

PENNSYLVANIA BULLETIN

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

No. 602, January 2025

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Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Rules and Regulations

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

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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THE COURTS

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 200]

Damages for Delay

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

Rule 238. Damages for Delay in an Action for Bodily Injury, Death or Property Damage.

* * * * *

Addendum to Explanatory Comment (2025)

The prime rate as set forth in the first edition of the *Wall Street Journal* for a particular year is the basis for calculating damages for delay under Pa.R.Civ.P. 238 as revised November 7, 1988. The prime rate published in the first edition of the *Wall Street Journal* for each of the years specified is as follows:

<i>Date of Publication</i>	<i>Prime Rate Percentage</i>
January 2, 2025	7 1/2
January 2, 2024	8 1/2
January 3, 2023	7 1/2
January 3, 2022	3 1/4
January 4, 2021	3 1/4
January 2, 2020	4 3/4
January 2, 2019	5 1/2
January 2, 2018	4 1/2
January 3, 2017	3 3/4
January 4, 2016	3 1/2
January 2, 2015	3 1/4
January 2, 2014	3 1/4
January 2, 2013	3 1/4
January 3, 2012	3 1/4
January 3, 2011	3 1/4
January 4, 2010	3 1/4
January 2, 2009	3 1/4
January 2, 2008	7 1/4
January 2, 2007	8 1/4
January 3, 2006	7 1/4
January 3, 2005	5 1/4
January 2, 2004	4
January 2, 2003	4 1/4
January 2, 2002	4 3/4
January 2, 2001	9 1/2
January 3, 2000	8 1/2

<i>Date of Publication</i>	<i>Prime Rate Percentage</i>
January 4, 1999	7 3/4
January 2, 1998	8 1/2

Comment:

The prime rate for the years 1980 through 1997 may be found in the Addendum to the Explanatory Comment published in the *Pennsylvania Bulletin*, 33 Pa.B. 634 (February 1, 2003), and on the web site of the Civil Procedural Rules Committee at <https://www.pacourts.us>.

[Pa.B. Doc. No. 25-68. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 200]

Order Amending Rule 220.3 of the Pennsylvania Rules of Civil Procedure; No. 761 Civil Proce- dural Rules Docket

Order

Per Curiam

And Now, this 7th day of January, 2025, upon the recommendation of the Civil Procedural Rules Committee; the proposal having been published for public comment at 53 Pa.B. 5882 (September 23, 2023):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 220.3 of the Pennsylvania Rules of Civil Procedure is amended in the attached form.

This Order shall be processed in accordance with Pa.R.J.A. 103(b), and shall be effective April 1, 2025.

Additions to the rule are shown in bold and are underlined.

Deletions from the rule are shown in bold and brackets.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 200. BUSINESS OF COURTS

(*Editor's Note:* Rule 220.3 as printed in 231 Pa. Code reads "Official Note" rather than "Note.")

Rule 220.3. [Voir Dire] Voir Dire of Jurors.

(a) **Judge's Presence Required. Voir dire of prospective jurors shall be conducted, and the jurors shall be selected, in the presence of a judge, unless the judge's presence is waived by all parties with the consent of the court.**

(b) **Instruction of Juror Duties.** Upon completion of the oath, the judge shall instruct the prospective jurors upon their duties and restrictions while serving as jurors, and of any sanctions for violation of those duties and restrictions, including those in Rules 220.1 and 220.2.

[(b)] (c) [Voir dire] **Juror Information. Voir dire** shall be conducted to provide the opportunity to obtain, at a minimum, a full description of the following information, where relevant, concerning the prospective jurors and their households:

- (1) [**Name**] name;
- (2) [**Date**] year and place of birth;
- (3) [**Residential**] residential neighborhood and zip code (not street address);
- (4) [**Marital**] marital status;
- (5) [**Nature**] nature and extent of education;
- (6) [**Number**] number and ages of children;
- (7) [**Name**] name, age, and relationship of members of prospective juror's household;
- (8) [**Occupation**] occupation and employment history of the prospective juror, the juror's spouse and children, and members of the juror's household;
- (9) [**Involvement**] involvement as a party or a witness in a civil lawsuit or a criminal case;
- (10) [**Relationship**] relationship, friendship, or association with a law enforcement officer, a lawyer, or any person affiliated with the courts of any judicial district;
- (11) [**Relationship**] relationship of the prospective juror or any member of the prospective juror's immediate family to the insurance industry, including employee, claims adjuster, investigator, agent, or stockholder in an insurance company;
- (12) [**Motor**] motor vehicle operation and licensure;
- (13) [**Physical**] physical or mental condition affecting ability to serve on a jury;
- (14) [**Reasons**] reasons the prospective juror believes [**he or she**] the prospective juror cannot or should not serve as a juror;
- (15) [**Relationship**] relationship, friendship, or association with the parties, the attorneys, and prospective witnesses of the particular case to be heard;
- (16) [**Ability**] ability to refrain from using a computer, cellular telephone, or other electronic device with communication capabilities in violation of the provisions of Rule 220.1; and
- (17) [**Such**] such other pertinent information as may be appropriate to the particular case to achieve a competent, fair, and impartial jury.

[**Note:** For example, under presently prevailing law as established by the Superior Court, voir dire should have been allowed with respect to the effect of pre-trial publicity on prospective jurors' "attitudes regarding medical malpractice and tort reform." *Capoferri v. Children's Hosp. of Phila.*, 893 A.2d 133 (Pa. Super. 2006) (en banc).

(c)] (d) **Voir Dire by Written Questionnaire Permitted.** The court may provide for [voir dire] voir dire to include the use of a written questionnaire. [**However, the**] **The** use of a written questionnaire without the opportunity for oral examination by the court or counsel is not a sufficient [voir dire] voir dire.

[**Note:** The parties or their attorneys may conduct the examination of the prospective jurors unless the court itself conducts the examination or otherwise directs that the examination be conducted by a court employee. Any dispute shall be resolved by the court.

A written questionnaire may be used to facilitate and expedite the voir dire examination by providing the trial judge and attorneys with basic background information about the jurors, thereby eliminating the need for many commonly asked questions.

(d)] (e) **Individual Voir Dire Permitted.** The court may permit all or part of the examination of a juror out of the presence of other jurors.

(f) **Recording of Voir Dire. Voir dire, including all rulings by a judge, shall be recorded in full unless the recording is waived by all parties. The recording shall be transcribed only upon written request of a party or order of court.**

Comment:

Subdivision (a)—The permitted waiver is a waiver only of the judge's physical presence during voir dire. It is not a waiver of a party's opportunity to create a record or to have the judge make decisions based upon that record. This subdivision is also intended to provide flexibility to permit another judge, or a senior judge, in the judicial district to preside over voir dire, as circumstances warrant.

Subdivision (c)(17)—See *Capoferri v. Children's Hospital of Philadelphia*, 893 A.2d 133 (Pa. Super. 2006) (en banc) (voir dire should have been allowed with respect to the effect of pre-trial publicity on prospective jurors' "attitudes regarding medical malpractice and tort reform"), as an example of the type of information that may be sought from potential jurors to achieve a competent, fair, and impartial jury in a particular case.

Subdivision (d)—The parties or their attorneys may conduct voir dire of the prospective jurors unless the court itself conducts voir dire or otherwise directs that voir dire be conducted by a court employee. Any dispute shall be resolved by the court.

A written questionnaire may be used to facilitate and expedite voir dire by providing the trial judge and attorneys with basic background information about the jurors, thereby eliminating the need for many commonly asked questions.

Historical Commentary

The following commentary is historical in nature and represents statements of the Committee at the time of rulemaking:

Explanatory Comment—1997

New Rule 220.1 governing voir dire, the examination of prospective jurors, furthers the goal of establishing a uniform civil practice throughout the Commonwealth with respect to the information which the parties may obtain concerning prospective jurors.

The rule specifies the information which the parties should be able to obtain through voir dire but does not

require a particular manner of *voir dire*. Subdivision (a) is devoted to listing the information to which the parties are entitled.

The rule does not dictate the mechanics of *voir dire*, but leaves the method of *voir dire* to the local courts of common pleas. Subdivision (b) does give some guidance, however. *Voir dire* may include the use of a written questionnaire, but no form of questionnaire is mandated or suggested. The note observes that a written questionnaire may “facilitate and expedite” *voir dire* by providing basic background information. The rule provides that “the use of a written questionnaire without the opportunity for oral examination is not a sufficient *voir dire*.” The parties are entitled to both hear prospective jurors and observe their demeanor.

The rule recognizes that service upon a jury may be a new and disquieting experience to citizens called as prospective jurors. Information may be sought which a prospective juror feels uncomfortable revealing in open court. Thus, subdivision (c) provides that the “court may permit all or part of the examination of a juror out of the presence of other jurors.”

Explanatory Comment—2008

Rule 220.1 governing *voir dire* has been amended with the addition of a note to subdivision (a)(16). Subdivision (a) lists the information to which parties are entitled to obtain during *voir dire*, concluding with a catch-all provision in subparagraph (16). The note cites *Capoferri v. Children’s Hospital of Philadelphia*, 893 A.2d 133 (Pa. Super. 2006) (en banc), as an example of the type of information that may be sought from potential jurors pursuant to subparagraph (16) to achieve a competent, fair and impartial jury in a particular case.

Explanatory Comment—2015

The Supreme Court of Pennsylvania has adopted new Rules 220.1 and 220.2 and the amendment of current Rules 220.1 and 223.1. The changes are intended to provide guidance to the bench and bar regarding the use of electronic devices by jurors in civil cases.

The new rules and amendments provide for jurors to be instructed that the use of electronic devices is restricted during their tenure as a prospective juror, *i.e.* a member of the jury pool, and as a selected juror. The new provisions require the trial court to instruct jurors that they may not conduct independent research on the Internet about the case, communicate about the case electronically, *e.g.* “tweet” or “blog,” or use such devices during juror service. A trial court is required to instruct jurors at the earliest opportunity of interaction between the juror and the trial court, and then repeat those instructions as often as practicable. The new rules and amendments provide for sanctions against any person who violates the provisions of these rules. It should also be noted that a note to new Rule 220.1 cross-references Section 1.180 of the Pennsylvania Suggested Civil Jury Instructions, Pa. SSJI (Civ), § 1.180. These instructions specifically address the use of electronic devices by jurors.

While the proposal focuses on the use of electronic devices by jurors, it remains silent as to their use in the courtroom by the public and media. Rule of Judicial Administration 1910 outlines the responsibility of a trial court regarding the broadcasting, televising, or taking of photographs in the courtroom in civil proceedings.

SUPREME COURT OF PENNSYLVANIA CIVIL PROCEDURAL RULES COMMITTEE

ADOPTION REPORT

Amendment of Pa.R.Civ.P. 220.3

On January 7, 2025, the Supreme Court of Pennsylvania amended Pennsylvania Rule of Civil Procedure 220.3 to require the *voir dire* of jurors to be conducted in the presence of a judge unless waived by the parties with the consent of the court and to require the recording of *voir dire* unless waived by all parties. The Civil Procedural Rules Committee has prepared this Adoption Report describing the rulemaking process. An Adoption Report should not be confused with Comments to the rules. See Pa.R.J.A. 103, cmt. The statements contained herein are those of the Committee, not the Court.

In *Trigg v. Children’s Hospital of Pittsburgh of UPMC*, 229 A.3d 260 (Pa. 2020), the Supreme Court examined *voir dire* procedures set forth in Allegheny County Local Rule 220.1. Pursuant to this local rule, Allegheny County did not require the trial judge to preside over jury selection. Rather, potential jurors met with a court clerk assigned by the Calendar Control Judge and the parties’ attorneys. The potential jurors were asked standard questions by the clerk; the attorneys were then permitted to ask five additional questions. Follow-up questions were permitted to clarify a juror’s answer. When challenging a juror for cause, the attorneys and the juror returned to the Calendar Control Judge, who read a transcript of the *voir dire* of the juror and then ruled on the challenge for cause.¹

The trial court in *Trigg* denied the plaintiffs’ request to strike prospective jurors for cause. Instead, the plaintiffs were required to use peremptory challenges. On appeal to the Superior Court, the plaintiffs argued that the trial court erred by failing to observe the demeanor and tenor of prospective jurors during the initial questioning by the court clerk.

In its opinion, the Superior Court acknowledged that deference is given to the trial court in jury selection unless there is a palpable error. See *McHugh v. Proctor & Gamble*, 776 A.2d 266 (Pa. Super. 2001). The court concluded that this standard could not be extended to trial judges who fail to observe *voir dire* in person. It emphasized the importance for the trial judge to view the demeanor of prospective jurors. Without doing so, the trial judge does not acquire “the wisdom or insight that he could have from noting a jurors’ [sic] furtive glance, a tremor of voice, a delayed reply, a change in posture, or myriads of other body language.” *Trigg v. Children’s Hospital of Pittsburgh of UPMC*, 187 A.3d 1013, 1017 (Pa. Super. 2018). The court stated that “re-questioning prospective jurors could never reproduce the authentic reactions that they displayed when the questions were originally asked,” and concluded that “[a] judge personally witnessing the original *voir dire* is essential, because it justifies our—and a losing party’s—faith in the trial court’s rulings on challenges for cause.” *Id.* at 1017-18.

