2016
3	HARMON HOUSE CARE CENTER	12/31/2019	12/31/2018	12/31/2017
3	HAVENCREST HEALTHCARE & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
3	HICKORY HOUSE NURSING HOME	12/31/2019	12/31/2018	12/31/2017
3	HOLY FAMILY HOME	12/31/2019	12/31/2018	12/31/2017
3	HOPKINS CENTER	6/30/2020	6/30/2019	6/30/2018
3	HUMANGOOD PENNSYLVANIA	12/31/2019	12/31/2018	12/31/2017
3	JEFFERSON HILLS HEALTHCARE & REHAB CTR	12/31/2019	12/31/2018	12/31/2017
3	JEFFERSON HILLS REHAB AND WELLNESS	12/31/2018	12/31/2017	12/31/2016
3	KADIMA REHAB & NURSING AT POTTSTOWN	12/31/2019	6/30/2018	12/31/2015
3	KEARSLEY REHAB AND NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
3	LAFAYETTE MANOR, INC	12/31/2019	12/31/2018	12/31/2017
3	LAUREL RIDGE CENTER	6/30/2020	6/30/2019	6/30/2018
3	LAUREL SQUARE HEALTHCARE & REHAB CTR	6/30/2020	6/30/2019	6/30/2018
3	LIBERTY CENTER FOR REHAB AND NURSING	12/31/2019	12/31/2016	12/31/2015
3	LITTLE SISTERS OF THE POOR	12/31/2019	12/31/2018	12/31/2017
3	LUTHERAN COMMUNITY AT TELFORD	6/30/2020	6/30/2019	6/30/2018
3	MARIAN MANOR CORPORATION	6/30/2020	6/30/2019	6/30/2018
3	MASONIC VILLAGE AT LAFAYETTE HILL	12/31/2019	12/31/2018	12/31/2017
3	MASONIC VILLAGE AT WARMINSTER	12/31/2019	12/31/2018	12/31/2017
3	MCMURRAY HILLS MANOR	6/30/2020	6/30/2019	6/30/2018
3	MON VALLEY CARE CENTER	12/31/2019	12/31/2018	12/31/2017
3	NAAMANS CREEK COUNTRY MANOR	6/30/2020	6/30/2019	6/30/2018

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
3	NORRITON SQUARE NURSING & REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
3	NORTH HILLS HEALTH AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
3	NORTH STRABANE REHAB & WELLNESS CTR LLC	12/31/2019	12/31/2018	12/31/2016
3	OAK HILL HEALTHCARE & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
3	PASSAVANT RETIREMENT AND HEALTH CENTER	6/30/2020	6/30/2019	6/30/2018
3	PENNYPACK NURSING & REHAB CENTER	6/30/2020	6/30/2019	6/30/2017
3	PETER BECKER COMMUNITY	6/30/2020	6/30/2019	6/30/2018
3	PHOEBE WYNCOTE	6/30/2020	6/30/2019	6/30/2018
3	PICKERING MANOR HOME	6/30/2020	6/30/2019	6/30/2018
3	PINE RUN HEALTH CENTER	6/30/2020	6/30/2019	6/30/2018
3	PLATINUM RIDGE CTR FOR REHAB & HEALING	12/31/2019	12/31/2018	12/31/2017
3	PROMEDICA TOTAL REHAB + WILLOW GROVE	6/30/2020	6/30/2019	6/30/2018
3	QUALITY LIFE SERVICES-CHICORA	6/30/2020	6/30/2019	6/30/2018
3	QUALITY LIFE SERVICES-HENRY CLAY	6/30/2020	6/30/2019	6/30/2018
3	QUALITY LIFE SERVICES-MARKLEYSBURG	6/30/2020	6/30/2019	6/30/2018
3	QUALITY LIFE SERVICES-SARVER	6/30/2020	6/30/2019	6/30/2018
3	REDSTONE HIGHLANDS HEALTH CARE CENTER	6/30/2020	6/30/2019	6/30/2018
3	REFORMED PRESBYTERIAN HOME	12/31/2019	12/31/2018	12/31/2017
3	RICHBORO REHABILITATION & NURSING CENTER	12/31/2019	12/31/2018	6/30/2017
3	ROSEMONT CENTER	12/31/2019	12/31/2016	12/31/2015
3	SAINT JOSEPH VILLA	6/30/2020	6/30/2019	6/30/2018
3	SCOTTDAL E HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
3	SHERWOOD OAKS	6/30/2020	6/30/2019	6/30/2018
3	SOUDERTON MENNONITE HOMES	6/30/2020	6/30/2019	6/30/2018
3	SOUTH HILLS REHAB & WELLNESS CENTER	12/31/2019	12/31/2018	12/31/2016
3	SOUTHWESTERN NURSING & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
3	SPRING HILL REHABILITATION & NURSING CTR	6/30/2020	6/30/2019	6/30/2018
3	SPRINGS AT THE WATERMARK, THE	12/31/2019	12/31/2018	12/31/2017
3	STATESMAN HEALTH & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
3	THE COMMUNITY AT ROCKHILL	6/30/2020	6/30/2019	6/30/2018
3	THE GROVE AT HARMONY	6/30/2020	6/30/2019	6/30/2018
3	THE GROVE AT LATROBE	12/31/2019	12/31/2018	12/31/2016
3	THE GROVE AT WASHINGTON	6/30/2020	6/30/2019	6/30/2018
3	TOWNE MANOR WEST	12/31/2019	12/31/2018	12/31/2017
3	TOWNVIEW HEALTH AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
3	TRANSITIONS HEALTHCARE AUTUMN GROVE C C	6/30/2020	6/30/2019	6/30/2018
3	VINCENTIAN DE MARILLAC	6/30/2020	6/30/2019	6/30/2018
3	WAYNE CENTER	6/30/2020	6/30/2019	6/30/2018
3	WESLEY ENHANCED LIVING MAIN LINE REHAB	12/31/2019	12/31/2018	12/31/2017
3	WESLEY ENHANCED LIVING-DOYLESTOWN	12/31/2019	12/31/2018	12/31/2017
3	WESTGATE HILLS REHAB AND NURSING CENTER	12/31/2019	12/31/2018	12/31/2016
3	WILLOWBROOKE CT SCC AT BRITTANY POINTE	12/31/2019	12/31/2018	12/31/2017
3	WYNDMOOR HILLS REHAB & NURSING CENTER	6/30/2019	6/30/2018	

<i>PG 3 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$159.36	\$54.44	\$31.44

<i>PG 3 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$186.45	\$60.97	\$32.70

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
4	ALLIED SERVICES SKILLED NURSING CENTER	6/30/2020	6/30/2019	6/30/2018
4	AVENTURA AT TERRACE VIEW	6/30/2020	6/30/2019	6/30/2018
4	CAMBRIA CARE CENTER	12/31/2019	12/31/2018	12/31/2017
4	CEDAR HAVEN HEALTHCARE CENTER	12/31/2019	12/31/2018	12/31/2017
4	CROSS KEYS VILLAGE-BRETHREN HM COMM, THE	6/30/2020	6/30/2019	6/30/2018
4	LANCASTER NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
4	MASONIC VILLAGE AT ELIZABETHTOWN	12/31/2019	12/31/2018	12/31/2017
4	MOUNTAIN CITY NURSING AND REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
4	MOUNTAIN VIEW, A NURSING AND REHAB CTR	12/31/2019	12/31/2018	12/31/2017
4	PHOEBE ALLENTOWN HEALTH CARE	6/30/2020	6/30/2019	6/30/2018
4	PLEASANT ACRES REHAB AND NURSING CENTER	12/31/2019		
4	SPRING CREEK REHAB AND NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
4	THE GARDENS AT WEST SHORE	12/31/2019	12/31/2018	12/31/2016
4	YORKVIEW NURSING AND REHABILITATION	12/31/2019	12/31/2018	12/31/2017

<i>PG 4 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$155.04	\$53.93	\$27.19

<i>PG 4 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$181.40	\$60.40	\$28.28

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	ALLIED SERVICES MEADE STREET SKILLED NSG	12/31/2018	12/31/2017	12/31/2016
5	BIRCHWOOD HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2017	12/31/2016
5	BLOOMSBURG CARE AND REHABILITATION CTR	6/30/2020	6/30/2019	6/30/2017
5	BRETHREN VILLAGE	6/30/2020	6/30/2019	6/30/2018
5	CAPITOL REHAB AND HEALTHCARE CENTER	6/30/2020	6/30/2019	6/30/2018
5	COLONIAL PARK CARE CENTER	12/31/2019	12/31/2018	12/31/2017
5	COMPLETE CARE AT BERKSHIRE LLC	6/30/2020	6/30/2019	6/30/2018
5	COMPLETE CARE AT LEHIGH LLC	6/30/2020	6/30/2019	6/30/2018
5	CORRY MANOR	12/31/2019	12/31/2018	12/31/2017
5	EDINBORO MANOR	12/31/2019	12/31/2018	12/31/2017
5	ELAN SKILLED NURSING AND REHABILITATION	12/31/2019	12/31/2018	12/31/2017
5	EPHRATA MANOR	12/31/2019	12/31/2018	12/31/2017
5	FAIRLANE GARDENS NSG & REHAB AT READING	12/31/2019	12/31/2016	12/31/2015
5	FAIRVIEW MANOR	12/31/2019	12/31/2018	12/31/2017
5	FELLOWSHIP MANOR	6/30/2020	6/30/2019	6/30/2018
5	GLEN BROOK REHAB & HEALTHCARE CENTER II	6/30/2020	6/30/2019	6/30/2018
5	GUARDIAN HEALTHCARE AT TAYLOR	12/31/2019	12/31/2016	12/31/2015
5	HANOVER HALL FOR NURSING AND REHAB	12/31/2019	12/31/2018	12/31/2017
5	HIGHLAND MANOR REHAB & NURSING CENTER	12/31/2019	12/31/2018	12/31/2017

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	HOLY FAMILY MANOR	12/31/2019	12/31/2018	12/31/2017
5	HOMEWOOD AT PLUM CREEK	12/31/2019	12/31/2018	12/31/2017
5	KINGSTON REHABILITATION AND NURSING CTR	12/31/2019	12/31/2018	12/31/2017
5	LAUREL CENTER	6/30/2020	6/30/2019	6/30/2018
5	LECOM AT PRESQUE ISLE, INC.	6/30/2020	6/30/2019	6/30/2018
5	LUTHERAN HOME AT TOPTON	12/31/2019	12/31/2018	12/31/2017
5	MAHONING VALLEY NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
5	MEADOWS NURSING AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
5	MENNONITE HOME, THE	6/30/2020	6/30/2019	6/30/2018
5	MESSIAH LIFEWAYS AT MESSIAH VILLAGE	6/30/2020	6/30/2019	6/30/2018
5	MIFFLIN CENTER	6/30/2020	6/30/2019	6/30/2018
5	MILLCREEK MANOR	6/30/2020	6/30/2019	6/30/2018
5	MOUNTAIN VIEW CARE AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2017
5	NEFFSVILLE NURSING AND REHABILITATION	12/31/2019	12/31/2018	12/31/2017
5	NEWPORT MEADOWS HEALTH AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
5	NIGHTINGALE NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
5	NORTHERN DAUPHIN NURSING & REHAB CENTER	12/31/2019	12/31/2018	12/31/2016
5	OAK HILL CENTER FOR REHAB AND NURSING	12/31/2019	12/31/2018	12/31/2017
5	PHOEBE BERKS HEALTH CARE CENTER, INC	6/30/2020	6/30/2019	6/30/2018
5	PLEASANT VIEW RETIREMENT COMMUNITY	12/31/2019	12/31/2018	12/31/2017
5	PREMIER AT PERRY VLG FOR NURSE AND REHAB	12/31/2019	12/31/2018	12/31/2016
5	PROMEDICA SKD NSG & REHAB ALLENTOWN	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB BETHLEHEM N	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB BETHLEHEM S	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB CAMP HILL	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB CARLISLE	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB DALLASTOWN	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB EASTON	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB KINGSTON COURT	6/30/2020	6/30/2019	6/30/2018
5	PROMEDICA SKD NSG & REHAB LANCASTER	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB LAURELDALE	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB LEBANON	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB OLD ORCHARD	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB SINKING SPRING	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB WEST ALLEN	6/30/2020	6/30/2019	6/30/2018
5	PROMEDICA SKD NSG & REHAB WEST READING	12/31/2019	12/31/2018	12/31/2017
5	PROMEDICA SKD NSG & REHAB YORK NORTH	6/30/2020	6/30/2019	6/30/2018
5	PROMEDICA SKD NSG & REHAB YORK SOUTH	6/30/2020	6/30/2019	6/30/2018
5	QUARRYVILLE PRESBYTERIAN RETIREMENT COMM	6/30/2020	6/30/2019	6/30/2018
5	REST HAVEN-YORK	6/30/2020	6/30/2019	6/30/2018
5	RIVER RUN HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2016	12/31/2015
5	RIVER VIEW NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
5	RIVERSTREET MANOR	6/30/2020	6/30/2019	6/30/2018
5	ROSE CITY NURSING AND REHAB AT LANCASTER	12/31/2019	12/31/2016	12/31/2015
5	SHIPPENSBURG REHAB & HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2016
5	SLATE BELT HEALTH AND REHAB CENTER	12/31/2019	6/30/2018	6/30/2017