On appeal to the Supreme Court, the majority vacated and remanded the Superior Court judgment on the basis that the issue had been waived for appellate review because no objection to the trial judge not being present during *voir dire* was placed on the record. Notwithstanding finding waiver, the majority urged the adoption of a Rule of Civil Procedure similar to Pa.R.Crim.P. 631 requiring the judge to preside at *voir dire*.

¹ Allegheny County has subsequently amended Local Rule 212.2 governing pre-trial statements to permit, *inter alia*, a party to request that a judge preside over *voir dire*.

Both Justice Donohue and Justice Wecht wrote concurring opinions. They each wrote separately to assert the importance of the trial judge presiding over *voir dire* as fundamental to ensuring a fair and impartial jury. Notably, both pointed out the disparity in *voir dire* requirements in the procedural rules. Pa.R.Crim.P. 631 sets forth the mechanics for *voir dire* in criminal jury trials and requires, *inter alia*, *voir dire* to be conducted in the presence of a judge unless the parties and the judge agree to waive that requirement. In contrast, there is a lack of similar specific requirements in the Rules of Civil Procedure; such requirements have been left to the individual courts of common pleas. Both Justices concluded by asserting that this disparity should be referred to the Committee for examination.

Consistent with the Supreme Court's urging, the Committee undertook review of current practices of *voir dire* in civil cases and the provisions of Pa.R.Crim.P. 631 requiring the judge to preside over *voir dire*. It was reported to the Committee that the practice in counties with a high volume of cases is for the trial judge to perform other duties while jurors are being selected. For example, a judge may be concluding a trial while a jury is being selected for the next trial. Or, a judge may be presiding over a non-jury arbitration appeal while the jurors are selected for the next trial on that judge's docket. The Committee acknowledged that these practices enhance the efficiency and efficacy of judicial resources to timely try cases. Moreover, the Committee was cognizant that changing these practices may impact judicial operations and create logistical burdens to overcome.

Two aspects of Pa.R.Crim.P. 631 were incorporated into the proposed amendment of Pa.R.Civ.P. 220.3. The first aspect was new subdivision (a). This subdivision would require a judge to preside over *voir dire* unless the judge's presence is waived by the parties and with the consent of the court. This provision was intended to comply with the Supreme Court's directive in *Trigg*. It should be noted that the waiver permitted in subdivision (a) is a waiver only of the judge's physical presence during *voir dire*. It is not a waiver of a party's opportunity to create a record or to have the judge make decisions based upon that record. To afford some flexibility to address logistical concerns, this new subdivision is intended to permit another judge, or a senior judge, in the judicial district to preside over *voir dire*, as circumstances warrant. Commentary has been added to advise of these nuances to the amended rule.

The second aspect was new subdivision (f). This subdivision would require *voir dire* to be recorded in full, including all rulings by the trial judge. The recording would only be transcribed upon the written request of a party or by order of court. Adding this provision was intended to make Pa.R.Civ.P. 220.3 more consistent with the procedures in Pa.R.Crim.P. 631.

The Committee published the proposal for comment, *see* 53 Pa.B. 5882 (September 23, 2023). Post-publication, the Committee considered a concern raised regarding logistical and funding concerns to court operations with the requirement to record *voir dire*. However, no changes were made to the proposal because these concerns could not be addressed through procedural rulemaking.

A second concern was raised that the language in subdivision (a) allowing waiver of the judge's presence during *voir dire* if all parties agree and the court consents to that waiver would allow a judge to exert influence on the parties to agree to a waiver. No changes were made to the proposal because the Committee concluded that the

option to waive the judge's presence offered the parties the ability to expedite trying cases and outweighed any potential influence by a judge to waive the judge's presence.

A third concern raised was that the proposed subdivision (f) should allow the parties to waive the recording of *voir dire*. The requirement for a verbatim recording of *voir dire* was intended to aid the parties and the trial judge in preserving any issues that may be raised on appeal. Nonetheless, it was recognized that the rule should provide flexibility for the parties to waive the recording. Accordingly, subdivision (f) was modified to require the recording of *voir dire* unless waived by all parties.

The rule and its commentary were also restyled.

The amendment becomes effective April 1, 2025.

[Pa.B. Doc. No. 25-69. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 246—MINOR COURT CIVIL RULES

PART I. GENERAL

[246 PA. CODE CH. 500]

Proposed Amendment of Pa.R.Civ.P.M.D.J. 514.1

The Minor Court Rules Committee is considering proposing to the Supreme Court of Pennsylvania the amendment of Pa.R.Civ.P.M.D.J. 514.1, pertaining to the use of a domestic violence affidavit in residential landlord tenant appeals, for the reasons set forth in the accompanying Publication Report. Pursuant to Pa.R.J.A. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any report accompanying this proposal was prepared by the Committee to include the rationale for the proposed rulemaking. It will neither constitute a part of the rules nor be officially adopted by the Supreme Court.

Additions to the text are bolded and underlined; deletions to the text are bolded and bracketed.

The Committee invites all interested persons to submit comments, suggestions, or objections in writing to:

Pamela S. Walker, Counsel
Minor Court Rules Committee
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
PO Box 62635
Harrisburg, PA 17106-2635
FAX: 717-231-9546
minorrules@pacourts.us

All communications in reference to the proposal should be received by March 21, 2025. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

By the Minor Court Rules Committee

HON. ALEXANDRA KOKURA KRAVITZ,
Chair

Annex A

TITLE 246. MINOR COURT CIVIL RULES

PART I. GENERAL

CHAPTER 500. ACTIONS FOR THE RECOVERY OF POSSESSION OF REAL PROPERTY

Rule 514.1. Domestic Violence Affidavit.

[A.] (a) [A] **Time to File.** Within 30 days after the entry of judgment for possession by the magisterial district judge, the tenant in a residential lease action who is a victim of domestic violence may file a domestic violence affidavit with the magisterial district court [in order] to stay the execution of an order for possession, **subject to the limits of subdivision (c).**

[B.] (b) **Form of Affidavit.** The domestic violence affidavit shall be on a form prescribed by the State Court Administrator and shall require the tenant to affirm that he or she is a victim of domestic violence.

[C.] (c) **Length of Stay.** The filing of the domestic violence affidavit with the magisterial district court shall stay the execution of an order for possession **for up to 30 days after entry of the judgment by the magisterial district judge.** The stay will terminate as of the **earliest of:**

(1) the filing of an appeal with the prothonotary pursuant to [Rule 1002,] **Pa.R.Civ.P.M.D.J. 1002B(2);**

(2) 30 days after the date of entry of the judgment **by the magisterial district judge** [,]; or

(3) by order of the court of common pleas [, **which-ever is earlier**] .

[D.] (d) **Docket.** The magisterial district court shall enter the domestic violence affidavit on the docket of the residential lease action.

[E.] (e) **Service on Landlord.** The magisterial district court shall serve a copy of the domestic violence affidavit on the landlord by mailing it to the landlord at the address as listed on the complaint form filed in the magisterial district court or as otherwise appearing in the records of that office, or the attorney of record, if any, of the landlord.

[F.] (f) **Appeal.** The tenant shall attach a copy of the domestic violence affidavit to an appeal filing made pursuant to [Rule 1002] **Pa.R.Civ.P.M.D.J. 1002B(2)(a).**

[G.] (g) **Confidentiality.** The domestic violence affidavit is not a public record and it shall not be [**publically**] **publicly** accessible.

[Official Note] Comment:

The appeal period for a **tenant who is a** victim of domestic violence in a case arising out of a residential lease is 30 days. See [Rule 1002B(2)] **Pa.R.Civ.P.M.D.J. 1002B(2)(a);** see also [68 P.S. § 250.513] **68 P.S. 250.513(b).** A tenant who is a victim of domestic violence may file a domestic violence affidavit with the magisterial district court to prevent the execution of an order for possession prior to filing an appeal. The filing of the affidavit will prohibit the execution of an order for possession until after the 30th day following the date of entry of judgment, giving the tenant time to make the necessary appeal filing with the prothonotary pursu-

ant to [Rule 1002] **Pa.R.Civ.P.M.D.J. 1002B(2)(a).** If the tenant does not file a domestic violence affidavit with the magisterial district court within 21 days following the date of entry of judgment, the tenant is at risk of eviction. **The domestic violence affidavit may only be filed during the period between the entry of the judgment in the magisterial district court and the filing of an appeal with the prothonotary, but no later than 30 days after the date of judgment.**

The domestic violence affidavit set forth in [subdivision B] **subdivision (b)** shall contain the name of the tenant who is a victim of domestic violence, the name of the perpetrator, the perpetrator's relationship to the tenant who is a victim of domestic violence, and the docket number for any protection from abuse case involving the tenant who is a victim of domestic violence and the perpetrator. The affidavit shall contain the tenant's verification that the statements made in the affidavit are true and correct to the best of the tenant's knowledge, information, and belief, and that any false statements are made subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

No posting of money or bond is required to obtain a stay with the filing of a domestic violence affidavit. However, upon the filing of an appeal pursuant to [Rule 1002] **Pa.R.Civ.P.M.D.J. 1002B(2)(a),** the stay is lifted, and the *supersedeas* requirements of [Rule 1008] **Pa.R.Civ.P.M.D.J. 1008** shall apply.

If the landlord wishes to challenge the affidavit of domestic violence, the landlord shall only do so by filing an appropriate motion in the court of common pleas. No action challenging the domestic violence affidavit on any grounds shall be filed in the magisterial district court.

This rule establishes that the domestic violence affidavit is not a public record and shall not be [**publically**] **publicly** accessible. See *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*, Section 9.0F.

SUPREME COURT OF PENNSYLVANIA
Minor Court Rules Committee

PUBLICATION REPORT

Proposed Amendment of Pa.R.Civ.P.M.D.J. 514.1

The Minor Court Rules Committee ("Committee") is considering proposing to the Supreme Court of Pennsylvania the amendment of Pa.R.Civ.P.M.D.J. 514.1, pertaining to a domestic violence affidavit used to assert a 30-day appeal period from a residential landlord-tenant judgment by a victim of domestic violence.

By way of background, in 2020, the Court adopted rules concerning the 30-day appeal period in residential lease actions for tenants who are victims of domestic violence. See 50 Pa.B. 4502 (September 5, 2020). The Committee proposed the changes to incorporate 68 P.S. § 250.513(b) into the rules. Section 250.513 provides for a 30-day appeal period in a residential landlord-tenant proceeding for a victim of domestic violence, in contrast to the standard 10-day appeal period in other residential landlord-tenant cases. A victim of domestic violence is statutorily defined as "a person who has obtained a protection from abuse order against another individual or

can provide other suitable evidence as the court shall direct.” See 68 P.S. § 250.513(e).¹

A magisterial district judge recently advised the Committee that a tenant who had appealed an adverse judgment in a landlord-tenant proceeding attempted to file a domestic violence affidavit after the termination of a *supersedeas* at the court of common pleas and well after 30 days past the entry of the magisterial district court judgment. In this case, the tenant sought to use the domestic violence affidavit to stay eviction in a manner for which it was not intended.

Upon examining Pa.R.Civ.P.M.D.J. 514.1, the Committee believes it would benefit from amendments to specify limits on the time for filing a domestic violence affidavit. While subdivision (c) of the rule identifies the point at which a stay granted following the filing of a domestic violence affidavit terminates, the Committee agreed subdivision (a) should be amended to state the time for filing the affidavit.

The Committee proposes amendments to Pa.R.Civ.P.M.D.J. 514.1 to clarify the time for filing a domestic violence affidavit. Proposed subdivision (a) provides that the domestic violence affidavit may be filed within 30 days after the date of entry of the judgment by the magisterial district judge. Proposed subdivision (a) was further revised to clarify that a stay issued pursuant to the rule is subject to the limits of subdivisions (c). A new provision was added to the commentary to explain that the domestic violence affidavit may only be filed between the entry of the judgment in the magisterial district court and the filing of an appeal with the prothonotary, but no later than 30 days after the date of judgment. It is the Committee’s intention that these amendments will clarify that the protections of the domestic violence affidavit are only available during the 30 days following entry of the judgment for possession and not at subsequent points following an appeal.

Proposed subdivision (c) clarifies that the stay of execution of the order for possession following the filing of a domestic violence affidavit may be in effect for up to 30 days after entry of the judgment. Subdivision (c) would be further amended by adding subdivision designations to the three events that terminate the stay.

The Committee welcomes all comments, concerns, and suggestions regarding this proposal.

[Pa.B. Doc. No. 25-70. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 255—LOCAL COURT RULES

FRANKLIN AND FULTON COUNTIES

Adoption of 39th Jud. Dis. Rules Jud. Adm. 1910.1, 1910.2, and 1910.3; Administrative Order re: 2025-18

Order

And Now, this 3rd day of January, 2025, pursuant to Pennsylvania Rule of Judicial Administration 103(c), the 39th Judicial District hereby adopts 39th Jud. Dis. Rules

¹ The definition of victim of domestic violence in Pa.R.Civ.P.M.D.J. 501(3) and Pa.R.Civ.P.M.D.J. 1001(10) differs from § 250.513(e) by omitting the phrase “as the court shall direct.” Courts do not “direct” the parties on the evidence needed to substantiate their claims.

Jud. Adm. 1910.1, 1910.2, and 1910.3, effective thirty (30) days after the publication of same in the *Pennsylvania Bulletin*.

Accordingly, Mr. Mark Singer, District Court Administrator for the 39th Judicial District, is ordered and directed to do the following:

1. Email one (1) copy of this Order and the following rules to the Administrative Office of Pennsylvania Courts (AOPC) at adminrules@pacourts.us.

2. Mail one (1) paper copy of this Order and the following rules to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin* to the following address: Pa. Code and Bulletin, Legislative Reference Bureau, 647 Main Capitol Building, Harrisburg PA 17120.

3. Email one (1) copy of this Order and the following rules in Microsoft Word format only to the Legislative Bureau at bulletin@palrb.us for publication in The *Pennsylvania Bulletin*.

4. File one (1) copy of this Order and the following rules with both the Clerk of Courts and Prothonotary in Franklin County and Fulton County, and mail one (1) copy to the Franklin County Law Library and the Fulton County Law Library for public inspection and copying.

5. Publish a copy of this Order and the following rules on the Franklin County Court website and the Fulton County Court website.

6. Incorporate and publish the following rules into the 39th Judicial District’s set of local rules on the Franklin County Court website and the Fulton County website not later than Monday, February 17, 2025.

By the Court

SHAWN D. MEYERS,
President Judge

39th Jud.Dis.R.Jud.Adm. 1910.1. Scope of Rules and Policy.

These local Rules of Judicial Administration governing audio and/or visual recordings, photography, and broadcasting shall be read and construed with Pennsylvania Rule of Judicial Administration 1910 and Pennsylvania Rule of Criminal Procedure 112 both pertaining to this subject matter. The 39th Judicial District seeks to avoid the intimidation of certain individuals (victims, juveniles/minors, witnesses, jurors, and staff), and to promote the safe access to justice. The 39th Judicial District also seeks to preserve and protect confidential information and decorum within our courts while avoiding the obstruction of court functions in Franklin County and Fulton County.

39th Jud.Dis.R.Jud.Adm. 1910.2. Prohibition of Video and Audio Recordings.

(a) The taking of photographs, including video pictures and recording, the use of any audio and/or video broadcasting or recording equipment, and the use or operation of any device capable of capturing or transmitting sound or images, in any courtroom, hearing room, or its environs during the progress of or in connection with any action, whether or not court is actually in session, is prohibited.

(b) “*Environs*” Defined: “Environs” of a courtroom or hearing room shall include the entire floor on which is located any courtroom, hearing room, jury room, grand jury room, Sheriff’s office or station, Prothonotary or Clerk of Courts office, Adult Probation and Parole, Juvenile Probation and Parole, and Domestic Relations, or any

lockup or prisoner holding area. “Environ” also includes the corridor or lobby on the main floor or street floor, any elevator area, and any area constituting an interior entrance area to the building of any courtroom, hearing room, or grand jury room.

(c) *Recording Devices and Cellular Telephones, Areas Where Prohibited:* Cameras, cellular telephones, portable electronic data devices, and any other device capable of capturing or transmitting images or sound are prohibited inside of the following areas in addition to the Franklin County and Fulton County Courthouses (hereafter “Courthouses”): the hearing annex building (31 North 2nd Street, Chambersburg, Pennsylvania), the lobby and offices of the Franklin County Adult and Juvenile Probation and Parole Departments, Domestic Relations Department (157 Lincoln Way East, Chambersburg, Pennsylvania), the lobby and offices of the Fulton County Probation Department (318 N. 1st Street, McConnellsburg, Pennsylvania), Fulton County Domestic Relations Department (116 W. Market Street, McConnellsburg, Pennsylvania), and inside any Magisterial District Court office.

(d) *Exceptions.*

(1) *Employees:* The prohibitions in subdivision (c) shall not apply to those individuals employed by the Court or County, a Magisterial District Court, Adult Probation and Parole, or Domestic Relations. These Employees must clearly display an identification badge issued by the County of Franklin or the County of Fulton, provided, however, such Employees’ devices shall be in “silent” or “vibrate only” mode when the Employee enters a courtroom, hearing room, or grand jury room.

(2) *Attorneys:* The prohibitions enumerated in subdivision (c) above shall not apply to an attorney at law who enters the Courthouses or a Magisterial District Court on business related to the representation of a client, provided, however, that the attorney’s device shall be in “silent” mode when the attorney enters a courtroom, hearing room, or grand jury room, and shall be turned off or forfeited to the Sheriff at the discretion of any presiding judge.

(3) *Emergency Responders:* The prohibitions enumerated in subdivision (c) above shall not apply to emergency medical or other personnel responding to an emergency.

(4) *Jurors:* The prohibitions in subdivision (c) above shall not apply to jurors summoned by Court Administration during their period of service as a juror. The use of these devices shall be directed by the presiding judge.

(5) *Evidence:* The prohibitions in subdivision (c) above shall not apply to the use of such devices for the purpose of presenting evidence in any court proceeding, with specific, prior approval of the presiding judge.

(6) *Law Enforcement:* The prohibitions enumerated in subdivision (c) shall not apply to a member of law enforcement who provides proper identification and is on business related to a case before the Court. However, such devices of Law Enforcement shall have the power switched “off” when the member of law enforcement enters a courtroom, hearing room, or grand jury room.

(e) *Special Proceedings:* At the discretion of the presiding judge, the photographing, making of a video or audio recording, televising, and/or broadcasting of any special proceeding such as investiture, naturalization, or other ceremonial proceedings, in a courtroom or its environs may be permitted under such conditions as the presiding judge may direct.

(f) *Stenographic Recordings:* Except as permitted by law or rule of court, the recording by any means of any court proceeding by anyone other than the official court stenographer or courtroom technician in a court proceeding, for any purpose, is prohibited.

(g) *Special Permission:* Notwithstanding subdivision (e), the President Judge may, upon application or upon the discretion of the President Judge, make exception to the prohibitions contained in this Rule under such circumstances and subject to such conditions as the President Judge may prescribe.

(1) The application for special permission shall include the reason for the request, the type of electronic medium and/or device intended to be used, the locations at which the electronic medium and/or device is to be used, and the date(s) and time(s) for which the exception is being sought.

(2) If the exception is being sought in connection with a particular judicial proceeding, the caption and case number of the proceeding shall be included in the application.

(3) All applications for special permission shall be submitted to Court Administration at 14 N. Main Street, Chambersburg, PA 17201.

39th Jud.Dis.R.Jud.Adm. 1910.3. Enforcement.

(a) 39th Jud.Dis.R.Jud.Adm. 1910.2 may be enforced by the members of the Sheriff’s Department, the presiding judge, any hearing officer, any court appointed personnel, or any court supervised personnel.

(b) Failure to abide by these Rules may be considered an act of contempt of court, and may result in such penalties, including removal from the Courthouses and/or court proceeding, as the presiding judge or hearing officer may decide.

(c) The individual(s) found in violation of these Rules may also be subject to 18 Pa.C.S.A. § 5103.1 (Unlawful use of an audio or video device in court).

[Pa.B. Doc. No. 25-71. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 255—LOCAL COURT RULES

MONROE COUNTY

Local Rule of Civil Procedure 205.4 Mandatory Civil e-File; 5 CV 2024

Order

And Now, this 25th day of November, 2024, it is *Ordered* that Monroe County Rule of Civil Procedure 205.4 (Monroe Co.R.Civ.Pro. 205.4) is as follows and the amendments thereto are adopted, effective April 1, 2025, and no less than thirty (30) days after publication in the *Pennsylvania Bulletin*.

It Is Further Ordered that the District Court Administrator shall:

1. File one (1) electronic copy of this Rule with the Administrative Office of Pennsylvania Courts via email to civilrules@pacourts.us for review and approval by the Civil Rules Committee.

2. Upon receipt of permission to publish from the Civil Rules Committee, file one (1) paper copy of this Order and Rule with the Legislative Reference Bureau and one

(1) electronic copy in Microsoft Word format only via email to bulletin@palrb.us for publication in the *Pennsylvania Bulletin*.

3. Arrange to have this Rule published on the Monroe County Bar Association website at www.monroebar.org.

4. Arrange to have this Rule, as well as all local rules, published on the 43rd Judicial District website at www.monroepacourts.us.

5. Keep this Rule, as well as all local rules of this Court, continuously available for public inspection and copying in the respective Monroe County filing office.

a. Upon request and payment of reasonable cost of reproduction and mailing, the respective filing office shall furnish to any person a copy of any local rule.

By the Court

MARGHERITA PATTI-WORTHINGTON,
President Judge

Rule 205.4. Electronic Filing and Service of Legal Papers.

(a)(1) Electronic Filing Required.

(i) The mandatory electronic filing of legal papers with the Monroe County Prothonotary for the Court of Common Pleas, 43rd Judicial District, is authorized in accordance with Pa.R.Civ.Pro. Nos. 205.4 and 239.9, and this rule. The applicable general rules of court and court policies that implement the rules shall continue to apply to all filings regardless of the method of filing.

(ii) Case Types.

1. Electronic filing applies to any legal papers filed in any of the following types of actions:

- a. Tort
- b. Mass Tort
- c. Professional Liability
- d. Contract
- e. Real Property
- f. Custody
- g. Divorce
- h. Civil Appeal
- i. Miscellaneous

2. Electronic filing also applies to the following types of non-reportable initial filings:

- a. Agreement
- b. Judgment
- c. Lien
- d. Municipal Lien
- e. Writ

(b)(1) Form of Documents Electronically Filed.

(i) *Format.* Legal papers shall be presented for filing in portable document format ("PDF"). A paper electronically filed in a format other than a PDF shall be converted to PDF and maintained by the Prothonotary in that format. In the event any legal paper or exhibit is presented in hard copy for filing, the Prothonotary shall convert such legal paper to, and maintain such legal paper as, a PDF and shall return the hard copy to the filing party for retention in accordance with Pa.R.C.P. No. 205.4(b)(4).

(c)(1) Reserved.

(2) Designated Website and Registration.

(i) The designated website for electronic filing is the Monroe County, Pennsylvania C-Track E-Filing Portal, which can be found by clicking on the "e-File" link on the Court's website (<http://www.monroepacourts.us/>).

(ii) All electronic filers, including counsel and self-represented litigants, must register with the C-Track E-Filing Portal by clicking on the "Register as an E-Filer" link at the bottom of the C-Track E-Filing Portal website in order to access the C-Track E-Filing Portal.

(iii) Use of the C-Track E-Filing Portal shall be in accordance with the C-Track E-Filing Portal user manual (which can be found by clicking on the "e-File" link on the Court's website), this local rule, and all instructions contained on the C-Track E-Filing Portal website.

(iv) Registered users shall be individuals, and not law firms, agencies, corporations, or other groups.

(d)(1) Credit and Debit Cards Approved for E-Filing.

(i) The C-Track E-Filing Portal works in conjunction with PayPal for payment of all filing fees. All credit and/or debit cards or payment options accepted by PayPal shall be accepted by the Monroe County Prothonotary's Office for payment of any filing fee. The Prothonotary will not accept alternate payment in advance of filing.

(e) Reserved.

(f)(1) Filing Status Messages.

(i) Upon receipt of an electronic filing, the Prothonotary's Office shall provide the filing party with an e-mail notification, or automated notification from the C-Track E-Filing Portal, which includes the date and time the document was received by the C-Track E-Filing Portal.

(ii) After review of the electronic filing, the Prothonotary's Office shall provide the filing party with a second e-mail notification, or automated notification from the C-Track E-Filing Portal, that the document has been accepted for filing ("filed") or refused and not accepted for filing and the reason.

(2) *Official Record.* When an electronic document is accepted by the Prothonotary's Office, the electronic document is considered part of the official record. The Prothonotary's Office is not required to maintain hard copies of any electronically filed document.

(3) *Security for Confidential Documents.* When an electronic filer files a document that should be marked "confidential" or otherwise secured, the filer shall indicate such required security at the time of their filing submission through the prompts on the C-Track E-Filing Portal.

(4) *Fees.* All electronic filing fees and costs shall be submitted and collected according to subsection (d)(1) of this Rule.

(5) Other Procedures Necessary to the Operation of a System of Electronic Filing.

(i) *Acceptance and Service.* If a legal paper is accepted, it shall be deemed to have been filed as of the date and time it was received by the C-Track E-Filing Portal; provided, however, that if a legal paper is submitted without the requisite fee, the legal paper shall be deemed to have been accepted for filing as of the date payment was received. The Prothonotary is authorized to refuse for filing a legal paper submitted without the requisite payment. If the pleading or legal paper other than original process is accepted for filing, it will be electroni-

cally served as authorized by Pa.R.Civ.Pro. 205.4(g)(1)(ii) and service shall be effectuated as provided in Pa.R.Civ.Pro. 205.4(g)(2)(ii).