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
5	SPRUCE MANOR NURSING AND REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
5	STONERIDGE TOWNE CENTRE	12/31/2019	12/31/2018	12/31/2017
5	SUSQUEHANNA REHAB & WELLNESS CENTER	6/30/2020	6/30/2019	6/30/2018
5	THE GARDENS AT EAST MOUNTAIN	12/31/2019	12/31/2018	12/31/2016
5	THE GARDENS AT EASTON	6/30/2020	6/30/2019	6/30/2018
5	THE GARDENS AT ORANGEVILLE	6/30/2020	6/30/2019	6/30/2018
5	THE GARDENS AT SCRANTON	12/31/2019	12/31/2018	12/31/2016
5	THE GARDENS AT TUNKHANNOCK	12/31/2019	12/31/2018	12/31/2016
5	THE GARDENS AT WYOMING VALLEY	12/31/2019	12/31/2018	12/31/2016
5	THE PAVILION AT ST LUKE VILLAGE	12/31/2019	12/31/2018	12/31/2017
5	TWINBROOK HEALTHCARE & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016
5	WEATHERWOOD HEALTHCARE AND REHAB CTR	12/31/2019	12/31/2018	12/31/2017
5	WESLEY VILLAGE	12/31/2019	12/31/2018	12/31/2017
5	WESTERN RESERVE HEALTHCARE & REHAB CTR	12/31/2019	12/31/2018	12/31/2017
5	WILLOW BROOK REHAB AND HEALTHCARE CENTER	6/30/2020	6/30/2019	6/30/2018

<i>PG 5 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$145.86	\$45.91	\$26.56

<i>PG 5 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$170.66	\$51.42	\$27.62

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
6	ABINGTON MANOR	6/30/2020	6/30/2019	6/30/2018
6	ALLIED SERVICES CENTER CITY SKILLED NSG	6/30/2019	6/30/2018	6/30/2017
6	AVENTURA AT CREEKSIDE	6/30/2020	12/31/2017	12/31/2016
6	BALL PAVILION, THE	6/30/2020	6/30/2019	6/30/2018
6	BETHANY VILLAGE RETIREMENT CENTER	12/31/2019	12/31/2018	12/31/2017
6	BONHAM NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
6	CALVARY FELLOWSHIP HOMES, INC	6/30/2020	6/30/2019	6/30/2018
6	CARBONDALE NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
6	CHAPEL POINTE AT CARLISLE	12/31/2019	12/31/2018	12/31/2017
6	CHURCH OF GOD HOME, INC	12/31/2019	12/31/2018	12/31/2017
6	CORNWALL MANOR	12/31/2019	12/31/2018	12/31/2017
6	COURTYARD GARDENS NURSING AND REHAB CTR	12/31/2019	12/31/2018	12/31/2017
6	CUMBERLAND CROSSINGS RETIREMENT COMM	12/31/2019	12/31/2018	12/31/2017
6	DUNMORE HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2017
6	ELIZABETHTOWN NURSING AND REHABILITATION	12/31/2019	12/31/2018	6/30/2017
6	ELMWOOD GARDENS OF PRESBY SENIOR CARE	12/31/2019	12/31/2018	12/31/2017
6	EMERALD REHAB AND HEALTHCARE CENTER	12/31/2019	12/31/2017	12/31/2016
6	FAIRMOUNT HOMES	6/30/2020	6/30/2019	6/30/2018
6	FOREST PARK NURSING AND REHABILITATION	12/31/2019	12/31/2018	12/31/2017
6	FORESTVIEW	12/31/2019	12/31/2018	12/31/2017
6	GARDEN SPOT VILLAGE	6/30/2020	6/30/2019	6/30/2018

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
6	GREEN RIDGE CARE CENTER	12/31/2019	12/31/2018	12/31/2017
6	GUARDIAN HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
6	HAMILTON ARMS CENTER	6/30/2020	6/30/2019	6/30/2018
6	HAMPTON HOUSE REHAB & NURSING CENTER	6/30/2020	6/30/2019	6/30/2018
6	HOMELAND CENTER	6/30/2020	6/30/2019	6/30/2018
6	HOMESTEAD VILLAGE, INC	6/30/2020	6/30/2019	6/30/2018
6	KADIMA REHAB & NURSING AT CAMPBELLTOWN	12/31/2019	6/30/2018	12/31/2015
6	KADIMA REHAB & NURSING AT LUZERNE	12/31/2019	6/30/2018	12/31/2015
6	KADIMA REHAB & NURSING AT PALMYRA	12/31/2019	6/30/2018	12/31/2015
6	KADIMA REHAB AND NURSING AT LAKESIDE	12/31/2019	6/30/2018	12/31/2015
6	KADIMA REHAB AND NURSING AT LITITZ	12/31/2019	6/30/2018	12/31/2015
6	KINGSTON HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2017
6	KINKORA PYTHIAN HOME CORPORATION	6/30/2020	6/30/2019	6/30/2018
6	LANDIS HOMES	6/30/2020	6/30/2019	6/30/2018
6	LEBANON VALLEY BRETHERN HOME	12/31/2019	12/31/2018	12/31/2017
6	LEBANON VALLEY HOME THE	12/31/2019	12/31/2018	12/31/2017
6	LECOM AT VILLAGE SQUARE LLC	12/31/2018	12/31/2017	12/31/2016
6	LINWOOD NURSING AND REHABILITATION CTR	6/30/2020	6/30/2019	6/30/2018
6	LUTHER ACRES MANOR	12/31/2019	12/31/2018	12/31/2017
6	LUTHER CREST NURSING FACILITY	12/31/2019	12/31/2018	12/31/2017
6	MANCHESTER COMMONS OF PRESBY SR. CARE	12/31/2019	12/31/2018	12/31/2017
6	MAPLE FARM	6/30/2020	6/30/2019	6/30/2018
6	MARYWOOD HEIGHTS	12/31/2018	12/31/2017	12/31/2016
6	MERCY CENTER NURSING UNIT, INC	12/31/2019	12/31/2018	12/31/2017
6	MID VALLEY HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2017
6	MILFORD HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
6	MISERICORDIA NURSING & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
6	MORAVIAN HALL SQ. HLTH AND WELLNESS CTR	6/30/2020	6/30/2019	6/30/2018
6	MORAVIAN MANOR	12/31/2019	12/31/2018	12/31/2017
6	MOSSER NURSING HOME	6/30/2020	6/30/2019	6/30/2018
6	MOUNT HOPE NAZARENE RETIREMENT COMMUNITY	6/30/2020	6/30/2019	6/30/2018
6	MOUNTAIN TOP HEALTHCARE AND REHAB CTR	12/31/2019	12/31/2018	12/31/2017
6	NEW EASTWOOD HEALTHCARE AND REHAB CENTER	6/30/2020	6/30/2019	6/30/2018
6	NORMANDIE RIDGE	12/31/2019	12/31/2018	12/31/2017
6	RIVERTON REHAB & HEALTHCARE CENTER	12/31/2019	12/31/2018	12/31/2017
6	SAINT ANNE'S RETIREMENT COMMUNITY	6/30/2020	6/30/2019	6/30/2018
6	SAINT MARY'S AT ASBURY RIDGE	12/31/2019	12/31/2018	12/31/2017
6	SAINT MARY'S VILLA NURSING HOME, INC	12/31/2019	12/31/2018	12/31/2017
6	SARAH A TODD MEMORIAL HOME	12/31/2019	12/31/2018	12/31/2017
6	SARAH REED SENIOR LIVING	6/30/2020	6/30/2019	6/30/2018
6	SCRANTON HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2017
6	SMITH HEALTH CARE, LTD	6/30/2020	6/30/2019	6/30/2018
6	SPANG CREST MANOR	12/31/2019	12/31/2018	12/31/2017
6	SPIRITRUST LUTHERAN VLG AT SHREWSBURY	12/31/2019	12/31/2018	12/31/2017
6	SPIRITRUST LUTHERAN VLG AT SPRENKLE DRIVE	12/31/2019	12/31/2018	12/31/2017
6	SPIRITRUST LUTHERAN VLG AT UTZ TERRACE	12/31/2019	12/31/2018	12/31/2017

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
6	STONEBRIDGE HEALTH & REHAB CENTER, LLC	12/31/2019	6/30/2017	6/30/2016
6	STONERIDGE POPLAR RUN	12/31/2019	12/31/2018	12/31/2017
6	SUNSET RIDGE HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2017	12/31/2016
6	SWAIM HEALTH CENTER	12/31/2019	12/31/2018	12/31/2017
6	THE GARDENS AT BLUE RIDGE	12/31/2019	12/31/2018	12/31/2016
6	THE GARDENS AT CAMP HILL	12/31/2019	12/31/2018	12/31/2016
6	THE GARDENS AT MILLVILLE	6/30/2020	6/30/2019	6/30/2018
6	THE GARDENS AT STEVENS	6/30/2020	6/30/2019	6/30/2018
6	THE GARDENS FOR MEMORY CARE AT EASTON	6/30/2020	6/30/2019	6/30/2018
6	THE MANOR AT ST LUKE VILLAGE	12/31/2019	12/31/2018	12/31/2017
6	THORNWALD HOME	12/31/2019	12/31/2018	12/31/2017
6	UNITED ZION RETIREMENT COMMUNITY	12/31/2019	12/31/2018	12/31/2017
6	WALNUT CREEK HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
6	WESTON REHABILITATION AND NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
6	WYOMISSING HEALTH AND REHABILITATION CTR	12/31/2018	12/31/2017	6/30/2015
6	ZERBE SISTERS NURSING CENTER, INC.	6/30/2020	6/30/2019	6/30/2018

<i>PG 6 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$165.88	\$56.04	\$31.67

<i>PG 6 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$194.08	\$62.76	\$32.94

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
8	ALTOONA CENTER FOR NURSING CARE	12/31/2019	12/31/2018	12/31/2017
8	ARBUTUS PARK MANOR	6/30/2020	6/30/2019	6/30/2018
8	CENTRE CARE REHAB AND WELLNESS SERVICES	12/31/2019	12/31/2018	12/31/2017
8	EMBASSY OF HEARTHSIDE	12/31/2019	12/31/2018	12/31/2016
8	EMBASSY OF LOYALSOCK LLC	12/31/2019	12/31/2018	6/30/2016
8	GARVEY MANOR	12/31/2019	12/31/2018	12/31/2017
8	GUARDIAN HEALTHCARE ALTOONA	12/31/2019	12/31/2018	12/31/2017
8	HOMEWOOD AT MARTINSBURG PA INC	12/31/2019	12/31/2018	12/31/2017
8	LAUREL WOOD CARE CENTER	12/31/2019	12/31/2018	12/31/2017
8	MAYBROOK HILLS REHAB & HEALTHCARE CENTER	12/31/2019	12/31/2018	12/31/2017
8	MEADOW VIEW NURSING CENTER	6/30/2020	6/30/2019	6/30/2018
8	MORRISONS COVE HOME	12/31/2019	12/31/2018	12/31/2017
8	ORCHARD MANOR, INC	6/30/2020	6/30/2019	6/30/2018
8	PROMEDICA SKD NSG & REHAB JERSEY SHORE	12/31/2019	12/31/2018	12/31/2017
8	ROSE VIEW NURSING & REHAB CENTER	6/30/2020	6/30/2019	6/30/2017
8	SIEMONS' LAKEVIEW MANOR NSG AND REHAB	12/31/2019	12/31/2018	12/31/2017
8	ST. PAUL HOMES	12/31/2019	12/31/2018	12/31/2017
8	THE GROVE AT GREENVILLE	6/30/2020	6/30/2019	6/30/2018
8	VALLEY VIEW REHAB AND NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
8	WILLIAMSPORT HOME, THE	12/31/2019	12/31/2018	12/31/2017

NOTICES

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
8	WILLIAMSPORT NORTH REHAB AND NURSING CTR	12/31/2019	12/31/2018	12/31/2017
8	WINDBER WOODS SENIOR LIVING & REHAB CTR	12/31/2019	6/30/2017	6/30/2016
8	WINDY HILL VILLAGE OF PRESBYTERIAN HOMES	12/31/2019	12/31/2018	12/31/2017

<i>PG 8 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$135.05	\$51.57	\$26.73

<i>PG 8 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$158.01	\$57.76	\$27.80