(ii) *Termination Notice.* In addition to the procedures set forth in Pa.R.Civ.Pro. 230.2, in cases where a party is a registered user of the C-Track E-Filing Portal on a case listed for proposed termination, notice of proposed termination may also be electronic.

(iii) *Paper Not Required.* An electronic filer is not required to file any paper copies unless specifically required by the Court.

(iv) *Documents and Attachments.* Attachments, including exhibits, that are a required part of any filing, shall be filed electronically at the same time as the legal paper.

1. An attachment or exhibit that exceeds the technical standards for the C-Track E-Filing Portal or is unable to be electronically filed must be filed as ordered by the court. The proponent of the exhibit shall promptly file a motion for leave to file the exhibit with the Court. A Notice of Exhibit Attachment shall be filed on the C-Track E-Filing Portal referencing such an exhibit with specificity and stating the reason why the exhibit was not filed electronically.

(v) *Public Access Policy.*

1. Counsel and self-represented parties must adhere to the Public Access Policy of the Unified Judicial System of Pennsylvania and refrain from including confidential information in legal papers filed with the Prothonotary whether filed electronically or in a paper format. Counsel and unrepresented parties must include confidential information relevant to the case on the approved AOPC Confidential Information Form. The Confidential Information Form shall be served on and made available to the parties to the case, the Court and appropriate Court staff, as provided in the Public Access Policy. The PUBLIC ACCESS POLICY and Confidential Information Form can be found at the Administrative Office of Pennsylvania Courts website (www.pacourts.us) as well as the Monroe County Court website (www.monroepacourts.us).

2. *Confidential Filings.* Confidential filings may be submitted for electronic filing in a manner that maintains confidentiality under applicable law. Confidential data may be collected on the C-Track E-Filing Portal and may be viewed by authorized personnel while being protected from public view.

3. *Sealed Filings.* The Court may, on its own motion or for good cause shown, order a filing be made under seal. Filings requested to be made under seal shall be submitted in a paper format to the Prothonotary's Office rather than through the C-Track E-Filing Portal.

(g) *Service by Electronic Transmission.*

(i) The C-Track E-Filing Portal will automatically distribute a copy of any legal paper filed in a case to each registered C-Track user who has entered his or her appearance in that case and has been selected by the electronic filer to receive electronic service. Such automatic distribution by the C-Track E-Filing Portal of electronically filed legal papers other than original process constitutes service in accordance with the Pennsylvania Rules of Civil Procedure. The electronic filer must serve the electronically filed legal papers upon any opposing parties or attorneys who are not registered users of the C-Track E-Filing Portal in accordance with the Pennsylvania Rules of Civil Procedure.

(ii) Service through the C-Track E-Filing Portal upon transmission on a Saturday, a Sunday, a holiday recog-

nized by Monroe County, or after 5:00 PM EST/EDT, shall be considered complete when a legal paper is sent to the recipient's electronic mail address, in accordance with Pa.R.C.P. § 205.4(g)(2).

(iii) Establishment as a registered user of the C-Track E-Filing Portal constitutes consent to participate in electronic filing, including acceptance of service electronically of any document, other than original process, filed on the C-Track E-Filing Portal in any type of civil proceeding that permits electronic filing.

(h) *Civil Cover Sheets Not Required.* Civil and Family Court Cover Sheets are not required in the C-Track E-Filing Portal. All required data will be collected through the C-Track E-Filing Portal for transmission to the Administrative Office of Pennsylvania Courts as required by Pa.R.Civ.Pro. 205.5.

[Pa.B. Doc. No. 25-72. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 255—LOCAL COURT RULES

MONROE COUNTY

Local Rules of Criminal Procedure 135, 460, and 547 Adoption of MDJ ERMS; 5 CV 2024

Order

And Now, this 26th day of November, 2024, it is *Ordered* that Monroe County Rules of Criminal Procedure 135, 460, and 547 (Monroe Co.R.Crim.Pro. 135, 460, and 547) are as follows and are adopted, effective April 1, 2025, and no less than thirty (30) days after publication in the *Pennsylvania Bulletin*.

It Is Further Ordered that the District Court Administrator shall:

1. File one (1) electronic copy of these Rules with the Administrative Office of Pennsylvania Courts via email to criminalrules@pacourts.us for review and approval by the Criminal Procedural Rules Committee.

2. Upon receipt of permission to publish from the Criminal Procedural Rules Committee, file one (1) paper copy of this Order and Rules with the Legislative Reference Bureau and one (1) electronic copy in Microsoft Word format only via email to bulletin@palrb.us for publication in the *Pennsylvania Bulletin*.

3. Arrange to have these Rules published on the Monroe County Bar Association website at www.monroebar.org.

4. Arrange to have these Rules, as well as all local rules, published on the 43rd Judicial District website at www.monroepacourts.us.

5. Keep these Rules, as well as all local rules of this Court, continuously available for public inspection and copying in the respective Monroe County filing office.

a. Upon request and payment of reasonable cost of reproduction and mailing, the respective filing office shall furnish to any person a copy of any local rule.

By the Court

MARGHERITA PATTI-WORTHINGTON,
President Judge

**COURT OF COMMON PLEAS, 43rd JUDICIAL
DISTRICT—CRIMINAL DIVISION
MONROE COUNTY**

**Rule 135. Transcript of Proceedings Before Issuing
Authority.**

...

(c) *Electronic Transmission.*

(1) The transcript of proceedings and any associated documents shall be electronically scanned and transmitted to the clerk of courts in digital format in lieu of transmitting the physical paper transcript and associated documents.

(2) The electronically scanned transcript and associated documents shall constitute the original documents for purposes of these rules.

(3) The issuing authority shall retain the physical paper copy and associated documents as may be required by rule of court or records retention policies.

Rule 460. Notice of Appeal; Transmittal of Transcript and Associated Documents.

...

(e) *Electronic Transmission.*

(1) The transcript and any associated documents shall be electronically scanned and transmitted to the clerk of courts in digital format in lieu of transmitting the physical paper transcript and associated documents.

(2) The electronically scanned transcript and associated documents shall constitute the original documents for purposes of these rules.

(3) The issuing authority shall retain the physical paper copy and associated documents as may be required by rule of court or records retention policies.

Rule 547. Transmittal of Transcript and Associated Documents.

...

(d) *Electronic Transmission.*

a. The transcript of proceedings before the issuing authority and any associated documents shall be electronically scanned and transmitted to the clerk of courts in digital format in lieu of transmitting the physical paper transcript and associated documents.

b. The electronically scanned transcript and associated documents shall constitute the original documents for purposes of these rules.

c. The issuing authority shall retain the physical paper copy and associated documents as may be required by rule of court or records retention policies.

[Pa.B. Doc. No. 25-73. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 255—LOCAL COURT RULES

MONTGOMERY COUNTY

**Clerk of Courts, Lori Schreiber, Office of the Clerk
of Courts Request to Increase Fees Pursuant to
16 P.S. § 4801.1; No. AD 2024-28999**

Order

And Now, this 30th day of December, 2024, upon consideration and review of the Petition to Increase Fees, pursuant to 16 P.S. § 4801.1, it is *Ordered And Decreed* that said Petition is Granted. The Court approves the following Clerk of Courts Fee Schedule to be effective January 1, 2025.

By the Court

CAROLYN T. CARLUCCIO,
President Judge

Montgomery County Clerk of Courts 2024-2025 Fee Schedule					
Description/Fee	2022-2024 Fee	Increase	Actual Increase	Automation Fee	Total
Appeal to Superior Court (Clerk of Courts)	\$ 81.00	\$ 4.50	\$ 85.50	\$ 5.00	\$ 90.50
Appeal to Superior Court (Superior Court)	\$ 90.25	N/A	\$ 90.25	N/A	\$ 90.25
Bail bond filing (Applicable to bonding companies only)	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	\$ 31.00
Bail pieces	\$ 24.75	\$ 1.25	\$ 26.00	N/A	\$ 26.00
Certified copies	\$ 11.00	\$ 0.50	\$ 11.50	N/A	\$ 11.50
Check returned due to insufficient funds (NSF)	\$ 39.75	\$ 2.25	\$ 42.00	N/A	\$ 42.00
Clerk of Courts processing during and after trial	\$ 370.00	\$ 20.75	\$ 390.75	N/A	\$ 390.75
Clerk of Courts processing prior to trial	\$ 317.50	\$ 17.75	\$ 335.25	N/A	\$ 335.25
Clerk of Courts - summary	\$ 33.50	\$ 1.75	\$ 35.25	N/A	\$ 35.25
Constable appointment petitions	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	\$ 31.00
Copies (per sheet)	\$ 1.00	-	\$ 1.00	N/A	\$ 1.00
Copies from micro fiche (per sheet)	\$ 2.00	-	\$ 2.00	N/A	\$ 2.00
Criminal record searches (electronic & micro fiche)	\$ 24.75	\$ 1.25	\$ 26.00	N/A	\$ 26.00
Expungements <i>*(1 Packet + \$11.50 Certified Copy + \$2.00 Reg. Copy & \$132.00 Act 5 fee)*</i>	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	*\$ 176.50*
Finger print cards	\$ 16.50	\$ 0.75	\$ 17.25	N/A	\$ 17.25
Nunc Pro Tunc <i>*(\$26.00 filing fee + \$64.25 Summary Appeal Fee)*</i>	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	*\$ 95.25*
Pre-trial motions and miscellaneous filings	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	\$ 31.00
Private detective license (new or renewal application)	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	\$ 31.00
Private detective license (new application - corporation)	\$ 300.00	N/A	\$ 300.00	N/A	\$ 300.00
Private detective license (new application - individual)	\$ 200.00	N/A	\$ 200.00	N/A	\$ 200.00
Private detective license (renewal application - corporation)	\$ 750.00	N/A	\$ 750.00	N/A	\$ 750.00
Private detective license (renewal application - individual)	\$ 500.00	N/A	\$ 500.00	N/A	\$ 500.00
Property bail	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	\$ 31.00
Return of property filings	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	\$ 31.00
Subpoenas	\$ 3.75	\$ 0.25	\$ 4.00	N/A	\$ 4.00
Summary appeals	\$ 60.50	\$ 3.75	\$ 64.25	\$ 5.00	\$ 69.25
Tax Collector Bonds	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	\$ 31.00
Description/Fee (Juvenile)	2022-2024 Fee	Increase	Actual Increase	Automation Fee	Total
Certified copies	\$ 11.00	\$ 0.50	\$ 11.50	N/A	\$ 11.50
Processing - Informal	\$ 145.75	\$ 8.25	\$ 154.00	\$ 5.00	\$ 159.00
Processing - Adjudicated	\$ 129.50	\$ 7.25	\$ 136.75	\$ 5.00	\$ 141.75
Expungements <i>*(1 Packet + \$11.50 Certified Copy & \$2.00 Reg. Copy fee)*</i>	\$ 24.75	\$ 1.25	\$ 26.00	\$ 5.00	*\$44.50*
Dec-24					

<u>Montgomery County Clerk of Courts 2025-2027 Fee Schedule</u> <u>Effective 01/01/2025</u>	
<u>Description/Fee</u>	<u>Total</u>
Appeal to Superior Court (Clerk of Courts)	\$ 90.50
Appeal to Superior Court (Superior Court)	\$ 90.25
Bail bond filing (Applicable to bonding companies only)	\$ 31.00
Bail pieces	\$ 26.00
Certified copies	\$ 11.50
Check returned due to insufficient funds	\$ 42.00
Clerk of Courts processing during and after trial	\$ 390.75
Clerk of Courts processing prior to trial	\$ 335.25
Clerk of Courts - summary	\$ 35.25
Constable appointment petitions	\$ 31.00
Copies (per sheet)	\$ 1.00
Copies from micro fiche (per sheet)	\$ 2.00
Criminal record searches (electronic & micro fiche)	\$ 26.00
Expungements	\$ 176.50
Finger print cards	\$ 17.25
Nunc-Pro-Tunc	\$ 95.25
Pre-trial motions and miscellaneous filings	\$ 31.00
Private detective license (new or renewal application)	\$ 31.00
Private detective license (new application - corporation)	\$ 300.00
Private detective license (new application - individual)	\$ 200.00
Private detective license (renewal application - corporation)	\$ 750.00
Private detective license (renewal application - individual)	\$ 500.00
Property bail	\$ 31.00
Return of property filings	\$ 31.00
Subpoenas	\$ 4.00
Summary appeals	\$ 69.25
Tax Collector Bonds	\$ 31.00
Certified Copies - Juvenile	\$ 11.50
Processing - Informal - Juvenile	\$ 159.00
Processing - Adjudicated - Juvenile	\$ 141.75
Expungements - Juvenile	\$ 44.00
<i>*Expungements - add \$13.50 for each additional agency to be served</i>	

[Pa.B. Doc. No. 25-74. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 255—LOCAL COURT RULES**WESTMORELAND COUNTY****Form Petition to Withdraw a PFA or PSVI Action;
No. 3 of 2025****Administrative Order of Court**

And Now, to wit, this 2nd day of January 2025, *It Is Hereby Ordered* that, effective 30 days after publication in the *Pennsylvania Bulletin*, Westmoreland County Rule of

Civil Procedure W1901.8 is hereby adopted in the form set forth in Exhibit "A," following hereto.

By the Court

CHRISTOPHER A. FELICIANI,
President Judge

Rule W1901.8. Withdrawal of PFA or PSVI.

The following form may be used to seek permission to discontinue a Protection from Abuse or Protection from Sexual Violence or Intimidation Petition after entry of a temporary order:

IN THE COURT OF COMMON PLEAS OF WESTMORELAND COUNTY, PA CIVIL DIVISION—PROTECTION FROM
ABUSE/PROTECTION FROM SEXUAL VIOLENCE AND INTIMIDATION

)	
)	
Plaintiff,)	
)	
vs.)	No. _____ of _____
)	
)	
)	
Defendant.)	

**PETITION TO DISCONTINUE
OF PROTECTION FROM ABUSE OR PROTECTION FROM SEXUAL VIOLENCE AND INTIMIDATION
ACTION**

I, _____, Plaintiff in the above-captioned action, voluntarily request that my Protection from Abuse or Protection from Sexual Violence and Intimidation action and Protection Order filed at the above-captioned number be vacated.

I realize that by discontinuing my petition for a protection order, the Defendant is not prohibited from having any form of direct or indirect contact with me. This discontinuance does not prohibit me from petitioning for protection from abuse based on future incidents of abuse, as defined by the Protection from Abuse Act or Protection from Sexual Violence and Intimidation Act.

I further understand that by discontinuing my petition, I am not presently protected by any Order of Court. I will receive a copy of the vacated Order.

I am discontinuing this Protection from Abuse action or Protection from Sexual Violence and Intimidation of my own free will.

I verify that the statements made in this petition to discontinue a Protection from Abuse action or Protection from Sexual Violence and Intimidation are true and correct. I understand that false statements herein are subject to the penalties of Title 18, § 4904, of the Pennsylvania Consolidated Statutes relating to unsworn falsification to authorities.

Date

Plaintiff

[Pa.B. Doc. No. 25-75. Filed for public inspection January 17, 2025, 9:00 a.m.]

RULES AND REGULATIONS

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

STATE BOARD OF COSMETOLOGY

[49 PA. CODE CH. 7]

Practice of Massage Therapy in Cosmetology or Esthetician Salons

The State Board of Cosmetology (board) adds § 7.150 (relating to practice of massage therapy in cosmetology or esthetician salons) to read as set forth in Annex A.

Effective Date

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

Statutory Authority

The act of September 24, 2014 (P.L. 2476, No. 136) amended the act of May 3, 1933 (P.L. 242, No. 86), referred to as the Cosmetology Law (act) (63 P.S. §§ 507—527), by adding section 9.3 to the act (63 P.S. § 515.3), allowing for the practice of massage therapy within the licensed square footage of a cosmetology or esthetician salon. Section 9.3(d) of the act requires the board and the State Board of Massage Therapy to jointly promulgate final regulations to carry out the provisions of section 9.3.

Background and Purpose

Section 9.3(a) of the act permits an individual licensed under the Massage Therapy Law (63 P.S. §§ 627.1—627.50) to practice massage therapy within the approved premises of a licensed cosmetology salon or a licensed esthetician salon if: (1) the massage therapy licensee is the owner of or employed by the salon and is not an independent contractor; (2) the massage therapist practices in accordance with the act and the Massage Therapy Law; and (3) the salon owner provides an appropriate level of privacy for clients. Section 9.3(a)(3)(i) and (ii) of the act further provides that no physical barrier is required when the massage therapist is performing services that a cosmetologist or esthetician could perform; however, should the services exceed those within the scope of cosmetology or esthetics, a separate room with permanent walls and doors must be utilized. Section 9.3(a)(3)(iii) of the act further provides that an esthetician may provide services in the separate room that is designated for massage therapy services, so long as the cosmetologist or esthetician and massage therapist are not providing services concurrently.

Under section 9.3(b) of the act, a licensee is subject to inspection by the board and the State Board of Massage Therapy. A licensee who violates the act or the Massage Therapy Law shall be subject to discipline by the licensee's applicable licensing board. Section 9.3 of the act immediately permitted the practice of massage therapy within the licensed square footage of a cosmetology or esthetician salon. The purpose of the board's joint regulations with the State Board of Massage Therapy is to clarify standards for the practice of massage therapy in cosmetology or esthetician salons, but it was not immediately clear what provisions required clarification. The board and the State Board of Massage Therapy worked together in determining and drafting the joint regulations and received input from the regulated communities. The

board and the State Board of Massage Therapy agreed to promulgate regulations to address appropriate levels of privacy while practicing massage therapy and minimum size requirements for the separate massage therapy room.

This final-form rulemaking sets forth the requirements for practicing massage therapy in a cosmetology or esthetician salon. The State Board of Massage Therapy is similarly updating its regulations to clarify the standards for the practice of massage therapy in salons and to ensure consistency between the standards of the board and the State Board of Massage Therapy.

Summary of Comments and the Board's Response

Notice of the proposed rulemaking was published at 53 Pa.B. 7894 (December 16, 2023). Publication was followed by a 30-day public comment period during which the board received two public comments. The Independent Regulatory Review Commission (IRRC) submitted its comment letter on February 15, 2024. The Consumer Protection and Professional Licensure Committee of the Senate (SCP/PLC) and the Professional Licensure Committee of the House of Representatives (HPLC) did not submit comments. The following represents the board's response to comments received.

A licensed massage therapist with 42 years of experience commented that the proposed rulemaking is found to be "reasonable" and further opined that it "cover[ed] all the required bases except for one," which is that the commentator found the requirement that massage therapy rooms be a minimum of 120 square feet in size to be "onerous and not really a true requirement for the safe and effective application of massage therapy." Instead of requiring that massage therapy rooms be a minimum of 120 square feet in size, the commentator suggested that the rulemaking "provide for the safe and effective application of massage therapy allowing for freedom of movement around the perimeter of a standard size massage table." Furthermore, the commentator suggested that the rulemaking should state that 120 square feet is a guideline; not a requirement.

A second commentator, an individual licensed in both massage therapy and cosmetology, commented that while the commentator understands that a massage therapist must have ample room to safely maneuver around a standard-sized massage therapy table, the commentator believes "a 10 x 10 room or a 10 x 11 room still provides enough room as the table can be turned at an angle to access all around." Furthermore, the commentator suggested that affected individuals "should also be allowed to go before the cosmetology or massage therapy board and ask for an exemption, on a [case-by-case] basis." Furthermore, the commentator opined that should the boards require that massage therapy rooms be a minimum of 120 square feet in size, some salon owners would likely fire or dismiss their staff massage therapist, rather than renovate the salon to increase the size of their massage therapy room.

IRRC, in its February 15, 2024, comments, cited the second commentator and reiterated that should the boards require that massage therapy rooms be a minimum of 120 square feet in size, massage therapists currently employed by salons with rooms that do not meet the standard and that choose not to expand to meet the requirement may be negatively impacted. IRRC asked that the board and the State Board of Massage Therapy "reevaluate. . .the reasonableness of the appropriate mini-

minimum square-footage requirement in the final regulation, as well as ways to minimize fiscal impacts from implementation of the final regulation.”

After review of all comments received, the board and the State Board of Massage Therapy reduced the minimum massage therapy room size in cosmetology and esthetician salons to 90 square feet. When the board and the State Board of Massage Therapy first began working on this rulemaking, representatives from Massage Envy, a franchise network believed to be the largest provider of therapeutic massages and skin care in the United States, suggested that 90 square feet is adequate, and further informed the boards that the minimum size of the treatment rooms at Massage Envy is 90 square feet. At that time, the board and the State Board of Massage Therapy were not convinced that 90 square feet would be sufficient.

At regularly scheduled meetings in February 2024 and April 2024, the board and the State Board of Massage Therapy debated the reasonableness of reducing the minimum massage therapy room size from 120 square feet to 90 square feet. While 120 square feet is a generally accepted industry standard based on the size of a standard massage table (73 inches x 30 inches) and which allows room for a massage therapist to safely maneuver around it (approximately 3 feet to 4 feet on each side of the table), based on both the comments recently received, as well as the information previously received from Massage Envy, the board and the State Board of Massage Therapy agreed that reducing the minimum massage therapy room size from 120 square feet to 90 square feet should satisfy the commentors while still protecting the public by requiring a massage therapist has sufficient room to safely maneuver around a standard-sized massage table.

The board and the State Board of Massage Therapy feel that it is necessary to define the minimum room size for the practice of massage therapy because existing regulations in § 7.76(a) (relating to floor space) require an “additional area of at least 60 square feet...for each additional licensee in the salon,” which could be misinterpreted as applying to massage therapists. A 60-square-foot room does not provide a massage therapist sufficient room to safely maneuver around a standard-sized massage table and keep the necessary supplies at hand. Additionally, massage therapy clients are often asked to position their arms at a 90-degree angle to the body, and the massage therapist must safely maneuver around the client’s outstretched arms. Moreover, clients are typically expected to use the massage therapy room to disrobe and transition to the massage therapy table. Accordingly, massage therapy rooms frequently include a chair, as well as clothing storage such as clothing hooks or a shelving unit. The board and the State Board of Massage Therapy found that it would be a safety risk to expect a massage therapist to safely perform massage therapy multiple times a day in any room smaller than 90 square feet.

In its February 15, 2024, comment letter to the board, IRRC asked if the board considered, “providing salons with an opportunity to obtain an exemption on a case-by-case basis” and whether the board considered including a delayed implementation to provide a time frame for salons that require renovations to comply. The board and the State Board of Massage Therapy jointly decided that, due to the reduction in the space requirements provided

for by this final-form rulemaking, no exemption/variance requests will be considered, and no delayed implementation will be necessary. The only licensees that may have a need to request an exemption, variance or delayed implementation would be licensees seeking to allow the practice of massage therapy in rooms smaller than 90 square feet. As noted, it would pose a safety risk to expect a massage therapist to safely perform massage therapy multiple times a day in a room smaller than 90 square feet. No commentor requested that the minimum room size be less than 90 square feet. Accordingly, no further concessions are necessary or appropriate.

Additionally, IRRC commented that § 7.150(a)(2) and (b) are nearly duplicative, in that both state that a massage therapist providing massage therapy services in a cosmetology or esthetician salon must practice in accordance with the laws and regulations of both the board and the State Board of Massage Therapy. IRRC suggested the board “combine and clarify the requirements for the regulated community.” In response, the board retains subsection (a)(2), and the duplicative content of subsection (b) is deleted and the remaining subsections are renumbered. In addition, it became apparent that a parallel provision that was proposed in subsection (d) (now subsection (c)) needed to be amended to be consistent with subsection (a)(2).

Fiscal Impact and Paperwork Requirements

With the amendments made to this final-form rulemaking, there will not be a negative fiscal impact on licensees or the board. Section 9.3 of the act was added September 24, 2014, and permitted the practice of massage therapy within the licensed square footage of a cosmetology or esthetician salon as of November 24, 2014. The board does not track how many massage therapists work in salons. However, it is unlikely that a significant number of massage therapists practice in rooms smaller than 90 square feet because the practice of massage therapy in a room smaller than 90 square feet would be impractical, difficult and potentially dangerous. However, the small number of massage therapists who may be currently working in rooms smaller than 90 square feet will have to find a way to comply with this final-form rulemaking. For the reasons explained in this preamble, it is in the public interest to require that massage therapy be performed in a room large enough to safely accommodate all that is required.

While section 9.3(b) of the act indicates that massage therapists practicing in salons are subject to inspection by the board and the State Board of Massage Therapy, the board currently conducts inspections of salons, while the State Board of Massage Therapy does not. The board determines that its current inspection procedures are adequate and there is no need to raise its fees to include inspections of the rooms used by massage therapists practicing in cosmetology or esthetician salons.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on November 27, 2023, the board submitted a copy of the notice of proposed rulemaking, published at 53 Pa.B. 7894 and a copy of a Regulatory Analysis Form to IRRC and to the chairperson of the SCP/PLC and the chairperson of the HPLC. A copy of this material is available to the public upon request.

Under section 5(c) of the Regulatory Review Act, the board shall submit to IRRC, the SCP/PLC and the HPLC

copies of comments received as well as other documents when requested. In preparing the final-form regulation, the board has considered all comments from IRRC and the public. No comments were received from the SCP/PLC or the HPLC.

Under section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)), on November 4, 2024, the board delivered this final-form rulemaking to IRRC, the SCP/PLC and the HPLC. Under section 5.1(j.2) of the Regulatory Review Act, the final-form rulemaking was deemed approved by the SCP/PLC and the HPLC on November 30, 2024. Under section 5.1(e) of the Regulatory Review Act, IRRC met on December 5, 2024, and approved this final-form rulemaking.

Additional Information

Additional information may be obtained by writing to Valerie Eaton, Board Administrator, State Board of Cosmetology, P.O. Box 2649, Harrisburg, PA 17105-2649, St-COSMETOLOGY@pa.gov.

Findings

The board finds that:

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

(2) A public comment period was provided as required by law, and all comments received were considered in drafting this final-form rulemaking.