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
9	AVALON SPRINGS PLACE	12/31/2019	12/31/2018	12/31/2017
9	CLEPPER MANOR	12/31/2019	12/31/2018	12/31/2017
9	EMBASSY OF SHENANGO VALLEY	12/31/2019	12/31/2018	12/31/2017
9	EPWORTH HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
9	GROVE MANOR	6/30/2020	6/30/2019	6/30/2018
9	HAIDA HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
9	HERMITAGE NURSING AND REHABILITATION	12/31/2019	12/31/2018	12/31/2017
9	LAUREL VIEW VILLAGE	6/30/2020	6/30/2019	6/30/2018
9	LUTHERAN HOME AT HOLLIDAYSBURG, THE	12/31/2019	12/31/2018	12/31/2017
9	LUTHERAN HOME AT JOHNSTOWN, THE	12/31/2019	12/31/2018	12/31/2017
9	MAPLE WINDS HEALTHCARE & REHAB CTR, LLC	12/31/2019	12/31/2018	12/31/2016
9	MEYERSDALE HEALTHCARE AND REHAB CTR	12/31/2019	12/31/2018	12/31/2017
9	PRESBYTERIAN HOMES-PRESBYTERY-HUNTINGDON	12/31/2019	12/31/2018	12/31/2017
9	QUALITY LIFE SERVICES-GROVE CITY	6/30/2020	6/30/2019	6/30/2018
9	QUALITY LIFE SERVICES-MERCER	6/30/2020	6/30/2019	6/30/2018
9	QUALITY LIFE SERVICES-WESTMONT	6/30/2020	6/30/2019	6/30/2018
9	RICHLAND HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
9	SAINT JOHN XXIII HOME	12/31/2019	12/31/2018	12/31/2017
9	THE PATRIOT, A CHOICE COMMUNITY	12/31/2019	12/31/2018	12/31/2017
9	WILLIAMSPORT SOUTH REHAB AND NSG CTR	12/31/2019	12/31/2018	12/31/2017

<i>PG 9 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$127.18	\$47.64	\$26.19

<i>PG 9 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$148.80	\$53.36	\$27.24

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11	BROAD ACRES HEALTH AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
11	BROAD MOUNTAIN HEALTH & REHAB CENTER	12/31/2019	6/30/2017	6/30/2016

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11	CHRIST THE KING MANOR	6/30/2020	6/30/2019	6/30/2018
11	CLARVIEW NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
11	DUBOIS NURSING HOME	6/30/2020	6/30/2019	6/30/2018
11	ELK HAVEN NURSING HOME	6/30/2020	6/30/2019	6/30/2018
11	ELLEN MEMORIAL HEALTH CARE CENTER	6/30/2018	6/30/2017	6/30/2016
11	EMBASSY OF PARK AVENUE	12/31/2019	12/31/2018	12/31/2016
11	EMBASSY OF WOODLAND PARK	12/31/2019	12/31/2018	6/30/2016
11	FOREST CITY NURSING AND REHAB CENTER	12/31/2018	12/31/2017	12/31/2016
11	GRANDVIEW NURSING AND REHABILITATION	12/31/2019	12/31/2018	6/30/2017
11	GREEN HOME, INC, THE	6/30/2020	6/30/2019	6/30/2018
11	GREENWOOD CENTER FOR REHAB AND NURSING	12/31/2019	12/31/2018	12/31/2017
11	HIGHLANDS HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
11	HOMETOWN NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
11	JULIA POUND CARE CENTER	12/31/2019	12/31/2018	12/31/2017
11	JULIA RIBAUDO EXTENDED CARE CENTER	12/31/2019	12/31/2018	12/31/2017
11	KITTANNING CARE CENTER	12/31/2019	12/31/2018	12/31/2017
11	LAUREL LAKES REHAB & WELLNESS CENTER	12/31/2018	6/30/2016	6/30/2015
11	MILTON REHABILITATION AND NURSING CENTER	12/31/2019	12/31/2018	12/31/2016
11	MOUNT CARMEL NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
11	MOUNTAIN LAUREL HEALTHCARE & REHAB CTR	12/31/2019	6/30/2017	6/30/2016
11	NOTTINGHAM VILLAGE	12/31/2019	12/31/2018	12/31/2017
11	ORWIGSBURG NURSING & REHAB CENTER	6/30/2020	6/30/2017	6/30/2016
11	PENN HIGHLANDS JEFFERSON MANOR	6/30/2020	6/30/2019	6/30/2018
11	PENNKNOLE VILLAGE	12/31/2019	12/31/2018	12/31/2017
11	POTTSVILLE REHABILITATION & NURSING CTR	12/31/2019	12/31/2018	12/31/2017
11	PROMEDICA SKD NSG & REHAB CHAMBERSBURG	12/31/2019	12/31/2018	12/31/2017
11	PROMEDICA SKD NSG & REHAB SUNBURY	12/31/2019	12/31/2018	12/31/2017
11	QUALITY LIFE SERVICES-NEW CASTLE	6/30/2020	6/30/2019	6/30/2018
11	QUINCY RETIREMENT COMMUNITY	12/31/2019	12/31/2018	12/31/2017
11	RIDGEVIEW HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
11	RIVERWOODS	12/31/2019	12/31/2018	12/31/2017
11	ROLLING FIELDS, INC	12/31/2019	12/31/2018	12/31/2017
11	ROLLING MEADOWS HEALTH CARE CENTER	6/30/2020	6/30/2019	6/30/2018
11	ROSEWOOD REHABILITATION & NURSING CENTER	6/30/2020	6/30/2019	6/30/2018
11	SCHUYLKILL CENTER	6/30/2020	6/30/2019	6/30/2018
11	SENA KEAN NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
11	SETON MANOR NURSING & REHABILITATION CTR	6/30/2020	6/30/2019	6/30/2018
11	SHENANDOAH MANOR NURSING CENTER	12/31/2019	12/31/2018	12/31/2017
11	SHIPPENVILLE HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
11	SUGAR CREEK STATION SKILLED NSG & REHAB	12/31/2019	12/31/2018	12/31/2017
11	SWEDEN VALLEY MANOR	12/31/2019	12/31/2018	12/31/2017
11	THE GARDENS AT STROUD	12/31/2019	12/31/2018	12/31/2016
11	THE MANOR AT PENN VILLAGE	12/31/2019	12/31/2018	12/31/2017
11	TRANSITIONS HEALTHCARE GETTYSBURG	12/31/2019	12/31/2018	12/31/2017
11	TREMONT HEALTH & REHABILITATION CENTER	12/31/2019	6/30/2017	6/30/2016
11	VALLEY VIEW HAVEN, INC	12/31/2019	12/31/2018	12/31/2017

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
11	WARREN MANOR	12/31/2019	12/31/2018	12/31/2017
11	WATSONTOWN REHABILITATION AND NRSNG CTR	12/31/2019	12/31/2018	12/31/2016
11	WAYNE WOODLANDS MANOR	6/30/2020	6/30/2019	6/30/2018
11	WESBURY UNITED METHODIST COMMUNITY	12/31/2019	12/31/2018	12/31/2017
11	WILLIAM PENN HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017

<i>PG 11 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$134.00	\$45.93	\$24.46

<i>PG 11 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$156.78	\$51.44	\$25.44

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
12	ARMSTRONG REHAB & NSG CENTER	12/31/2019	12/31/2018	
12	ATHENS NURSING AND REHABILITATION CENTER	6/30/2020	6/30/2019	6/30/2018
12	AVALON PLACE	6/30/2020	6/30/2019	6/30/2018
12	BEACON RIDGE, A CHOICE COMMUNITY	12/31/2019	12/31/2018	12/31/2017
12	BRADFORD ECUMENICAL HOME, INC	12/31/2019	12/31/2018	12/31/2017
12	BRADFORD MANOR	12/31/2019	12/31/2018	12/31/2017
12	BROOKLINE MANOR AND REHABILITATIVE SRVCS	12/31/2019	12/31/2018	12/31/2017
12	BROOKMONT HEALTHCARE CENTER LLC	12/31/2019	12/31/2018	12/31/2017
12	BROOKVIEW HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2017
12	BUFFALO VALLEY LUTHERAN VILLAGE	12/31/2019	12/31/2018	12/31/2017
12	CARING PLACE, THE	6/30/2020	6/30/2019	6/30/2018
12	CARLETON HEALTHCARE & REHABILITATION CTR	12/31/2019	12/31/2018	12/31/2017
12	CHAMBERS POINTE HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2017
12	CLARION HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	DARWAY HEALTHCARE & REHABILITATION CTR	12/31/2019	12/31/2018	12/31/2017
12	DR ARTHUR CLIFTON MCKINLEY HEALTH CENTER	6/30/2020	6/30/2019	6/30/2018
12	EDISON MANOR NURSING AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	EMBASSY OF HILLSDALE PARK	12/31/2019	12/31/2018	12/31/2016
12	EMBASSY OF HUNTINGDON PARK	12/31/2019	12/31/2018	6/30/2016
12	EMMANUEL CENTER FOR NURSING AND REHAB	12/31/2019	12/31/2018	12/31/2017
12	GETTYSBURG CENTER	6/30/2020	6/30/2019	6/30/2018
12	GREEN VALLEY SKILLED NSG & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	GUARDIAN HEALTHCARE HIGHLAND VIEW	12/31/2019	12/31/2018	12/31/2017
12	GUY AND MARY FELT MANOR, INC	6/30/2020	6/30/2019	6/30/2018
12	HAVEN CONVALESCENT HOME, INC	12/31/2019	12/31/2018	12/31/2017
12	JAMESON CARE CENTER	12/31/2019	12/31/2018	12/31/2017
12	KINZUA HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	LAKEVIEW HEALTHCARE & REHAB	12/31/2019	12/31/2018	12/31/2017
12	LOCUST GROVE RETIREMENT VILLAGE	12/31/2019	12/31/2018	12/31/2017
12	LUTHERAN HOME AT KANE, THE	12/31/2019	12/31/2018	12/31/2017
12	MEADOW VIEW HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
12	MULBERRY HEALTHCARE & REHAB CTR	12/31/2019	12/31/2018	12/31/2017
12	NURSING & REHABILITATION AT THE MANSION	12/31/2019	12/31/2018	12/31/2016
12	OAKWOOD HEIGHTS OF PRESBY SENIOR CARE	12/31/2019	12/31/2018	12/31/2017
12	OIL CITY HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	PARAMOUNT NURSING & REHAB AT FAYETTEVILLE	12/31/2019	12/31/2017	12/31/2016
12	PROMEDICA SKD NSG & REHAB BEDFORD	6/30/2020	6/30/2019	6/30/2018
12	QUALITY LIFE SERVICES-SUGAR CREEK	6/30/2020	6/30/2019	6/30/2018
12	RICHFIELD HEALTHCARE AND REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	RIDGEVIEW HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	ROLLING HILLS HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	SAYRE HEALTH CARE CENTER, LLC	6/30/2020	6/30/2019	6/30/2018
12	SCENERY HILL HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	SHENANGO PRESBYTERIAN SENIORCARE	12/31/2019	12/31/2018	12/31/2017
12	SHOOK HOME, THE	12/31/2019	12/31/2018	12/31/2017
12	SNYDER MEMORIAL HEALTH CARE CENTER	12/31/2019	12/31/2018	12/31/2017
12	SPIRITRUST LUTHERAN VLG AT GETTYSBURG	12/31/2019	12/31/2018	12/31/2017
12	THE GARDENS AT GETTYSBURG	12/31/2019	12/31/2018	12/31/2016
12	THE GARDENS AT YORK TERRACE	12/31/2019	12/31/2018	12/31/2016
12	THE GROVE AT NEW CASTLE	6/30/2020	6/30/2019	6/30/2018
12	THE GROVE AT NEW WILMINGTON	6/30/2020	6/30/2019	6/30/2018
12	THE PAVILION AT BRMC	6/30/2020	6/30/2019	6/30/2017
12	TITUSVILLE HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	WAYNESBURG HEALTHCARE & REHAB CENTER	12/31/2019	12/31/2018	12/31/2017
12	WESTMINSTER WOODS AT HUNTINGDON	12/31/2019	12/31/2018	12/31/2017
12	WHITESTONE CARE CENTER	12/31/2019	12/31/2018	12/31/2017

<i>PG 12 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$135.16	\$46.50	\$26.00

<i>PG 12 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$158.14	\$52.08	\$27.04

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
13	ARISTACARE AT MEADOW SPRINGS	6/30/2020	6/30/2019	6/30/2018
13	FOX SUBACUTE AT CLARA BURKE	12/31/2019	12/31/2018	12/31/2017
13	FOX SUBACUTE AT MECHANICSBURG	6/30/2020	6/30/2019	6/30/2018
13	FOX SUBACUTE AT SOUTH PHILADELPHIA	12/31/2019	12/31/2018	12/31/2017
13	FOX SUBACUTE CENTER	12/31/2019	12/31/2018	12/31/2017
13	GOOD SHEPHERD HOME RAKER CENTER	6/30/2020	6/30/2019	6/30/2018
13	GOOD SHEPHERD HOME-BETHLEHEM	6/30/2020	6/30/2019	6/30/2018
13	INGLIS HOUSE	6/30/2020	6/30/2019	6/30/2018
13	MARGARET E. MOUL HOME	6/30/2020	6/30/2019	6/30/2018
13	TULIP SPECIAL CARE, LLC	12/31/2019		

<i>PG 13 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$258.81	\$68.75	\$56.08

<i>PG 13 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$302.81	\$77.00	\$58.32

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
13	GOOD SHEPHERD HOME RAKER CENTER	6/30/2020	6/30/2019	6/30/2018
13	GOOD SHEPHERD HOME-BETHLEHEM	6/30/2020	6/30/2019	6/30/2018
13	INGLIS HOUSE	6/30/2020	6/30/2019	6/30/2018
13	MARGARET E. MOUL HOME	6/30/2020	6/30/2019	6/30/2018