(3) The amendments to this final-form rulemaking do not enlarge the original purpose of the proposed rulemaking published at 53 Pa.B. 7894.

(4) This final-form rulemaking is necessary and appropriate for the administration of the act.

Order

The board, therefore, orders that:

(a) The regulations of the board, 49 Pa. Code Chapter 7, are amended by adding § 7.150 as set forth in Annex A.

(b) The board shall submit the final-form rulemaking to the Office of Attorney General and the Office of General Counsel for approval as required by law.

(c) The board shall submit the final-form rulemaking to IRRC, the SCP/PLC and the HPLC as required by law.

(d) The board shall certify the final-form rulemaking and deposit it with the Legislative Reference Bureau as required by law.

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

TAMMY O'NEIL,
Chairperson

(Editor's Note: See 54 Pa.B. 8361 (December 21, 2024) for IRRC's approval order.)

Fiscal Note: Fiscal Note 16A-4518 remains valid for the final adoption of the subject regulation.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 7. STATE BOARD OF COSMETOLOGY

PRACTICE OF MASSAGE THERAPY IN COSMETOLOGY OR ESTHETICIAN SALONS

§ 7.150. Practice of massage therapy in cosmetology or esthetician salons.

(a) A massage therapist licensed under the Massage Therapy Law (63 P.S. §§ 627.1—627.50) is permitted to practice massage therapy within the approved premises of a licensed cosmetology salon or a licensed esthetician salon if all of the following conditions are met:

(1) The massage therapy licensee is the owner of or employed by the salon and is not an independent contractor.

(2) The massage therapist practices in accordance with this section, Chapter 20 (relating to State Board of Massage Therapy), the act and the Massage Therapy Law. The following apply:

(i) The salon owner may only employ a massage therapist who is currently licensed by the State Board of Massage Therapy. The salon owner is responsible to ensure each massage therapist employed by the salon complies with this section, Chapter 20, the act and the Massage Therapy Law.

(ii) A massage therapist who is the owner of the salon shall comply with all of the regulations applicable to salon owners set forth in §§ 7.50—7.66 (relating to licensure and management of salons).

(3) The salon owner provides an appropriate level of privacy for clients in accordance with all of the following:

(i) *Massage therapy services within the scope of practice of the Cosmetology Law.* When a massage therapist is practicing in a separate massage therapy room of the salon or in the areas of the salon used for cosmetology or esthetics, the massage therapist is practicing in the licensed square footage of the salon. Physical barriers separating the areas used for massage therapy services from the areas used for cosmetology or esthetics are not required when a massage therapist provides massage therapy services that are within the scope of practice of cosmetology as defined in § 7.1 (relating to definitions) as follows:

(A) Massage therapy services of the scalp, face, arms or hands, or the upper part of the body.

(B) Massage therapy services of the feet or the lower legs of an individual up to the individual's knee.

(ii) *Massage therapy services beyond the scope of practice of the Cosmetology Law.* When a massage therapist is practicing in a separate massage therapy room of the salon, the massage therapist is practicing in the licensed square footage of the salon. A salon owner shall provide separate massage therapy rooms with permanent walls and doors to ensure privacy for clients receiving massage therapy services from a massage therapist when the massage therapy services are beyond the scope of practice of cosmetology or esthetics as provided in § 7.1. The following apply:

(A) The size of the separate massage therapy room must be a minimum of 90 square feet.

(B) The massage therapist may store linens or other supplies in the separate room provided or in the salon in a space designated by the salon owner.

(C) Esthetician services may be provided to a client in the same room where the client receives massage therapy, provided these services are not performed concurrently.

(b) A massage therapist providing massage therapy services within the approved premises of a salon is subject to inspection by the State Board of Massage Therapy and the Board.

(c) A massage therapist providing massage therapy services within the approved premises of a salon who violates this section, Chapter 20, the act or the Massage Therapy Law is subject to discipline by the State Board of Massage Therapy.

[Pa.B. Doc. No. 25-76. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

STATE BOARD OF MASSAGE THERAPY

[49 PA. CODE CH. 20]

Practice of Massage Therapy in Cosmetology or Esthetician Salons

The State Board of Massage Therapy (board) adds §§ 20.61 and 20.62 (relating to definitions; and practice of massage therapy in cosmetology or esthetician salons) to read as set forth in Annex A.

Effective Date

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

Statutory Authority

The act of September 24, 2014 (P.L. 2476, No. 136) amended the act of May 3, 1933 (P.L. 242, No. 86), referred to as the Cosmetology Law (63 P.S. §§ 507—527), by adding section 9.3 (63 P.S. § 515.3) allowing for the practice of massage therapy within the licensed square footage of a cosmetology or esthetician salon. Section 9.3(d) of the Cosmetology Law requires the board and the State Board of Cosmetology to jointly promulgate final regulations to carry out the provisions of section 9.3.

Background and Purpose

Section 9.3(a) of the Cosmetology Law permits an individual licensed under the Massage Therapy Law (act) (63 P.S. §§ 627.1—627.50) to practice massage therapy within the approved premises of a licensed cosmetology salon or a licensed esthetician salon if: (1) the massage therapy licensee is the owner of or employed by the salon and is not an independent contractor; (2) the massage therapist practices in accordance with the Cosmetology Law and the act; and (3) the salon owner provides an appropriate level of privacy for clients. Section 9.3(a)(3)(i) and (ii) of the Cosmetology Law provides that no physical barrier is required when the massage therapist is performing services that a cosmetologist or esthetician could perform; however, should the services exceed those within the scope of cosmetology or esthetics, a separate room

with permanent walls and doors must be utilized. Section 9.3(a)(3)(iii) of the Cosmetology Law further provides that an esthetician may provide services in the separate room that is designated for massage therapy services, so long as the cosmetologist or esthetician and massage therapist are not providing services concurrently.

Under section 9.3(b) of the Cosmetology Law, a licensee is subject to inspection by the board and the State Board of Cosmetology. A licensee who violates the Cosmetology Law or the act is subject to discipline by the licensee's applicable licensing board. Section 9.3 of the Cosmetology Law was effective on November 24, 2014, and immediately permitted the practice of massage therapy within the licensed square footage of a cosmetology or esthetician salon. The purpose of the board's joint regulations with the State Board of Cosmetology is to clarify standards for the practice of massage therapy in cosmetology or esthetician salons. The board and the State Board of Cosmetology worked together in determining and drafting the joint regulations and received input from regulated communities. The board and the State Board of Cosmetology agreed to promulgate regulations to address appropriate levels of privacy while practicing massage therapy as well as minimum size requirements for the separate massage therapy room.

Prior to the enactment of section 9.3 of the Cosmetology Law, a patron wishing to receive services from a massage therapist and an esthetician would have to move from one room to another room for each of the requested services. This process was found to be aversive to the relaxing environment salons were attempting to provide for their clients. With the enactment of section 9.3(a)(3)(iii) of the Cosmetology Law, a patron can receive massage therapy and esthetic services all within one room, provided they are not performed concurrently. This final-form rulemaking sets forth the requirements for practicing massage therapy in a cosmetology or esthetician salon. The State Board of Cosmetology is similarly updating its regulations to clarify the standards for massage therapy in its salons and to ensure consistency between the standards of both boards.

Summary of Comments and the Board's Response

Notice of the proposed rulemaking was published at 53 Pa.B. 7908 (December 16, 2023). Publication was followed by a 30-day public comment period during which the board received two public comments. The Independent Regulatory Review Commission (IRRC) submitted its comment letter on February 15, 2024. The Consumer Protection and Professional Licensure Committee of the Senate (SCP/PLC) and the Professional Licensure Committee of the House of Representatives (HPLC) did not submit comments. The following represents the board's response to comments received.

A licensed massage therapist with 42 years of experience commented that the proposed rulemaking is found to be "reasonable" and further opined that it "cover[ed] all the required bases except for one," which is that the commentator found the requirement that massage therapy rooms be a minimum of 120 square feet in size to be "onerous and not really a true requirement for the safe and effective application of massage therapy." Instead of requiring that massage therapy rooms be a minimum of 120 square feet in size, the commentator suggested that the rulemaking "provide for the safe and effective application of massage therapy allowing for freedom of movement around the perimeter of a standard size massage table."

Furthermore, the commentor suggested that the rule-making should state that 120 square feet is a guideline; not a requirement.

A second commentor, an individual licensed in both massage therapy and cosmetology, commented that while the commentor understands that a massage therapist must have ample room to safely maneuver around a standard-sized massage therapy table, the commentor believes “a 10 x 10 room or a 10 x 11 room still provides enough room [because] the table can be turned at an angle to access all around.” Furthermore, the commentor suggested that affected individuals “should also be allowed to go before the cosmetology or massage therapy board and ask for an exemption, on a [case-by-case] basis.” Furthermore, the commentor opined that should the board require that massage therapy rooms be a minimum of 120 square feet in size, some salon owners would likely fire or dismiss their staff massage therapist, rather than renovate the salon to increase the size of their massage therapy room.

IRRC, in its February 15, 2024, comment, cited the second commentor and reiterated that should the boards require that massage therapy rooms be a minimum of 120 square feet in size, “massage therapists currently employed by salons with rooms that do not meet the standard and that choose not to expand to meet the requirement may be negatively impacted.” IRRC asked that the boards “reevaluate...the reasonableness of the appropriate minimum square-footage requirement in the final regulation, as well as ways to minimize fiscal impacts from implementation of the final regulation.”

After review of all comments received, the board and the State Board of Cosmetology reduced the minimum massage therapy room size in cosmetology and esthetician salons to 90 square feet. When the boards first began working on this rulemaking, representatives from Massage Envy, a franchise network believed to be the largest provider of therapeutic massages and skin care in the United States, suggested that 90 square feet is adequate, and further informed the boards that the minimum size of the treatment rooms at Massage Envy is 90 square feet. At that time, the board and the State Board of Cosmetology were not convinced that 90 square feet would be sufficient.

At regularly scheduled meetings in February 2024 and April 2024, the board and the State Board of Cosmetology debated the reasonableness of reducing the minimum massage therapy room size from 120 square feet to 90 square feet. While 120 square feet is a generally accepted industry standard based on the size of a standard massage table (73 inches x 30 inches) and which allows room for a massage therapist to safely maneuver around it (approximately 3 feet to 4 feet on each side of the table), based on both the comments recently received, as well as the information previously received from Massage Envy, the board and the State Board of Cosmetology agree that reducing the minimum massage therapy room size from 120 square feet to 90 square feet should satisfy the commentors while still protecting the public by requiring sufficient room to safely maneuver around a standard-sized massage table.

The board and the State Board of Cosmetology believe this minimum room size requirement is necessary because the State Board of Cosmetology’s existing regulations at § 7.76(a) (relating to floor space) require an “additional area of at least 60 square feet...for each additional licensee in the salon,” which could be misinterpreted as applying to massage therapists. A 60-square-

foot room does not provide a massage therapist sufficient room to safely maneuver around a standard-sized massage table and keep the necessary supplies at hand. Additionally, massage therapy clients are often asked to position their arms at a 90-degree angle to the body, and the massage therapist must safely maneuver around the client’s outstretched arms. Moreover, clients are typically expected to use the massage therapy room to disrobe and transition to the massage therapy table. Accordingly, massage therapy rooms frequently include a chair, as well as clothing storage such as clothing hooks or a shelving unit. It would be a safety risk to expect a massage therapist to safely perform massage therapy multiple times a day in any room smaller than 90 square feet.

In its February 15, 2024, comment letter to the State Board of Cosmetology, IRRC asked if the boards considered “providing salons with an opportunity to obtain an exemption on a case-by-case basis” and whether the boards considered including a delayed implementation to provide a time frame for salons that require renovations to comply. The board and the State Board of Cosmetology decided that due to the reduction in the space requirements provided for by the final-form regulations, no exemption/variance requests will be considered and no delayed implementation will be necessary. The only licensees that may have a need to request an exemption, variance or delayed implementation would be licensees seeking to allow the practice of massage therapy in rooms smaller than 90 square feet. As noted, it would pose a safety risk to expect a massage therapist to safely perform massage therapy multiple times a day in any room smaller than 90 square feet. No commentor requested that the minimum room size be less than 90 square feet. Accordingly, no further concessions are necessary or appropriate.

Fiscal Impact and Paperwork Requirements

With the amendments made to this final-form rulemaking, there will be no unnecessary negative fiscal impact on licensees or the board. Section 9.3 of the Cosmetology Law permits the practice of massage therapy within the licensed square footage of a cosmetology or esthetician salon as of November 24, 2014. The board does not track how many massage therapists work in salons. However, it is unlikely that any significant number of massage therapists have been practicing in rooms smaller than 90 square feet because the practice of massage therapy in a room smaller than 90 square feet would be impractical, difficult and potentially dangerous. However, the small number of massage therapists who may be currently working in rooms smaller than 90 square feet will need to find a way to comply with this final-form rulemaking. For the reasons explained in this preamble, it is in the public interest to require that massage therapy be performed in a room large enough to safely accommodate all that is required.

While section 9.3(b) of the Cosmetology Law indicates that massage therapists practicing in salons are subject to inspection by the board and the State Board of Cosmetology, the board does not currently conduct inspections, while the State Board of Cosmetology, which licenses salons, does so. Accordingly, the State Board of Cosmetology’s fees are structured to allow for inspections, and the board’s fees are not. The board and the State Board of Cosmetology have decided that the current inspection procedure is adequate. Therefore, neither board will need to raise its fees to conduct inspections of the rooms used by massage therapists practicing in cosmetology or esthetician salons.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on November 27, 2023, the board submitted a copy of the notice of proposed rulemaking, published at 53 Pa.B. 7908 and a copy of a Regulatory Analysis Form to IRRC and to the chairperson of the SCP/PLC and the chairperson of the HPLC. A copy of this material is available to the public upon request.

Under section 5(c) of the Regulatory Review Act, the board shall submit to IRRC, the SCP/PLC and the HPLC copies of comments received as well as other documents when requested. In preparing the final-form regulation, the board has considered all comments from IRRC, the SCP/PLC, the HPLC and the public.

Under section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)), on November 4, 2024, the board delivered this final-form rulemaking to IRRC, the SCP/PLC and the HPLC. Under section 5.1(j.2) of the Regulatory Review Act, the final-form rulemaking was deemed approved by the SCP/PLC and the HPLC on November 30, 2024. Under section 5.1(e) of the Regulatory Review Act, IRRC met on December 5, 2024, and approved this final-form rulemaking.

Additional Information

Additional information may be obtained by writing to Paul Keller, Board Administrator, State Board of Massage Therapy, P.O. Box 2649, Harrisburg, PA 17105-2649, RA-MASSAGETHERAPY@PA.GOV.

Findings

The board finds that:

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

(2) A public comment period was provided as required by law, and all comments received were considered in drafting this final-form rulemaking.

(3) The amendments to this final-form rulemaking do not enlarge the original purpose of the proposed rulemaking published at 53 Pa.B. 7908.

(4) This final-form rulemaking is necessary and appropriate for the administration of the Cosmetology Law and the act.

Order

The board, therefore, orders that:

(a) The regulations of the board, 49 Pa. Code Chapter 20, are amended by adding §§ 20.61 and 20.62, as set forth in Annex A.

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

(c) The board shall submit this final-form rulemaking to IRRC, the SCP/PLC and the HPLC as required by law.

(d) 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 shall take effect upon publication in the *Pennsylvania Bulletin*.

NANCY M. PORAMBO, L.M.T.,
Chairperson

(Editor's Note: See 54 Pa.B. 8361 (December 21, 2024) for IRRC's approval order.)

Fiscal Note: Fiscal Note 16A-726 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 20. STATE BOARD OF MASSAGE THERAPY

PRACTICE OF MASSAGE THERAPY IN COSMETOLOGY OR ESTHETICIAN SALONS

Sec.	
20.61.	Definitions.
20.62.	Practice of massage therapy in cosmetology or esthetician salons.

PRACTICE OF MASSAGE THERAPY IN COSMETOLOGY OR ESTHETICIAN SALONS

§ 20.61. Definitions.

The following words and terms, when used in this section and § 20.62 (relating to practice of massage therapy in cosmetology or esthetician salons), have the following meanings, unless the context clearly indicates otherwise:

Cosmetology Law—The act of May 3, 1933 (P.L. 242, No. 86) (63 P.S. §§ 507—527).

Salon—A cosmetology salon or esthetician salon licensed by the State Board of Cosmetology in accordance with the Cosmetology Law.

§ 20.62. Practice of massage therapy in cosmetology or esthetician salons.

(a) A massage therapist licensed under the act is permitted to practice massage therapy within the approved premises of a salon if all of the following conditions are met:

(1) The massage therapist is the owner of or employed by the salon and is not an independent contractor.

(2) The salon owner provides an appropriate level of privacy for clients in accordance with all of the following:

(i) *Massage therapy services within the scope of practice of the Cosmetology Law.* When a massage therapist is practicing in a separate massage therapy room of the salon or in the areas of the salon used for cosmetology or esthetics, the massage therapist is practicing in the licensed square footage of the salon. Physical barriers separating the areas used for massage therapy services from the areas used for cosmetology or esthetics are not required when a massage therapist provides massage therapy services that are within the scope of practice of cosmetology as defined in § 7.1 (relating to definitions) as follows:

(A) Massage therapy services of the scalp, face, arms or hands, or the upper part of the body.

(B) Massage therapy services of the feet or the lower legs of an individual up to the individual's knee.

(ii) *Massage therapy services beyond the scope of practice of the Cosmetology Law.* When a massage therapist is practicing in a separate massage therapy room of the salon, the massage therapist is practicing in the licensed square footage of the salon. A salon owner shall provide separate massage therapy rooms with permanent walls and doors to ensure privacy for clients receiving massage therapy services from a massage therapist when the massage therapy services are beyond the scope of practice of cosmetology or esthetics as provided in § 7.1. The following apply:

(A) The size of the separate massage therapy room must be a minimum of 90 square feet.

(B) The massage therapist may store linens or other supplies in the separate room provided or in the salon in a space designated by the salon owner.

(C) Esthetician services may be provided to a client in the same room where the client receives massage therapy, provided these services are not performed concurrently.

(b) A massage therapist providing massage therapy services within the approved premises of a salon shall practice in accordance with this chapter, the act and the Cosmetology Law.

(c) A massage therapist providing massage therapy services within the approved premises of a salon is subject to inspection by the State Board of Cosmetology and the board.

(d) A massage therapist providing massage therapy services within the approved premises of a salon who violates this section, the act or the Cosmetology Law is subject to discipline by the board.

[Pa.B. Doc. No. 25-77. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS

STATE BOARD OF OSTEOPATHIC MEDICINE

[49 PA. CODE CH. 25]

Licensure Requirements

The State Board of Osteopathic Medicine (board) amends Chapter 25 (relating to State Board of Osteopathic Medicine) by amending §§ 25.1, 25.231, 25.241, 25.242, 25.244, 25.251, 25.262—25.264 and 25.303, deleting § 25.254, and adding §§ 25.248 and 25.249 (relating to licensure by endorsement under 63 Pa.C.S. § 3111; and provisional endorsement license under 63 Pa.C.S. § 3111) to read as set forth in Annex A.

Effective Date

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

Statutory Authority

Section 3111 of 63 Pa.C.S. (relating to licensure by endorsement) requires licensing boards and commissions “[to] issue a license, certificate, registration or permit to an applicant to allow practice in this Commonwealth. . .” provided the applicant meets the following criteria: “[h]olds a current license, certificate, registration or permit from another state, territory or country” whose licensing “requirements are substantially equivalent to or exceed the requirements. . . in this Commonwealth;”

“[d]emonstrates competency;” “[h]as not committed any act that constitutes grounds for refusal, suspension or revocation of a license, certificate, registration or permit to practice that profession or occupation in this Commonwealth, unless the . . . board or . . . commission determines” this conduct is not an impediment to granting the “license, certificate, registration or permit;” “[i]s in good standing and has not been disciplined by the jurisdiction that issued the license, certificate, registration or permit, unless the . . . board or . . . commission determines” this conduct is not an impediment to granting the “license, certificate, registration or permit;” and the applicant “[p]ays any fees established by. . . regulation.” Additionally, 63 Pa.C.S. § 3111(b) authorizes boards and commissions to “issue a provisional license, certificate, registration or permit” while an applicant is satisfying remaining requirements for licensure by endorsement, for which the Board must set by regulation the terms of expiration.

Section 16 of the Osteopathic Medical Practice Act (act) (63 P.S. § 271.16) and section 3 of the Acupuncture Licensure Act (ALA) (63 P.S. § 1803) provide the board with broad authority to adopt regulations as are reasonably necessary to carry out the purposes of the act (63 P.S. §§ 271.1—271.18) and the ALA (63 P.S. §§ 1801—1806.1).

The act of July 1, 2020 (P.L. 575, No. 53) added 63 Pa.C.S. § 3111 as part of the consolidation of the act of July 2, 1993 (P.L. 345, No. 48) (Act 48) (repealed) into 63 Pa.C.S. Chapter 31 (relating to powers and duties). The text of 63 Pa.C.S. § 3111 was originally added to Act 48 by the act of July 1, 2019 (P.L. 292, No. 41).

Background and Need for Final-Form Rulemaking

This final-form rulemaking is needed for several purposes. Amendments are necessary as a result of the transition of the American Osteopathic Association (AOA) and the Accreditation Council for Graduate Medical Education (ACGME) into a single accreditation system. The transition was completed effective July 1, 2020. Under the new system, graduates of osteopathic medical schools (D.O.s) and allopathic medical schools (M.D.s) complete their post-graduate training in ACGME-accredited programs. To address the foregoing, this final-form rulemaking deletes the definitions of “approved graduate osteopathic medical training,” “approved internship” and “approved residency” from § 25.1 (relating to definitions) and provides more specificity relating to internships and graduate training programs in §§ 25.262 and 25.263 (relating to approved internships; and approved residencies and other approved graduate training programs), respectively. The board adds a new definition of “graduate medical training” to encompass either an approved internship or an approved residency.

Next, the board amends the licensure requirements for an unrestricted license by examination as set forth in § 25.241 (relating to unrestricted license by examination). This final-form rulemaking reflects the current status of National examination and licensure. First, beginning in 2023, the National Board of Osteopathic Medical Examiners (NBOME) no longer requires a practical examination for passage of the NBOME series of examinations, so it is necessary to remove this requirement as it relates to licensure by examination. Second, this final-form rulemaking updates the training requirement for licensure to include both an approved internship and an approved residency. This amendment is consistent with the series of graduate training years undertaken by osteopathic medical school graduates. Third, the board adds an

allowance for an NBOME successor to be accepted for licensure by examination purposes.

In keeping with the amendments to § 25.241 pertaining to approved internships and residencies, a corresponding amendment is needed for the board's existing licensure-by-endorsement pathway. Specifically, with the elimination of the practical examination by the NBOME in 2023, the board determined that its own regulatory requirement that calls for passage of a practical examination to obtain a license by endorsement, as set forth in § 25.242(4) (relating to unrestricted license by endorsement under section 9 of the act), is inconsistent with the National standards for licensure. Furthermore, the practical examination requirement for a license by endorsement under § 25.241 is only applicable to a minute segment of the applicant population, most of whom have practiced for decades prior to submitting a licensure application to the board. Rather than serve its initial purpose of ensuring competency to engage in the holistic practice of osteopathic medicine, the practical examination requirement has evolved into an unnecessary burden on otherwise experienced and qualified applicants seeking to practice in this Commonwealth. To remove this burden, the board deletes the practical examination requirement from § 25.241.

Next, the board amends § 25.244 (relating to temporary graduate training license). The amendments to the title and body of this section change the license type from a "temporary license" to a "temporary graduate training license" because these licenses are used by graduates of osteopathic medical colleges to practice within the confines of graduate training programs. Generally, graduate training programs consist of more than 1 year of training; therefore, the board also amends this section to specifically allow for renewal of the license upon the payment of the required fee. The board's fee schedule in § 25.231(a) (relating to schedule of fees) is amended to reflect the amended nomenclature, "temporary graduate training license."

This final-form rulemaking is further needed to effectuate 63 Pa.C.S. § 3111, which requires the board to issue a license to an applicant who is licensed in another jurisdiction and meets the requirements for licensure by endorsement as set forth in 63 Pa.C.S. § 3111. Under 63 Pa.C.S. § 3111, the board must determine whether the other jurisdiction's standards for licensure are substantially equivalent to or exceed those established by the board. Additionally, 63 Pa.C.S. § 3111(a)(2) requires the board to determine the methods of demonstrating competency, including completion of continuing education or experience in the profession or occupation for at least 2 of the 5 years immediately preceding the filing of the application. Under 63 Pa.C.S. § 3111(b)(2), the board must establish, by regulation, the expiration of the provisional endorsement license. This final-form rulemaking includes two new sections to set forth the criteria for eligibility for licensure by endorsement under 63 Pa.C.S. § 3111, namely, § 25.248 which sets forth the specific methods required for an applicant to demonstrate competency, and § 25.249 which sets forth the requirements for granting a provisional endorsement license.

The board amends § 25.251 (relating to general requirements), pertaining to unrestricted licensure by examination, to delete references to the practical examination because the practical examination is a required component of the National Board Examination beginning in 2023. The board includes a successor to the NBOME examination, to avoid future need for regulatory clarification

or confusion should the NBOME merge with another organization or become defunct. In keeping with other amendments set forth herein, the board also adds completion of an approved residency as a method for an applicant to satisfy the training prerequisite to unrestricted licensure.

The board deletes § 25.254 (relating to frequency and content of examinations). The frequency of examinations is addressed in section 8(a) and (f) of the act (63 P.S. § 271.8(a) and (f)). The content of the examinations is obsolete given that the National Board Examination will no longer contain a practical examination component. Deletion of § 25.254 is also consistent with the board's removal of the practical examination as a requirement for issuance of a license by endorsement under § 25.242.