<i>PG 13 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$270.34	\$113.88	\$58.05

<i>PG 13 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$316.30	\$127.55	\$60.37

<i>Peer Group</i>	<i>Current Provider Name</i>	<i>Most Recent Cost Report End Date</i>	<i>Second Most Recent Cost Report End Date</i>	<i>Third Most Recent Cost Report End Date</i>
14	BARNES-KASSON COUNTY HOSPITAL SNF	6/30/2020	6/30/2019	6/30/2018
14	BUCKTAIL MEDICAL CENTER	6/30/2020	6/30/2019	6/30/2018
14	FULTON COUNTY MEDICAL CENTER LTCU	6/30/2020	6/30/2019	6/30/2018
14	GLEN BROOK REHAB & HEALTHCARE CENTER	6/30/2020	6/30/2019	6/30/2018
14	HAVEN PLACE	6/30/2020	6/30/2019	6/30/2017
14	MUNCY PLACE	6/30/2020	6/30/2019	6/30/2018
14	PINECREST MANOR	6/30/2020	6/30/2019	6/30/2018
14	ROBERT PACKER HOSP SKD CARE & REHAB CTR	6/30/2020	6/30/2019	6/30/2018
14	ST LUKE'S REHABILITATION AND NURSING CTR	6/30/2020	6/30/2019	6/30/2018
14	SUMMIT AT BLUE MOUNTAIN NURSING & REHAB	6/30/2020	6/30/2019	6/30/2018
14	UPMC COLE SKILLED NURSING & REHAB UNIT	6/30/2020	6/30/2019	6/30/2018
14	WILLOWCREST	6/30/2020	6/30/2019	6/30/2018

<i>PG 14 Median</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$202.47	\$74.96	\$38.18

<i>PG 14 Price</i>	<i>Resident Care 5.12</i>	<i>Other Resident Reltd</i>	<i>Administrative</i>
	\$236.89	\$83.96	\$39.71

[Pa.B. Doc. No. 23-85. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Uniform Construction Code Review and Advisory Council Meeting

The Uniform Construction Code Review and Advisory Council will hold a meeting on Thursday, March 16, 2023,

at 9 a.m. Individuals can join the meeting by means of Zoom at <https://zoom.us/j/3611316502?pwd=U0N1QVdQRfJjVE1YT20wdGZiVDVsQT09>. The meeting ID is 361 131 6502. The passcode is 259161. Individuals may call in to the meeting at (301) 715-8592.

Individuals who do not have the Zoom software may download the software at <https://zoom.us/downloads>. This allows use of the web cam on an individual's computer, as well as additional options such as screen sharing.

The Americans with Disabilities Act contact is Kristen Gardner at (717) 346-1497.

Questions concerning this meeting may be directed to Kristen Gardner at (717) 346-1497.

JENNIFER BERRIER,
Secretary

[Pa.B. Doc. No. 23-86. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Clover Patch Match Instant Lottery Game 1625

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Clover Patch Match (hereafter “Clover Patch Match”). The game number is PA-1625.

2. *Price:* The price of a Clover Patch Match instant lottery game ticket is \$1.

3. *Play symbols:* Each Clover Patch Match instant lottery game ticket will contain one play area consisting of three “PATCH” areas. The play symbols and their captions, located in the three “PATCH” areas, are: Pot of Gold (POTGLD) symbol, Hat (HAT) symbol, Horseshoe (SHOE) symbol, Rainbow (RAINBW) symbol, Cane (CANE) symbol, Coin (COIN) symbol, Star (STAR) symbol, Wishbone (WSHBON) symbol, Moneybag (MNYBAG) symbol, Crown (CROWN) symbol, Gold Bar (GOLD) symbol, Balloon (BALLOON) symbol and a Clover (CLOVER) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the three “PATCH” areas, are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$40⁰⁰ (FORTY), \$100 (ONE HUN), \$300 (THR HUN) and \$1,700 (SVNTNHUN).

5. *Prizes:* The prizes that can be won in this game, are: Free \$1 Ticket, \$1, \$2, \$5, \$10, \$20, \$30, \$40, \$100, \$300 and \$1,700. A player can win up to three times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 5,400,000 tickets will be printed for the Clover Patch Match instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct an In the Clover Second-Chance Drawing for which non-winning Clover Patch Match instant lottery game tickets may be eligible as provided for in section 10.

8. *Determination of prize winners:*

(a) Holders of tickets upon which a Clover (CLOVER) symbol appears in any “PATCH” and a prize symbol of \$1,700 (SVNTNHUN) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$1,700.

(b) Holders of tickets upon which a Clover (CLOVER) symbol appears in any “PATCH” and a prize symbol of \$300 (THR HUN) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$300.

(c) Holders of tickets upon which a Clover (CLOVER) symbol appears in any “PATCH” and a prize symbol of \$100 (ONE HUN) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets upon which two matching play symbols appear in the same “PATCH” and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$45.

(e) Holders of tickets upon which a Clover (CLOVER) symbol appears in any “PATCH” and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$40.

(f) Holders of tickets upon which two matching play symbols appear in the same “PATCH” and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$35.

(g) Holders of tickets upon which a Clover (CLOVER) symbol appears in any “PATCH” and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$30.

(h) Holders of tickets upon which two matching play symbols appear in the same “PATCH” and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$25.

(i) Holders of tickets upon which a Clover (CLOVER) symbol appears in any “PATCH” and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$20.

(j) Holders of tickets upon which two matching play symbols appear in the same “PATCH” and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$15.

(k) Holders of tickets upon which a Clover (CLOVER) symbol appears in any “PATCH” and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets upon which two matching play symbols appear in the same “PATCH” and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$10.

(m) Holders of tickets upon which two matching play symbols appear in the same “PATCH” and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area for that “PATCH,” on a single ticket, shall be entitled to a prize of \$7.

(n) Holders of tickets upon which two matching play symbols appear in the same "PATCH" and a prize symbol of \$1.⁰⁰ (ONE DOL) appears in the "prize" area for that "PATCH," on a single ticket, shall be entitled to a prize of \$6.

(o) Holders of tickets upon which a Clover (CLOVER) symbol appears in any "PATCH" and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the "prize" area for that "PATCH," on a single ticket, shall be entitled to a prize of \$5.

(p) Holders of tickets upon which a Clover (CLOVER) symbol appears in any "PATCH" and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the "prize" area for that "PATCH," on a single ticket, shall be entitled to a prize of \$2.

(q) Holders of tickets upon which a Clover (CLOVER) symbol appears in any "PATCH" and a prize symbol of \$1.⁰⁰ (ONE DOL) appears in the "prize" area for that "PATCH," on a single ticket, shall be entitled to a prize of \$1.

(r) Holders of tickets upon which a Clover (CLOVER) symbol appears in any "PATCH" and a prize symbol of FREE (TICKET) appears in the "prize" area for that "PATCH," on a single ticket, shall be entitled to a prize of one Clover Patch Match instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

9. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Reveal A "Clover" (CLOVER) Symbol In Any PATCH, Win Prize Shown For That PATCH. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
FREE	FREE \$1 TICKET	9.01	599,400
\$1 × 2	\$2	33.33	162,000
\$2	\$2	37.04	145,800
(\$2 × 2) + \$1	\$5	66.67	81,000
\$5	\$5	100	54,000
\$5 × 2	\$10	1,000	5,400
(\$1 w/ SYMBOL MATCH) + (\$2 × 2)	\$10	500	10,800
(\$2 w/ SYMBOL MATCH) + \$2 + \$1	\$10	1,000	5,400
\$5 w/ SYMBOL MATCH	\$10	100	54,000
\$10	\$10	1,000	5,400
(\$5 × 2) + \$10	\$20	1,000	5,400
(\$10 w/ SYMBOL MATCH) + \$5	\$20	1,000	5,400
(\$5 w/ SYMBOL MATCH) × 2	\$20	500	10,800
\$20	\$20	1,000	5,400
\$10 × 3	\$30	24,000	225
(\$5 w/ SYMBOL MATCH) + (\$10 × 2)	\$30	3,429	1,575
(\$5 w/ SYMBOL MATCH) × 3	\$30	4,000	1,350
(\$10 w/ SYMBOL MATCH) × 2	\$30	4,000	1,350
\$30	\$30	24,000	225
\$20 × 2	\$40	120,000	45
(((\$5 w/ SYMBOL MATCH) × 2) + \$20	\$40	12,000	450
(((\$10 w/ SYMBOL MATCH) × 2) + \$10	\$40	12,000	450
(\$20 w/ SYMBOL MATCH) + (\$10 w/ SYMBOL MATCH)	\$40	12,000	450
\$40	\$40	120,000	45
(\$30 × 2) + \$40	\$100	120,000	45
(\$40 × 2) + \$20	\$100	120,000	45
(\$30 w/ SYMBOL MATCH) + (\$20 w/ SYMBOL MATCH) + \$40	\$100	40,000	135
(\$40 w/ SYMBOL MATCH) + (\$30 w/ SYMBOL MATCH) + \$20	\$100	40,000	135
(((\$40 w/ SYMBOL MATCH) × 2) + (\$5 w/ SYMBOL MATCH)	\$100	40,000	135

<i>Reveal A "Clover" (CLOVER) Symbol In Any PATCH, Win Prize Shown For That PATCH. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$100	\$100	120,000	45
\$100 × 3	\$300	540,000	10
\$300	\$300	540,000	10
\$1,700	\$1,700	540,000	10

Reveal 2 matching symbols in the same PATCH, add \$5 to the prize shown for that PATCH and win that amount! Each PATCH is played separately.

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

10. *Second-Chance Drawing*: The Pennsylvania Lottery's (hereafter, the "Lottery") In the Clover Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing"):

(a) *Qualifying Tickets*: Non-winning PA-1623 Under the Rainbow (\$5), PA-1624 Leprechaun's Gold (\$2) and PA-1625 Clover Patch Match (\$1) lottery game tickets are eligible for entry into the Drawing.

(b) *Participation and entry*:

(1) Entrants must have registered lottery account in order to participate in the Drawing. To create a lottery account, visit <https://www.pailottery.com>. Creating a lottery account is free.

(2) A registered lottery account holder is subject to the iLottery regulations and specifically agrees to be bound by the iLottery terms and conditions located at <https://www.pailottery.com/signup/terms-and-conditions/>, as well as any related policies.

(3) To establish a lottery account, players must provide the following information:

(i) The player's name as it appears on a valid government-issued identification or tax documents;

(ii) The player's date of birth;

(iii) The entire or last four digits of the player's Social Security Number, or comparable equivalent;

(iv) The player's address;

(v) The player's telephone number;

(vi) The player's email address;

(vii) Any other information established by the Lottery to be necessary to verify the age and identity of the player.

(4) An individual may be required to provide additional information or documentation, as set forth in the iLottery terms and conditions, to establish a lottery account or register for iLottery. The information may be used for iLottery registration or to confirm information provided by that individual during the registration process.

(5) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of

submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(6) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(7) Only one claimant per entry allowed.

(8) Entrants must be 18 years of age or older.

(9) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(10) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Lottery will conduct one In the Clover Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 22, 2023, through 11:59:59 p.m. March 23, 2023, will be entered into the Drawing tentatively scheduled to be held between March 27, 2023 and April 7, 2023.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1623 Under the Rainbow (\$5) = five entries, PA-1624 Leprechaun's Gold (\$2) = two entries and PA-1625 Clover Patch Match (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or those mentioned anywhere else in these rules.

(2) Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$17,000, less required income tax withholding.

(ii) The fifth through the eleventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$3,000.

(iii) The twelfth through the twenty-fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$1,700.

(iv) The twenty-fifth through the seventy-fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as a lump-sum cash payment or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. The Lottery is not responsible for entries not entered due to delays in creating a lottery account or the inability to create a lottery account. If a Drawing entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 10(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Clover Patch Match instant lottery game tickets.

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

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

13. *Unclaimed prize money:* For a period of 1 year from the announced close of Clover Patch Match, prize money from winning Clover Patch Match instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Clover Patch Match instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *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 Clover Patch Match or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 23-87. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Leprechaun's Gold Instant Lottery Game 1624

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Leprechaun's Gold (hereafter "Leprechaun's Gold"). The game number is PA-1624.

2. *Price:* The price of a Leprechaun's Gold instant lottery game ticket is \$2.

3. *Play symbols:* Each Leprechaun's Gold instant lottery game ticket will contain one play area and a "GO FOR THE GOLD BONUS" area. The play symbols and their captions, located in the play area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), Coin (COIN) symbol and a Stack of Coins (WIN10) symbol. The play symbols and their captions, located in the "GO FOR THE GOLD BONUS" area, are: Pot of Gold (NOBONUS) symbol, Hat (TRYAGAIN) symbol, Horseshoe (NOBONUS) symbol, Rainbow (TRYAGAIN) symbol, Cane (NOBONUS) symbol, Clover (TRYAGAIN) symbol, Shooting Star (NOBONUS)

symbol, Wishbone (TRYAGAIN) symbol, Moneybag (NOBONUS) symbol, Crown (TRYAGAIN) symbol, Balloon (NOBONUS) symbol and a Gold Bar (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$1,000 (ONE THO) and \$17,000 (SVNTNTHO).

5. *Prizes:* The prizes that can be won in this game, are: \$2, \$4, \$5, \$10, \$20, \$30, \$50, \$100, \$200, \$1,000 and \$17,000. A player can win up to eight times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 5,400,000 tickets will be printed for the Leprechaun's Gold instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct an In the Clover Second-Chance Drawing for which non-winning Leprechaun's Gold instant lottery game tickets may be eligible as provided for in section 10.

8. *Determination of prize winners:*

(a) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$17,000 (SVNTNTHO) appears in the "prize" area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$17,000.

(b) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the "GO FOR THE GOLD BONUS" area and a prize symbol of \$200 (TWO HUN) appears in four of the "prize" areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$200 (TWO HUN) appears in the "prize" area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the "GO FOR THE GOLD BONUS" area and a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the "prize" areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in three of the "prize" areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in two of the "prize" areas and a prize symbol of \$30⁰⁰ (THIRTY) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the "GO FOR THE GOLD BONUS" area and a prize symbol of \$30⁰⁰ (THIRTY) appears in five of the "prize" areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the "prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the “GO FOR THE GOLD BONUS” area and a prize symbol of \$30.⁰⁰ (THIRTY) appears in two of the “prize” areas, a prize symbol of \$10.⁰⁰ (TEN DOL) appears in three of the “prize” areas, a prize symbol of \$4.⁰⁰ (FOR DOL) appears in two of the “prize” areas and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the “GO FOR THE GOLD BONUS” area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in four of the “prize” areas, a prizes symbol of \$4.⁰⁰ (FOR DOL) appears in two of the “prize” areas, a prize symbol of \$50.⁰⁰ (FIFTY) appears in one of the “prize” areas and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$50.⁰⁰ (FIFTY) appears in the “prize” area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the “GO FOR THE GOLD BONUS” area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in three of the “prize” areas, a prize symbol of \$5.⁰⁰ (FIV DOL) appears in two of the “prize” areas, a prize symbol of \$4.⁰⁰ (FOR DOL) appears in two of the “prize” areas and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the “GO FOR THE GOLD BONUS” area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in two of the “prize” areas, a prize symbol of \$2.⁰⁰ (TWO DOL) appears in five of the “prize” areas and a prize symbol of \$20.⁰⁰ (TWENTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$30.⁰⁰ (THIRTY) appears in the “prize” area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$30.

(n) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the “GO FOR THE GOLD BONUS” area and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in four of the “prize” areas, a prize symbol of \$2.⁰⁰ (TWO DOL) appears in three of the “prize” areas

and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$30.

(o) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the “GO FOR THE GOLD BONUS” area and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in two of the “prize” areas, a prize symbol of \$2.⁰⁰ (TWO DOL) appears in five of the “prize” areas and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$30.

(p) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$20.⁰⁰ (TWENTY) appears in the “prize” area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$20.

(q) Holders of tickets upon which a Gold Bar (WINALL) symbol appears in the “GO FOR THE GOLD BONUS” area and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in two of the “prize” areas and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in six of the “prize” areas, on a single ticket, shall be entitled to a prize of \$20.

(r) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the “prize” area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$10.

(s) Holders of tickets upon which a Stack of Coins (WIN10) symbol appears in the play area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the “prize” area under that Stack of Coins (WIN10) symbol, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the “prize” area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$5.

(u) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in the “prize” area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$4.

(v) Holders of tickets upon which a Coin (COIN) symbol appears in the play area and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the “prize” area under that Coin (COIN) symbol, on a single ticket, shall be entitled to a prize of \$2.

9. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Reveal A “Coin” (COIN) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$2	\$2	9.38	576,000
\$2 × 2	\$4	75	72,000
\$4	\$4	75	72,000
\$5	\$5	20.83	259,200

<i>Reveal A "Coin" (COIN) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$2 × 5	\$10	500	10,800
\$5 × 2	\$10	500	10,800
\$10 w/ STACK OF COINS	\$10	42.86	126,000
\$10	\$10	300	18,000
GOLD BAR IN BONUS w/ ((\$4 × 2) + (\$2 × 6))	\$20	150	36,000
\$5 × 4	\$20	1,500	3,600
(\$10 w/ STACK OF COINS) + (\$2 × 5)	\$20	1,500	3,600
(\$10 w/ STACK OF COINS) × 2	\$20	1,500	3,600
\$20	\$20	1,500	3,600
GOLD BAR IN BONUS w/ ((\$5 × 2) + (\$2 × 5) + \$10)	\$30	1,200	4,500
GOLD BAR IN BONUS w/ ((\$5 × 4) + (\$2 × 3) + \$4)	\$30	1,200	4,500
\$10 × 3	\$30	12,000	450
(((\$10 w/ STACK OF COINS) × 2) + (\$5 × 2))	\$30	4,000	1,350
(\$10 w/ STACK OF COINS) × 3	\$30	2,400	2,250
\$30	\$30	24,000	225
GOLD BAR IN BONUS w/ ((\$10 × 2) + (\$2 × 5) + \$20)	\$50	1,714	3,150
GOLD BAR IN BONUS w/ ((\$10 × 3) + (\$5 × 2) + (\$4 × 2) + \$2)	\$50	1,714	3,150
\$30 + \$20	\$50	12,000	450
(((\$10 w/ STACK OF COINS) × 3) + (\$4 × 5))	\$50	12,000	450
(\$10 w/ STACK OF COINS) × 5	\$50	6,000	900
\$50	\$50	24,000	225
GOLD BAR IN BONUS w/ ((\$10 × 4) + (\$4 × 2) + \$50 + \$2)	\$100	6,000	900
GOLD BAR IN BONUS w/ ((\$30 × 2) + (\$10 × 3) + (\$4 × 2) + \$2)	\$100	6,000	900
\$50 × 2	\$100	24,000	225
(((\$10 w/ STACK OF COINS) × 5) + (\$20 × 2) + \$10)	\$100	12,000	450
(((\$10 w/ STACK OF COINS) × 7) + \$30)	\$100	12,000	450
\$100	\$100	24,000	225
GOLD BAR IN BONUS w/ ((\$30 × 5) + (\$20 × 2) + \$10)	\$200	40,000	135
GOLD BAR IN BONUS w/ ((\$50 × 2) + (\$20 × 3) + (\$5 × 2) + \$30)	\$200	40,000	135
\$100 × 2	\$200	120,000	45
(((\$10 w/ STACK OF COINS) × 5) + (\$50 × 3))	\$200	60,000	90
\$200	\$200	120,000	45
GOLD BAR IN BONUS w/ ((\$200 × 4) + (\$50 × 4))	\$1,000	270,000	20
\$1,000	\$1,000	540,000	10
\$17,000	\$17,000	540,000	10

Reveal a "Stack of Coins" (WIN10) symbol, win \$10 instantly!

GO FOR THE GOLD BONUS: Reveal a "Gold Bar" (WINALL) symbol, win all 8 prizes shown!

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

10. *Second-Chance Drawing:* The Pennsylvania Lottery's (hereafter, the "Lottery") In the Clover Second-

Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing"):

(a) *Qualifying Tickets:* Non-winning PA-1623 Under the Rainbow (\$5), PA-1624 Leprechaun's Gold (\$2) and PA-1625 Clover Patch Match (\$1) lottery game tickets are eligible for entry into the Drawing.

(b) *Participation and entry:*

(1) Entrants must have registered lottery account in order to participate in the Drawing. To create a lottery account, visit <https://www.palottery.com>. Creating a lottery account is free.

(2) A registered lottery account holder is subject to the iLottery regulations and specifically agrees to be bound by the iLottery terms and conditions located at <https://www.palottery.com/signup/terms-and-conditions/>, as well as any related policies.

(3) To establish a lottery account, players must provide the following information:

(i) The player's name as it appears on a valid government-issued identification or tax documents;

(ii) The player's date of birth;

(iii) The entire or last four digits of the player's Social Security Number, or comparable equivalent;

(iv) The player's address;

(v) The player's telephone number;

(vi) The player's email address;

(vii) Any other information established by the Lottery to be necessary to verify the age and identity of the player.

(4) An individual may be required to provide additional information or documentation, as set forth in the iLottery terms and conditions, to establish a lottery account or register for iLottery. The information may be used for iLottery registration or to confirm information provided by that individual during the registration process.

(5) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(6) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(7) Only one claimant per entry allowed.

(8) Entrants must be 18 years of age or older.

(9) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(10) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Lottery will conduct one In the Clover Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 22, 2023, through 11:59:59 p.m. March 23, 2023, will be entered into the Drawing tentatively scheduled to be held between March 27, 2023 and April 7, 2023.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1623 Under the Rainbow (\$5) = five entries, PA-1624 Leprechaun's Gold (\$2) = two entries and PA-1625 Clover Patch Match (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or those mentioned anywhere else in these rules.

(2) Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$17,000, less required income tax withholding.

(ii) The fifth through the eleventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$3,000.

(iii) The twelfth through the twenty-fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$1,700.

(iv) The twenty-fifth through the seventy-fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as a lump-sum cash payment or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. The Lottery is not responsible for entries not entered due to delays in creating a lottery account or the inability to create a lottery account. If a Drawing entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire

90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 10(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Leprechaun's Gold instant lottery game tickets.

12. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed prize money:* For a period of 1 year from the announced close of Leprechaun's Gold, prize money from winning Leprechaun's Gold instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Leprechaun's Gold instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *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 Leprechaun's Gold or through normal communications methods.

C. DANIEL HASSELL,
Secretary

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DEPARTMENT OF REVENUE

Pennsylvania Lucky 7 Instant Lottery Game 1622

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Lucky 7 (hereinafter “Lucky 7”). The game number is PA-1622.

2. *Price:* The price of a Lucky 7 instant lottery game ticket is \$10.

3. *Play symbols:* Each Lucky 7 instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions, located in the “WINNING NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions, located in the “YOUR NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), 7 (SEVEN) symbol, 7X (7TIMES) symbol, Gold Coin (WIN70) symbol and a LUCKY (WINALL) symbol.

4. *Prize symbols:* The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$70⁰⁰ (SEVENTY), \$100 (ONE HUN), \$200 (TWO HUN), \$700 (SVN HUN), \$1,000 (ONE THO), \$7,000 (SVN THO) and \$500,000 (FIVHUNTHO).

5. *Prizes:* The prizes that can be won in this game, are: \$10, \$20, \$30, \$40, \$50, \$70, \$100, \$200, \$700, \$1,000, \$7,000 and \$500,000. Lucky 7 contains a feature that can multiply certain prizes. For a complete list of prizes, and how those prizes can be won, see section 8 (relating to number and description of prizes and approximate odds). A player can win up to 15 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 12,000,000 tickets will be printed for the Lucky 7 instant lottery game.

7. *Determination of prize winners:*

(a) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500,000 (FIVHUNTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500,000.

(b) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$7,000 (SVN THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$7,000.

(c) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a

prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$7,000.

(d) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$700 (SVN HUN) appears in eight of the “prize” areas and a prize symbol of \$200 (TWO HUN) appears in seven of the “prize” areas, on a single ticket, shall be entitled to a prize of \$7,000.

(e) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in five of the “prize” areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20⁰⁰ (TWENTY) appears in 12 of the “prize” areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in two of the “prize” areas and a prize symbol of \$700 (SVN HUN) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(i) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$700 (SVN HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$700.

(j) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$700 (SVN HUN) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$700.

(k) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$700.

(l) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN) appears in two of the “prize” areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in two of the “prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the “prize” areas and a prize symbol of \$100 (ONE HUN) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$700.

(m) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in five of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$700.

(n) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a

prize symbol of \$70⁰⁰ (SEVENTY) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$490.

(o) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$350.

(p) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(q) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$200.

(r) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$30⁰⁰ (THIRTY) appears in two of the “prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in 12 of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(s) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “prize” areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(t) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$140.

(u) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(v) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$100.

(w) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$70⁰⁰ (SEVENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$70.

(x) Holders of tickets upon which a Gold Coin (WIN70) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$70⁰⁰ (SEVENTY) appears in the “prize” area under that Gold Coin (WIN70) symbol, on a single ticket, shall be entitled to a prize of \$70.

(y) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a

prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$70.

(z) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(aa) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$50.

(bb) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$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.

(cc) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$40.

(dd) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$30.

(ee) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$30.

(ff) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(gg) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$20.

(hh) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(ii) Holders of tickets upon which a 7 (SEVEN) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that 7 (SEVEN) symbol, on a single ticket, shall be entitled to a prize of \$10.

8. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
\$10 w/ 7 SYMBOL	\$10	17.65	680,000
\$10	\$10	15	800,000
\$10 × 2	\$20	150	80,000
(\$10 w/ 7 SYMBOL) + \$10	\$20	60	200,000
\$20 w/ 7 SYMBOL	\$20	60	200,000
\$20	\$20	120	100,000
\$10 × 3	\$30	200	60,000
(\$10 w/ 7 SYMBOL) × 3	\$30	60	200,000
\$30 w/ 7 SYMBOL	\$30	54.55	220,000
\$30	\$30	600	20,000
\$10 × 4	\$40	300	40,000
(((\$10 w/ 7 SYMBOL) × 2) + (\$10 × 2))	\$40	300	40,000
(\$20 w/ 7 SYMBOL) + (((\$10 w/ 7 SYMBOL) × 2))	\$40	120	100,000
\$40 w/ 7 SYMBOL	\$40	300	40,000
\$40	\$40	300	40,000
\$10 × 5	\$50	600	20,000
(\$20 w/ 7 SYMBOL) + (((\$10 w/ 7 SYMBOL) × 2) + \$10)	\$50	600	20,000
(\$30 w/ 7 SYMBOL) + (\$20 w/ 7 SYMBOL)	\$50	600	20,000
\$50 w/ 7 SYMBOL	\$50	300	40,000
\$50	\$50	600	20,000
\$10 × 7	\$70	600	20,000
\$40 + \$30	\$70	600	20,000
(\$40 w/ 7 SYMBOL) + (\$20 w/ 7 SYMBOL) + \$10	\$70	600	20,000
(\$50 w/ 7 SYMBOL) + (((\$10 w/ 7 SYMBOL) × 2))	\$70	600	20,000
\$10 w/ 7X	\$70	150	80,000
\$70 w/ GOLD COIN	\$70	150	80,000
\$70	\$70	600	20,000
\$10 × 10	\$100	12,000	1,000
\$70 + \$30	\$100	6,000	2,000
(\$10 w/ 7X) + \$20 + \$10	\$100	12,000	1,000
(\$10 w/ 7X) + (((\$10 w/ 7 SYMBOL) × 3))	\$100	6,000	2,000
(\$70 w/ GOLD COIN) + (\$10 × 3)	\$100	4,000	3,000
(\$70 w/ GOLD COIN) + (\$30 w/ 7 SYMBOL)	\$100	3,000	4,000
\$100 w/ 7 SYMBOL	\$100	4,000	3,000
\$100	\$100	12,000	1,000
LUCKY w/ (((\$20 × 5) + (\$10 × 10)))	\$200	2,667	4,500
LUCKY w/ (((\$30 × 2) + (\$10 × 12) + \$20))	\$200	2,667	4,500
\$20 × 10	\$200	120,000	100
(\$20 w/ 7X) + (\$20 × 3)	\$200	24,000	500
(\$70 w/ GOLD COIN) + (\$10 w/ 7X) + (((\$10 w/ 7 SYMBOL) × 4) + (\$10 × 2))	\$200	24,000	500
(((\$70 w/ GOLD COIN) × 2) + (((\$10 w/ 7 SYMBOL) × 4) + (\$10 × 2))	\$200	40,000	300
\$200 w/ 7 SYMBOL	\$200	40,000	300
\$200	\$200	40,000	300

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
LUCKY w/ (($\$100 \times 5$) + ($\20×10))	\$700	12,000	1,000
LUCKY w/ (($\$200 \times 2$) + ($\50×2) + ($\$10 \times 10$) + $\$100$)	\$700	12,000	1,000
$\$100 \times 7$	\$700	120,000	100
($\$10$ w/ 7X) $\times 10$	\$700	120,000	100
$\$100$ w/ 7X	\$700	120,000	100
$\$700$ w/ 7 SYMBOL	\$700	120,000	100
$\$700$	\$700	120,000	100
LUCKY w/ (($\$20 \times 12$) + ($\30×2) + $\$700$)	\$1,000	30,000	400
LUCKY w/ (($\$100 \times 5$) + ($\50×10))	\$1,000	30,000	400
$\$200 \times 5$	\$1,000	120,000	100
(($\$70$ w/ 7X) $\times 2$) + ($\$10 \times 2$)	\$1,000	120,000	100
(($\$70$ w/ GOLD COIN) $\times 4$) + (($\$50$ w/ 7X) $\times 2$) + (($\$10$ w/ 7 SYMBOL) $\times 2$)	\$1,000	120,000	100
(($\$70$ w/ GOLD COIN) $\times 10$) + (($\$10$ w/ 7X) $\times 4$) + $\$20$	\$1,000	120,000	100
$\$1,000$ w/ 7 SYMBOL	\$1,000	120,000	100
$\$1,000$	\$1,000	120,000	100
LUCKY w/ (($\$700 \times 8$) + ($\200×7))	\$7,000	1,200,000	10
$\$1,000$ w/ 7X	\$7,000	1,200,000	10
$\$7,000$	\$7,000	1,200,000	10
$\$500,000$	\$500,000	1,200,000	10

Reveal a "7" (SEVEN) symbol, win prize shown under that symbol automatically.

Reveal a "7X" (7TIMES) symbol, win 7 TIMES the prize shown under that symbol.

Reveal a "Gold Coin" (WIN70) symbol, win \$70 instantly.

Reveal a "LUCKY" (WINALL) symbol, win all 15 prizes shown!

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Lucky 7 instant lottery game tickets.

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

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

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Lucky 7, prize money from winning Lucky 7 instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Lucky 7 instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets

from this game may be sold. The announcement will be disseminated through media used to advertise or promote Lucky 7 or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 23-89. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Under the Rainbow Instant Lottery Game 1623

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Under the Rainbow (hereafter “Under the Rainbow”). The game number is PA-1623.

2. *Price:* The price of an Under the Rainbow instant lottery game ticket is \$5.

3. *Play symbols:* Each Under the Rainbow instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area, a “CLOUD BONUS” area and a “POT O’GOLD BONUS” area. The “POT O’GOLD BONUS” area is played separately. The play symbols and their captions, located in the “WINNING NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions, located in the “YOUR NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT) and a Rainbow (RAINBOW) symbol. The play symbols and their captions, located in the “CLOUD BONUS” area, are: Bird (NOMULT) symbol, Moon (TRYAGAIN) symbol, Clouds (NOMULT) symbol, Lightning (TRYAGAIN) symbol, Wind (NOMULT) symbol and a 5X (5TIMES) symbol. The play symbols and their captions, located in the “POT O’GOLD BONUS” area, are: Clover (NOBONUS) symbol, Hat (TRYAGAIN) symbol, Moon (NOBONUS) symbol, Flower (TRYAGAIN) symbol, Cane (NOBONUS) symbol, Moneybag (TRYAGAIN) symbol and a Leprechaun (LPCHN) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: \$5^{.00} (FIV DOL), \$10^{.00} (TEN DOL), \$25^{.00} (TWY FIV), \$50^{.00} (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$100,000 (ONEHUNTHO). The prize symbols and their captions, located in the “POT O’GOLD BONUS” area, are: \$5^{.00} (FIV DOL), \$10^{.00} (TEN DOL), \$25^{.00} (TWY FIV), \$50^{.00} (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN) and \$1,000 (ONE THO).

5. *Prizes:* The prizes that can be won in this game, are: \$5, \$10, \$25, \$50, \$100, \$250, \$500, \$1,000, \$5,000 and \$100,000. The prizes that can be won in the “POT O’GOLD BONUS” area, are: \$5, \$10, \$25, \$50, \$100, \$250, \$500 and \$1,000. Under the Rainbow contains a feature that can multiply the prize won. For a complete list of prizes, and how those prizes can be won, see section 9 (relating to number and description of prizes and approximate odds). A player can win up to 12 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 5,400,000 tickets will be printed for the Under the Rainbow instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct an In the Clover Second-Chance Drawing for which non-winning Under the Rainbow instant lottery game tickets may be eligible as provided for in section 10.

8. *Determination of prize winners:*

(a) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100,000 (ONEHUNTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

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

(c) Holders of tickets upon which a Rainbow (RAINBOW) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5,000 (FIV THO) appears in the “prize” area under that Rainbow (RAINBOW) symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(d) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, and upon which a 5X (5TIMES) symbol appears in the “CLOUD BONUS” area, on a single ticket, shall be entitled to a prize of \$5,000.

(e) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which a Rainbow (RAINBOW) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that Rainbow (RAINBOW) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the “POT O’GOLD BONUS” area and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

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

(ee) Holders of tickets upon which a Rainbow (RAINBOW) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Rainbow (RAINBOW) symbol, on a single ticket, shall be entitled to a prize of \$10.

(ff) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the “POT O’GOLD BONUS” area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$10.

(gg) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(hh) Holders of tickets upon which a Rainbow (RAINBOW) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Rainbow (RAINBOW) symbol, on a single ticket, shall be entitled to a prize of \$5.

(ii) Holders of tickets upon which a Leprechaun (LPCHN) symbol appears in the “POT O’GOLD BONUS” area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Leprechaun (LPCHN) symbol, on a single ticket, shall be entitled to a prize of \$5.

9. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>“POT O’GOLD BONUS”:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
	\$5 w/ LEPRECHAUN	\$5	30	180,000
\$5 w/ RAINBOW		\$5	30	180,000
\$5		\$5	30	180,000
\$5 × 2		\$10	120	45,000
(\$5 w/ RAINBOW) + \$5		\$10	60	90,000
\$5 w/ RAINBOW	\$5 w/ LEPRECHAUN	\$10	120	45,000
	\$10 w/ LEPRECHAUN	\$10	60	90,000
\$10 w/ RAINBOW		\$10	60	90,000
\$10		\$10	120	45,000
\$5 × 5		\$25	600	9,000
(((\$5 w/ RAINBOW) × 3) + \$10		\$25	600	9,000
(\$5 w/ RAINBOW) × 4	\$5 w/ LEPRECHAUN	\$25	600	9,000
(\$10 w/ RAINBOW) + (\$5 w/ RAINBOW)	\$10 w/ LEPRECHAUN	\$25	600	9,000
	\$25 w/ LEPRECHAUN	\$25	60	90,000
\$5 w/ 5X CLOUD BONUS		\$25	60	90,000
\$25 w/ RAINBOW		\$25	600	9,000
\$25		\$25	600	9,000
\$10 × 5		\$50	600	9,000
\$5 w/ 5X CLOUD BONUS	\$25 w/ LEPRECHAUN	\$50	600	9,000
(\$5 w/ RAINBOW) × 5	\$25 w/ LEPRECHAUN	\$50	600	9,000
	\$50 w/ LEPRECHAUN	\$50	600	9,000
\$10 w/ 5X CLOUD BONUS		\$50	300	18,000

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>“POT O’GOLD BONUS”:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 5,400,000 Tickets:</i>
\$50 w/ RAINBOW		\$50	600	9,000
\$50		\$50	600	9,000
\$50 × 2		\$100	24,000	225
(\$25 × 2) + (\$10 × 4)	\$10 w/ LEPRECHAUN	\$100	4,000	1,350
(\$5 × 3) w/ 5X CLOUD BONUS	\$25 w/ LEPRECHAUN	\$100	2,000	2,700
(((\$10 w/ RAINBOW) + (\$5 w/ RAINBOW)) w/ 5X CLOUD BONUS	\$25 w/ LEPRECHAUN	\$100	2,000	2,700
(\$10 w/ RAINBOW) × 5	\$50 w/ LEPRECHAUN	\$100	1,714	3,150
	\$100 w/ LEPRECHAUN	\$100	12,000	450
\$100 w/ RAINBOW		\$100	12,000	450
\$100		\$100	24,000	225
\$50 × 5		\$250	24,000	225
(((\$5 w/ RAINBOW) × 10) + (\$100 × 2)		\$250	24,000	225
(((\$5 × 4) + \$10) w/ 5X CLOUD BONUS	\$100 w/ LEPRECHAUN	\$250	12,000	450
(((\$10 w/ RAINBOW) × 4) w/ 5X CLOUD BONUS	\$50 w/ LEPRECHAUN	\$250	12,000	450
	\$250 w/ LEPRECHAUN	\$250	12,000	450
\$50 w/ 5X CLOUD BONUS		\$250	12,000	450
\$250 w/ RAINBOW		\$250	24,000	225
\$250		\$250	24,000	225
\$100 × 5		\$500	120,000	45
	\$500 w/ LEPRECHAUN	\$500	120,000	45
\$100 w/ 5X CLOUD BONUS		\$500	60,000	90
\$500 w/ RAINBOW		\$500	120,000	45
\$500		\$500	120,000	45
\$500 × 2		\$1,000	1,080,000	5
(\$100 w/ RAINBOW) w/ 5X CLOUD BONUS	\$500 w/ LEPRECHAUN	\$1,000	1,080,000	5
	\$1,000 w/ LEPRECHAUN	\$1,000	1,080,000	5
\$1,000 w/ RAINBOW		\$1,000	1,080,000	5
\$1,000		\$1,000	1,080,000	5
\$1,000 w/ 5X CLOUD BONUS		\$5,000	1,080,000	5
\$5,000 w/ RAINBOW		\$5,000	1,080,000	5
\$5,000		\$5,000	1,080,000	5
\$100,000		\$100,000	540,000	10

Reveal a “Rainbow” (RAINBOW) symbol, win prize shown under that symbol automatically.

CLOUD BONUS: Reveal a “5X” (5TIMES) symbol, multiply any prize won in the YOUR NUMBERS area!

POT O’GOLD BONUS: Reveal a “Leprechaun” (LPCHN) symbol, win prize shown under that symbol automatically!
POT O’GOLD BONUS is played separately.

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

10. *Second-Chance Drawing*: The Pennsylvania Lottery's (hereafter, the "Lottery") In the Clover Second-Chance Drawing for qualifying instant lottery game tickets (hereafter, the "Drawing"):

(a) *Qualifying Tickets*: Non-winning PA-1623 Under the Rainbow (\$5), PA-1624 Leprechaun's Gold (\$2) and PA-1625 Clover Patch Match (\$1) lottery game tickets are eligible for entry into the Drawing.

(b) *Participation and entry*:

(1) Entrants must have registered lottery account in order to participate in the Drawing. To create a lottery account, visit <https://www.palottery.com>. Creating a lottery account is free.

(2) A registered lottery account holder is subject to the iLottery regulations and specifically agrees to be bound by the iLottery terms and conditions located at <https://www.palottery.com/signup/terms-and-conditions/>, as well as any related policies.

(3) To establish a lottery account, players must provide the following information:

(i) The player's name as it appears on a valid government-issued identification or tax documents;

(ii) The player's date of birth;

(iii) The entire or last four digits of the player's Social Security Number, or comparable equivalent;

(iv) The player's address;

(v) The player's telephone number;

(vi) The player's email address;

(vii) Any other information established by the Lottery to be necessary to verify the age and identity of the player.

(4) An individual may be required to provide additional information or documentation, as set forth in the iLottery terms and conditions, to establish a lottery account or register for iLottery. The information may be used for iLottery registration or to confirm information provided by that individual during the registration process.

(5) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(6) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(7) Only one claimant per entry allowed.

(8) Entrants must be 18 years of age or older.

(9) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(10) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Lottery will conduct one In the Clover Second-Chance Drawing for qualifying instant lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 22, 2023, through 11:59:59 p.m. March 23, 2023, will be entered into the Drawing tentatively scheduled to be held between March 27, 2023 and April 7, 2023.

(3) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1623 Under the Rainbow (\$5) = five entries, PA-1624 Leprechaun's Gold (\$2) = two entries and PA-1625 Clover Patch Match (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or those mentioned anywhere else in these rules.

(2) Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(i) The first through the fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$17,000, less required income tax withholding.

(ii) The fifth through the eleventh entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$3,000.

(iii) The twelfth through the twenty-fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$1,700.

(iv) The twenty-fifth through the seventy-fourth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as a lump-sum cash payment or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions*:

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. The Lottery is not responsible for entries not entered due to delays in creating a lottery account or the inability to create a lottery account. If a Drawing entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire

90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 10(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Under the Rainbow instant lottery game tickets.

12. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed prize money:* For a period of 1 year from the announced close of Under the Rainbow, prize money from winning Under the Rainbow instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Under the Rainbow instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *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 Under the Rainbow or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 23-90. Filed for public inspection January 20, 2023, 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 properties are available for sale by the Department.

1. State Route 0056-24S, Parcel 5, East Saint Clair Township, Bedford County. This parcel contains approximately 0.310 acre of unimproved land. The property will be sold in as is condition. The estimated fair market value of the parcel is \$1,300. It has been determined that the land is no longer needed for present or future transportation purposes.

2. State Route 0056-24S, Parcel 9, East Saint Clair Township, Bedford County. This parcel contains approximately 0.245 acre of unimproved land. The property will be sold in as is condition. The estimated fair market value of the parcel is \$1,200. It has been determined that the land is no longer needed for present or future transportation purposes.

3. State Route 0056-24S, Parcel 26, East Saint Clair Township, Bedford County. This parcel contains approximately 0.102 acre of unimproved land. The property will be sold in as is condition. The estimated fair market value of the parcel is \$900. It has been determined that the land is no longer needed for present or future transportation purposes.

4. State Route 0056-24S, Parcel 27, East Saint Clair Township, Bedford County. This parcel contains approximately 0.525 acre of unimproved land. The property will be sold in as is condition. The estimated fair market value of the parcel is \$1,900. It has been determined that the land is no longer needed for present or future transportation purposes.

Interested public agencies are invited to express their interest in purchasing the sites within 30 calendar days of publication of this notice in the *Pennsylvania Bulletin* to Thomas A. Prestash, PE, District Executive, Engineering District 9-0, 1620 North Juniata Street, Hollidaysburg, PA 16648.

Questions regarding this application or the proposed use may be directed to Robert Lynn, Property Manager, 1620 North Juniata Street, Hollidaysburg, PA 16648, (814) 317-1674, ROLYNN@PA.GOV.

YASSMIN GRAMIAN,
Secretary

[Pa.B. Doc. No. 23-91. Filed for public inspection January 20, 2023, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Under section 2002(b) of The Administrative Code of 1929 (71 P.S. § 512(b)) establishing the Department of

Transportation (Department), the Director of the Bureau of Design and Delivery, as delegated by the Secretary of Transportation, makes the following written finding:

Alternative 5C is the preferred alternative for the Eisenhower Drive extension project in Adams and York Counties. The preferred alternative includes approximately 4 miles of new roadway extension consisting of two 12-foot travel lanes with 4-foot to 8-foot shoulders. The corridor passes through two municipalities, Conewago Township and Penn Township. The project includes extending Eisenhower Drive, from its current terminus at High Street by means of a new roadway through Conewago Township, to a terminus at State Route 0116 (Hanover Road) west of McSherrystown.

The Environmental Assessment (EA) and EA Comment Responses have been evaluated by the Federal Highway Administration (FHWA) and were determined to discuss adequately and accurately the needs, environmental issues and impacts of the proposed project and mitigation measures that will be taken to minimize harm as stipulated in the EA. Based on the EA, the FHWA has issued a Finding of No Significant Impact for the project. Furthermore, the Bureau of Design and Delivery has concluded that all State environmental evaluation requirements, as published in section 2002 of The Administrative Code of 1929, have been satisfied.

Based on studies and the Final Individual Section 4(f) Evaluation, there is no feasible and prudent alternative to the use of the Section 4(f)/Section 2002 resources for the proposed action, and the project is planned to minimize harm to the Section 4(f)/Section 2002 resources. The proposed project is anticipated to impact approximately 6.6 acres total of the southern boundary of the National Register eligible Devine Chapel Farm; approximately 2.3 acres total of the southern boundary of the National Register eligible Poist Chapel Farm and approximately 6.1 acres total of the southern and eastern boundary of the National Register eligible Henry Hostetter Farm.

On the basis of the documentation, it can be concluded that the harm to the resources has been minimized, feasible and prudent alternatives have been explored to avoid impact upon the resources and section 2002 of The Administrative Code of 1929 has been fulfilled as it relates to this project.

Mitigation measures will be taken to minimize harm as stipulated in the EA. No significant environmental impact is likely to result from the proposed action.

CHRISTINE A. SPANGLER, PE,
Director
Bureau of Design and Delivery

[Pa.B. Doc. No. 23-92. Filed for public inspection January 20, 2023, 9:00 a.m.]

INSURANCE DEPARTMENT

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized under section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company's termination of the insured's homeowners policy. The proceedings will be held in accordance with the requirements of the act; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative

Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). This administrative hearing will be held as follows. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17130.

Appeal of Antonio Geatti; Westfield Insurance Company; File No. 22-116-275960; Doc. No. P22-12-015; February 28, 2023, 2 p.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

MICHAEL HUMPHREYS,
Acting Insurance Commissioner

[Pa.B. Doc. No. 23-93. Filed for public inspection January 20, 2023, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Executive Board

Resolution No. CB-22-070, Dated December 1, 2022. The Executive Board Resolution authorizes the AFSCME side letter regarding safety footwear reimbursement for certain classifications in the Pennsylvania Game Commission.

Resolution No. CB-22-071, Dated December 9, 2022. The Executive Board Resolution authorizes the AFSCME side letter for post-promotional pay adjustments for certain trainee classifications.

AMY J. MENDELSON,
Director
Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 23-94. Filed for public inspection January 20, 2023, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority application for the right to render service as a common carrier or contract carrier in this Commonwealth has been filed with the Pennsylvania Public Utility Commission (Commission). Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 6, 2023. Filings are recommended to be made electronically through eFiling to the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by February 6, 2023. Individuals can sign up for a free eFiling account with the Secretary of the Commission through the Commission's eFiling system at <https://www.puc.pa.gov/efiling/Default.aspx>. A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. The documents filed in support of the application are only available for inspection through the Commission's web site at www.puc.pa.gov by searching under the previously listed docket number or by searching the applicant's web site.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.

A-2022-3036597. Pittsburgh Moving PGH, LLC (206 Ridgeway Drive, Baden, Beaver County, PA 15005) to transport, as a common carrier, household goods in use, between points in Pennsylvania.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 23-95. Filed for public inspection January 20, 2023, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Grandfathering Registration Notice

The Susquehanna River Basin Commission lists the following Grandfathering (GF) Registration for projects under 18 CFR 806, Subpart E (relating to registration of grandfathered projects) from December 1, 2022, through December 31, 2022.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

Supplementary Information

This notice lists GF Registration for projects, described as follows, under 18 CFR Part 806, Subpart E, for the time period previously specified:

1. Barney & Dickenson, Inc., GF Certificate No. GF-202212232, Town of Vestal, Broome County, NY; Main Storage Pond and combined withdrawal from Wells 1—3; Issue Date: December 15, 2022.

2. City of Norwich—Public Water Supply System, GF Certificate No. GF-202212233, Towns of Norwich and New Berlin and City of Norwich, Chenango County, NY; combined withdrawal from Wells 1—3 and the Lower Reservoir; Issue Date: December 15, 2022.

3. Hardinge, Inc., GF Certificate No. GF-202212234, Town of Horseheads, Chemung County, NY; Wells 1—3; Issue Date: December 15, 2022.

4. Hidden Valley Golf Course, Inc., GF Certificate No. GF-202212235, Wayne Township, Schuylkill County, PA; Artesian Well, the Other Onsite Well and the Chateau (Upper) Pond; Issue Date: December 15, 2022.

5. Knight Settlement Sand & Gravel, LLC, GF Certificate No. GF-202212236, Town of Bath, Steuben County, NY; Cohocton River and the Concrete Well; Issue Date: December 15, 2022.

6. The Pennsylvania State University—Public Water Supply System and University Campus Use, GF Certificate No. GF-202212237, College and Patton Townships and State College Borough, Centre County, PA; see Addendum; Issue Date: December 15, 2022.

7. Tower City Borough Authority—Public Water Supply System, GF Certificate No. GF-202212238, Porter Township, Schuylkill County, PA; Wells 1 and 3; Issue Date: December 15, 2022.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

Dated: January 6, 2023

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 23-96. Filed for public inspection January 20, 2023, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved by rule the following projects from December 1, 2022, through December 31, 2022.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(f) (relating to standards for consumptive uses of water) for the time period previously specified:

Water Source Approval—Issued Under 18 CFR 806.22(f):

1. Blackhill Energy, LLC; Pad ID: JACKSON 1H Pad; ABR-201009053.R2; Springfield Township, Bradford County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 8, 2022.

2. Chesapeake Appalachia, LLC; Pad ID: Wissler Drilling Pad; ABR-201406005.R1.1; McNett Township, Lycoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 8, 2022.

3. Chesapeake Appalachia, LLC; Pad ID: Curtis New; ABR-201009100.R2; Asylum Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 12, 2022.

4. Chesapeake Appalachia, LLC; Pad ID: Romisoukas Drilling Pad; ABR-201209021.R2; Canton Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 12, 2022.

5. Repsol Oil & Gas USA, LLC; Pad ID: STORCH (01 099) S; ABR-201209016.R2; Troy Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: December 12, 2022.

6. Repsol Oil & Gas USA, LLC; Pad ID: ZIMMERLI (05 074) D; ABR-201009079.R2; Orwell Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: December 12, 2022.

7. Seneca Resources Company, LLC; Pad ID: Empson 899; ABR-201009095.R2; Deerfield Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 12, 2022.

8. SWN Production Company, LLC; Pad ID: Cooley (Pad 2); ABR-201209017.R2; Orwell Township, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: December 12, 2022.

9. EQT ARO, LLC; Pad ID: Mallory Group Pad C; ABR-202212003; Plunketts Creek Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 14, 2022.

10. Repsol Oil & Gas USA, LLC; Pad ID: OLSON (02 101) K; ABR-201209024.R2; Hamilton Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: December 14, 2022.

11. Chesapeake Appalachia, LLC; Pad ID: Craige; ABR-201010009.R2; Rush Township, Susquehanna County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 22, 2022.

12. Chesapeake Appalachia, LLC; Pad ID: Goll; ABR-201010016.R2; Ulster Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 22, 2022.

13. Chesapeake Appalachia, LLC; Pad ID: Landmesser; ABR-201010019.R2; Towanda Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 22, 2022.

14. Chesapeake Appalachia, LLC; Pad ID: Scrivener; ABR-201010005.R2; Rome Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 22, 2022.

15. Chesapeake Appalachia, LLC; Pad ID: Sidonio; ABR-201010025.R2; Ulster Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 22, 2022.

16. Chesapeake Appalachia, LLC; Pad ID: T. Brown Drilling Pad; ABR-201210006.R2; Lemon Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 22, 2022.

17. Coterra Energy, Inc.; Pad ID: AldrichL P1; ABR-201210002.R2; Gibson Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 22, 2022.

18. Coterra Energy, Inc.; Pad ID: LewisD P1; ABR-202212001; Bridgewater Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 22, 2022.

19. Coterra Energy, Inc.; Pad ID: PennayG P1; ABR-201709004.R1; Brooklyn Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 22, 2022.

20. Coterra Energy, Inc.; Pad ID: Precision Capital LP P1; ABR-201709003.R1; Lathrop Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 22, 2022.

21. EQT ARO, LLC; Pad ID: Mountain Meadow Lodge Pad A; ABR-201709006.R1; McIntyre Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 22, 2022.

22. Repsol Oil & Gas USA, LLC; Pad ID: COOK (05 040) C; ABR-201010021.R2; Orwell Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: December 22, 2022.

23. Repsol Oil & Gas USA, LLC; Pad ID: Kindon 374; ABR-201010002.R2; Union Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: December 22, 2022.

24. Seneca Resources Company, LLC; Pad ID: B08-Z; ABR-202212004; Shippen Township, Cameron County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 22, 2022.

25. Seneca Resources Company, LLC; Pad ID: Signor 578; ABR-201010023.R2; Charleston Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 22, 2022.

26. SWN Production Company, LLC; Pad ID: Gypsy Hill-Eastabrook (Pad 5); ABR-201209018.R2; Orwell Township, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: December 22, 2022.

27. SWN Production Company, LLC; Pad ID: Rabago Birk (Pad 10); ABR-201209019.R2; Herrick Township, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: December 22, 2022.

28. SWN Production Company, LLC; Pad ID: Wootton East Well Pad; ABR-201209020.R2; Liberty Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: December 22, 2022.

29. Coterra Energy, Inc.; Pad ID: BrayB P1; ABR-201210004.R2; Auburn Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 27, 2022.

30. Coterra Energy, Inc.; Pad ID: BurtsL P1; ABR-201109026.R2; Forest Lake Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 27, 2022.

31. Coterra Energy, Inc.; Pad ID: DeluciaR P1; ABR-201211002.R2; Harford Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 27, 2022.

32. Coterra Energy, Inc.; Pad ID: RutkowskiB P1; ABR-201210003.R2; Lenox Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 27, 2022.

33. Coterra Energy, Inc.; Pad ID: WellsP P1; ABR-201111023.R2; Bridgewater Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 27, 2022.

34. Pennsylvania General Energy Company, LLC; Pad ID: SUSQ Cummings Pad E; ABR-202212002; Union Township, Tioga County, PA; Consumptive Use of Up to 4.5000 mgd; Approval Date: December 27, 2022.

35. Chesapeake Appalachia, LLC; Pad ID: Lemoreview Farms; ABR-201010003.R2; Leroy Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: December 29, 2022.

36. EQT ARO, LLC; Pad ID: Elbow F&G Pad B; ABR-201206007.R2; Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 29, 2022.

37. Seneca Resources Company, LLC; Pad ID: Heath 418; ABR-201010011.R2; Delmar Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 29, 2022.

38. Seneca Resources Company, LLC; Pad ID: Lopatofsky 287; ABR-201009091.R2; Charleston Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 29, 2022.

39. Seneca Resources Company, LLC; Pad ID: Schimmel 830; ABR-201009090.R2; Farmington Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 29, 2022.

40. Seneca Resources Company, LLC; Pad ID: Worden 571; ABR-201009092.R2; Charleston Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: December 29, 2022.

41. Blackhill Energy, LLC; Pad ID: KLINE A Pad; ABR-201210010.R2; Springfield Township, Bradford County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 30, 2022.

42. Blackhill Energy, LLC; Pad ID: KLINE B Pad; ABR-201210011.R2; Springfield Township, Bradford County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 30, 2022.

43. Blackhill Energy, LLC; Pad ID: WARD B Pad; ABR-201210009.R2; Springfield Township, Bradford County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: December 30, 2022.

44. Coterra Energy, Inc.; Pad ID: EllsworthA P1; ABR-201110015.R2; Bridgewater Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: December 30, 2022.

45. SWN Production Company, LLC; Pad ID: END-LESS MOUNTAIN RECREATION; ABR-201209001.R2; New Milford Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: December 30, 2022.

The following project applications have had their review terminated under 18 CFR 806.22(f) and under Policy No. 2016-02, Guidelines for Terminating Review of a Project Application.

Termination of Review—Issued Under 18 CFR 806.22(f):

1. Norse Energy Corporation USA; Pad ID: Martin, C. # 1H; NOI-2011-0581; McDonough Town, Chenango County, NY; Consumptive Use of Up to 5.5000 mgd; Termination Date: December 28, 2022.

2. Norse Energy Corporation USA; Pad ID: Norse-Housing # 1H; NOI-2011-0582; Smyrna Town, Chenango County, NY; Consumptive Use of Up to 5.5000 mgd; Termination Date: December 28, 2022.

3. Norse Energy Corporation USA; Pad ID: Norwalk, R # 1H—4H; NOI-2011-0583; Smithville Town, Chenango County, NY; Consumptive Use of Up to 5.5000 mgd; Termination Date: December 28, 2022.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

Dated: January 6, 2023

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 23-97. Filed for public inspection January 20, 2023, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Projects Approved for Minor Modifications

The Susquehanna River Basin Commission (Commission) lists the minor modifications approved for a previously approved project from December 1, 2022, through December 31, 2022.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

Supplementary Information

This notice lists a previously approved project receiving approval of minor modifications, described as follows, under 18 CFR 806.18 (relating to approval modifications) or to Commission Resolution Nos. 2013-11 and 2015-06 for the time period previously specified:

1. Inflection Energy (PA), LLC (Loyalsock Creek), Docket No. 20221214, Upper Fairfield Township, Lycoming County, PA; approval to change intake design and location; Approval Date: December 28, 2022.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

Dated: January 6, 2023

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 23-98. Filed for public inspection January 20, 2023, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Public Hearing

The Susquehanna River Basin Commission (Commission) will hold a public hearing on February 2, 2023, at

6:30 p.m. The public hearing will end at 9 p.m. or at the conclusion of public testimony, whichever is earlier. The Commission will hold this hearing in-person and telephonically. Individuals may attend in person at the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA or join by telephone using toll free number (877) 304-9269 and then entering guest passcode 2619070 followed by #. At this public hearing, the Commission will hear testimony on the projects listed in the Supplementary Information section of this notice. The projects are intended to be scheduled for Commission action at its next business meeting, tentatively scheduled for March 16, 2023, which will be noticed separately. The public should take note that this public hearing will be the only opportunity to offer oral comment to the Commission for the listed projects. The deadline for the submission of written comments is February 13, 2023.

For further information contact Jason Oyler, General Counsel and Secretary, (717) 238-0423, joyler@srbc.net.

Information concerning the applications for the projects is available at the Commission's Water Application and Approval Viewer at <https://www.srbc.net/waav>. Additional supporting documents are available to inspect and copy in accordance with the Commission's Access to Records Policy at www.srbc.net/regulatory/policies-guidance/docs/access-to-records-policy-2009-02.pdf.

Supplementary Information

The public hearing will cover the following projects:

Projects Scheduled for Action:

1. Project Sponsor: Biglerville Borough Authority. Project Facility: Biglerville Borough Water Company, Biglerville Borough and Butler Township, Adams County, PA. Application for renewal of groundwater withdrawal of up to 0.112 mgd (30-day average) from Well 7 (Docket No. 19930503).

2. Project Sponsor and Facility: BKV Operating, LLC (North Branch Wyalusing Creek), Middletown Township, Susquehanna County, PA. Application for surface water withdrawal of up to 2.731 mgd (peak day).

3. Project Sponsor and Facility: Dillsburg Area Authority, Carroll Township, York County, PA. Application for renewal of groundwater withdrawal of up to 0.460 mgd (30-day average) from Well 7 (Docket No. 20070907).

4. Project Sponsor and Facility: Dover Township, York County, PA. Application for renewal of groundwater withdrawal of up to 0.360 mgd (30-day average) from Well 8 (Docket No. 19911104).

5. Project Sponsor and Facility: First Quality Tissue, LLC (Bald Eagle Creek), Allison, Bald Eagle and Castanea Townships, Clinton County, PA. Applications for renewal of surface water withdrawal of up to 10.500 mgd (peak day) and consumptive use of up to 2.500 mgd (peak day) (Docket No. 20080303).

6. Project Sponsor and Facility: Hardinge, Inc., Town of Horseheads, Chemung County, NY. Applications for groundwater withdrawals (30-day averages) of up to 0.550 mgd from Well 4 and renewal of 0.580 mgd from Well 5 (Docket No. 19900302).

7. Project Sponsor: Helix Ironwood, LLC. Project Facility: Ironwood Generating Station (Pennsy Quarry), South Lebanon Township, Lebanon County, PA. Applications for renewal of surface water withdrawal of up to 4.500 mgd (peak day) and consumptive use of up to 4.500 mgd (peak day) (Docket No. 19980502).

8. Project Sponsor and Facility: Mount Union Municipal Authority, Wayne Township, Mifflin County, PA. Application for renewal of groundwater withdrawal of up to 0.432 mgd (30-day average) from Well # 3—Lemkelde (Docket No. 20070303).

9. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Fall Brook), Ward Township, Tioga County, PA. Application for renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20180303).

10. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Fellows Creek), Ward Township, Tioga County, PA. Application for renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20180304).

11. Project Sponsor and Facility: Seneca Resources Company, LLC (Arnot No. 5 Mine Discharge), Bloss Township, Tioga County, PA. Application for renewal of surface water withdrawal of up to 0.499 mgd (peak day) (Docket No. 20180305).

12. Project Sponsor and Facility: Seneca Resources Company, LLC (Cowanessque River), Deerfield Township, Tioga County, PA. Application for renewal with modification to increase the surface water withdrawal by an additional 0.661 mgd, for a total of up to 1.600 mgd (peak day) (Docket No. 20220920).

13. Project Sponsor and Facility: Seneca Resources Company, LLC (Susquehanna River), Sheshequin Township, Bradford County, PA. Application for renewal of surface water withdrawal of up to 0.850 mgd (peak day) (Docket No. 20180306).

14. Project Sponsor: Springwood, LLC. Project Facility: Bridgewater Golf Club, York Township, York County, PA. Application for renewal of consumptive use of up to 0.099 mgd (30-day average) (Docket No. 20080307).

15. Project Sponsor and Facility: SWN Production Company, LLC (Susquehanna River), Great Bend Township, Susquehanna County, PA. Application for renewal of surface water withdrawal of up to 1.500 mgd (peak day) (Docket No. 20180307).

16. Project Sponsor and Facility: Wise Foods, Inc., Berwick Borough, Columbia County, PA. Application for renewal of groundwater withdrawal of up to 0.860 mgd (30-day average) from Well PW-1 (Docket No. 19920502).

17. Project Sponsor: Wynding Brook, Inc. Project Facility: Wynding Brook Golf Club, Turbot Township, Northumberland County, PA. Application for renewal of consumptive use of up to 0.099 mgd (30-day average) (Docket No. 20080304).

Project Scheduled for Action Involving a Diversion:

18. Project Sponsor: Helix Ironwood, LLC. Project Facility: Ironwood Generating Station, South Lebanon Township, Lebanon County, PA. Application for renewal of approval of an out-of-basin diversion of up to 4.500 mgd (peak day) (Docket No. 19980502).

Commission-Initiated Project Approval Modification:

19. Project Sponsor: Knouse Foods Cooperative, Inc. Project Facility: Peach Glen Plant, Tyrone and Huntington Townships, Adams County and Dickinson Township, Cumberland County, PA. Conforming the grandfathered amount with the forthcoming determination for groundwater withdrawals (30-day averages) of up to 0.327 mgd combined from Wells 2, 4, 5, 7—10 and 13, and up to 0.046 mgd from Well 13 (Docket No. 20040912).

Opportunity to Appear and Comment:

Interested parties may call into the hearing to offer comments to the Commission on any business previously listed required to be the subject of a public hearing. Given the nature of the meeting, the Commission strongly encourages those members of the public wishing to provide oral comments to pre-register with the Commission by e-mailing Jason Oyler at joyler@srbc.net prior to the hearing date. The presiding officer reserves the right to limit oral statements in the interest of time and to otherwise control the course of the hearing. Access to the hearing by telephone will begin at 6:15 p.m. Guidelines for the public hearing are posted on the Commission's web site, www.srbc.net, prior to the hearing for review. The presiding officer reserves the right to modify or supplement the guidelines at the hearing. Written comments on any business previously listed that is required to be the subject of a public hearing may also be mailed to Jason Oyler, Secretary, Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through <https://www.srbc.net/regulatory/public-comment/>. Comments mailed or electronically submitted must be received by the Commission on or before February 13, 2023, to be considered.

Authority: Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

Dated: January 6, 2023

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 23-99. Filed for public inspection January 20, 2023, 9:00 a.m.]