The board further amends §§ 25.262 and 25.263. The current regulations require an applicant for licensure as an osteopathic physician to complete an AOA-approved internship. The reasons for revising this requirement are two-fold. First, as a result of the new single accreditation system, the AOA no longer approves post-graduate training programs. Second, with the single accreditation system now in place, graduates of osteopathic medical schools can be matched into an ACGME-accredited program with osteopathic recognition, an ACGME-accredited rotating internship, an ACGME-approved residency or a specialty or subspecialty residency. Without changes to the prerequisite graduate training, the Commonwealth will have difficulty retaining osteopathic medical school graduates of schools located within this Commonwealth. Likewise, it will be difficult to attract students from other states to train within this Commonwealth. Furthermore, the current regulations direct the board to work with the AOA to evaluate and approve internships and other graduate training programs, which is no longer possible given that the AOA is no longer the graduate training approval body.

For these reasons, the board amends § 25.262(a) to list the types of approved internships. The board believes this list reflects the current internship landscape and provides the clarity needed for the graduate and applicant population. Relating to subsection (b), the AOA board of trustees does not approve internship programs occurring after June 30, 2022; thus, an amendment allows for the continuation of board discretion in approving graduate training programs that are not specifically identified in the regulations without dependence on AOA action.

Similarly, the board amends § 25.263 to remove AOA reference and dependence and to provide a list of residencies and other graduate training programs that are approved by the board to satisfy the requirements of licensure. As with the approved internships, the amendments to this section provide a conciseness and clarity relating to the types of approved programs, negating the need for a separate definition.

The board also amends § 25.264 (relating to approval dates) to delete subsection (a), which relates to applications occurring between July 1, 1992, and June 30, 1993, as it is no longer relevant. Subsection (b) is sufficiently specific to encompass the training completed by applicants for licensure.

Finally, to maintain consistency with § 25.248, the board amends § 25.303 (relating to requirements for licensure as an acupuncturist and registration as an acupuncturist supervisor) so that the means by which an acupuncturist applicant can establish English language

proficiency are the same for all applicants, not just those applying for licensure by endorsement under 63 Pa.C.S. § 3111.

Comments to the Proposed Rulemaking

The board published a notice of proposed rulemaking at 54 Pa.B. 2798 (May 18, 2024) for 30 days of public comment. The board received one public comment from the Pennsylvania Osteopathic Medical Association (POMA). POMA supports the regulation, indicating that the regulations contain the rigorous requirements for osteopathic physician licensure but adapt them to the changing and evolving environment. POMA believes this rulemaking will support efforts to recruit and retain osteopathic physicians in this Commonwealth, which will in turn create increased access to care for patients. POMA also supports the licensure by endorsement regulations because they “create a smooth pathway to bring seasoned and practicing osteopathic physicians from other states in the Commonwealth to provide needed access to care.”

The Independent Regulatory Review Commission (IRRC) reviewed the proposed rulemaking and informed the board that it had no objections, comments or recommendations to offer. The board did not receive any comments from the Consumer Protection and Professional Licensure Committee of the Senate (SCP/PLC) or the Professional Licensure Committee of the House of Representatives (HPLC) as part of their review of the proposed rulemaking under the Regulatory Review Act (71 P.S. §§ 745.1—745.14).

Fiscal Impact and Paperwork Requirements

This final-form rulemaking will have no adverse fiscal impact on the Commonwealth or its political subdivisions. The costs to the board related to processing applications for licensure by endorsement under 63 Pa.C.S. § 3111 will be recouped through fees paid by applicants. Applicants who apply for licensure by endorsement will be impacted by the initial application fees set forth in § 25.231. Applicants will have to pay the same initial application fee as all other applicants for a license in each profession: osteopathic physician \$185, physician assistant \$125, acupuncturist \$110, respiratory therapist \$110, athletic trainer \$110, perfusionist \$130, genetic counselor \$130. Applicants must complete child abuse recognition and reporting training, as required by 23 Pa.C.S. § 6383(b)(3)(i) (relating to education and training). Applicants may avail themselves of free in-person and online child abuse recognition and reporting training courses, so the board does not anticipate a negative fiscal impact for this statutorily mandated training. If an acupuncturist applicant is unable to establish English proficiency by demonstrating that their education, training or examination was in English or by establishing that they were required to demonstrate English language proficiency to become licensed in their jurisdiction, they must take the Test of English as a Foreign Language examination or another examination, with a cost to the applicant of approximately \$200.

Sunset Date

The board continuously monitors the cost effectiveness of the board's regulations. Therefore, no sunset date has been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on May 18, 2024, the board submitted a copy of the proposed rulemaking, published at

54 Pa.B. 2798, and a copy of a Regulatory Analysis Form to IRRC and the chairpersons of the SCP/PLC and the HPLC for review and comment. A copy of this material is available to the public upon request.

Under section 5(c) of the Regulatory Review Act, the board provided IRRC, SCP/PLC and HPLC with a copy of the comment received. In preparing the final-form regulation, the board considered the public comment received. The board received no comments from IRRC, the SCP/PLC and the HPLC.

Under section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)), on November 4, 2024, the board delivered this final-form rulemaking to IRRC, the SCP/PLC and the HPLC. Under section 5.1(j.2) of the Regulatory Review Act, the final-form rulemaking was deemed approved by the SCP/PLC and the HPLC on November 30, 2024. Under section 5(g) of the Regulatory Review Act, the final-form rulemaking was deemed approved by IRRC effective November 30, 2024.

Additional Information

Further information may be obtained by contacting the Regulatory Counsel, State Board of Osteopathic Medicine, P.O. Box 69523, Harrisburg, PA 17106-9523, RA-STRegulatoryCounsel@pa.gov. Reference No. 16A-5336 (Licensure by Endorsement and Licensure Requirements), when requesting information.

Findings

The board finds that:

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

(2) A public comment period was provided as required by law.

(3) This final-form rulemaking does not include any amendments that would enlarge the scope of the proposed rulemaking published at 54 Pa.B. 2798.

(4) The final-form rulemaking adopted by this order is necessary and appropriate for the administration of 63 Pa.C.S. § 3111 and the act.

Order

The board, acting under its authorizing statute, orders that:

(a) The regulations of the board, 49 Pa. Code Chapter 25, are amended by amending §§ 25.1, 25.231, 25.241, 25.242, 25.244, 25.251, 25.262—25.264 and 25.303, deleting 25.254, and adding §§ 25.248 and 25.249 to read as set forth in Annex A, with ellipses referring to the existing text of the regulations.

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

(c) The board shall submit this final-form rulemaking to IRRC, the SCP/PLC and the HPLC as required by law.

(d) The board shall certify this final-form rulemaking and deposit them with the Legislative Reference Bureau as required by law.

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

JOHN B. BULGER, DO,
Chairperson

(Editor’s Note: See 54 Pa.B. 8361 (December 21, 2024) for IRRC’s approval order.)

Fiscal Note: Fiscal Note 16A-5336 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 25. STATE BOARD OF OSTEOPATHIC MEDICINE

Subchapter A. GENERAL PROVISIONS

§ 25.1. Definitions.

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

ABMS—The American Board of Medical Specialties.

ACCME—The Accreditation Council on Continuing Medical Education.

ACGME—The Accreditation Council for Graduate Medical Education.

AMA PRA—American Medical Association Physician’s Recognition Award.

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Approved activity—A continuing medical education activity accepted for AOA credit, ACCME credit or AMA PRA credit.

Board—State Board of Osteopathic Medicine.

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

COMLEX—Comprehensive Osteopathic Medical Licensing Examination.

Category 1 activities—Continuing medical education activities approved for AOA Category 1-A credit, AOA Category 1-B credit, ACCME Category 1 credit or AMA PRA Category 1 credit.

Emergency medical services personnel—Individuals who deliver emergency medical services and who are regulated by the Department of Health under the Emergency Medical Services Act (35 P.S. §§ 6921–6938).

FLEX—The uniform written examination of the Federation of State Medical Boards of the United States, Inc.

Graduate medical training—An approved internship in accordance with § 25.262 (relating to approved internships) or an approved residency in accordance with § 25.263 (relating to approved residencies and other approved graduate training programs).

Immediate family member—A parent, a spouse, a child or an adult sibling residing in the same household.

Jurisdiction—A state, territory or country.

NBOME—The National Board of Osteopathic Medical Examiners.

National Board Examination—The NBOME COMLEX, or its successor examination.

PGY—Post-graduate year.

Subchapter F. FEES

§ 25.231. Schedule of fees.

(a) An applicant for a license, certificate, registration or service shall pay the following fees at the time of application:

		<i>Effective August 15, 2020</i>	<i>Effective July 1, 2022</i>	<i>Effective July 1, 2024</i>
(1) <i>Osteopathic Physician</i>				
	Application for unrestricted license to practice as an osteopathic physician—original reciprocal, boundary or by endorsement	\$170	\$185	\$205
	Application for short-term camp license as an osteopathic physician	\$100	\$110	\$120
	Temporary graduate training license or graduate training certificate	\$115	\$125	\$140
	Annual renewal of temporary graduate training license or graduate training certificate	\$25	\$25	\$25

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Subchapter G. LICENSING, EDUCATION AND GRADUATE TRAINING

LICENSURE REQUIREMENTS

§ 25.241. Unrestricted license by examination.

To secure an unrestricted license for the practice of osteopathic medicine and surgery by examination, the applicant shall meet the following educational and professional requirements. The applicant shall have:

(1) Graduated from an approved osteopathic medical college.

(2) Received a passing score on the National Board Examination. The applicant shall pay the required examination fee at the direction of the National Board Examination provider.

(3) {Reserved}.

(4) Successfully completed an approved internship in accordance with § 25.262 (relating to approved internships) or an approved residency in accordance with § 25.263 (relating to approved residencies and other approved graduate training programs).

(5) Complied with the malpractice insurance requirements of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P.S. §§ 1303.101—1303.910) and the regulations thereunder.

(6) Completed an application obtained from the Board detailing education and experience and indicating compliance with the applicable provisions of the act and this chapter, submitted with the required fees.

§ 25.242. Unrestricted license by endorsement under section 9 of the act.

To secure an unrestricted license for the practice of osteopathic medicine and surgery by endorsement, the applicant shall meet the following educational and professional requirements. The applicant shall have:

(1) Provided evidence of a valid license in good standing to practice osteopathic medicine and surgery in another state or territory of the United States or Canada whose standards are substantially equivalent to those established by the Board and who reciprocate with the Commonwealth.

(2) Graduated from an approved osteopathic medical college.

(3) Received a passing score on the National Board Examination, FLEX or a written state or territorial examination developed by the NBOME or otherwise acceptable to the Board.

(4) {Reserved}.

(5) Successfully completed an approved internship in accordance with § 25.262 (relating to approved internships) or an approved residency in accordance with § 25.263 (relating to approved residencies and other approved graduate training programs).

(6) Complied with the malpractice insurance requirements of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P.S. §§ 1303.101—1303.910) and the regulations thereunder.

(6.1) Completed at least 3 hours of mandatory training in child abuse recognition and reporting in accordance with § 25.417(a) (relating to child abuse recognition and reporting—mandatory training requirement).

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§ 25.244. Temporary graduate training license.

(a) A temporary graduate training license is required of an osteopathic medical college graduate for permission to participate in an approved graduate medical training program in this Commonwealth.

(b) Specific requirements for temporary graduate training license are as follows. The applicant shall have:

(1) Graduated from an approved osteopathic medical college.

(1.1) Completed at least 3 hours of mandatory training in child abuse recognition and reporting in accordance with § 25.417(a) (relating to child abuse recognition and reporting—mandatory training requirement).

(2) Submitted an application obtained from the Board, together with the required fee.

(c) The temporary graduate training license permits the graduate to train only within the complex of the hospital and its affiliates where the graduate is engaged in an approved graduate medical training program.

(d) The temporary graduate training license is valid for 1 year, but may be renewed annually by the filing of a renewal form obtained from the Board and payment of the required fee.

§ 25.248. Licensure by endorsement under 63 Pa.C.S. § 3111.

(a) *Requirements for issuance.* To be issued a license by endorsement under 63 Pa.C.S. § 3111 (relating to licensure by endorsement), an applicant shall satisfy all of the following conditions:

(1) Have a current license, certificate, registration or permit in good standing in another jurisdiction whose standards for licensure are substantially equivalent to or exceed those established under the following:

(i) The act or the Acupuncture Licensure Act (ALA) (63 P.S. §§ 1801—1806.1).

(ii) Regulations of the Board at one of the following sections, as applicable:

(A) Section 25.161 (relating to criteria for licensure as a physician assistant).

(B) Section 25.241 (relating to unrestricted license by examination).

(C) Section 25.303 (relating to requirements for licensure as an acupuncturist and registration as an acupuncturist supervisor).

(D) Section 25.507 (relating to criteria for licensure as a respiratory therapist).

(E) Section 25.704 (relating to application for licensure).

(F) Section 25.803 (relating to application for perfusionist license).

(G) Section 25.903 or § 25.904 (relating to application for genetic counselor license; and application for genetic counselor license by noncertified persons).

(2) Submit a copy of the current applicable law, regulation or other rule governing licensure, certification, registration or permit requirements and scope of practice in the jurisdiction that issued the license, certificate, registration or permit. The following apply:

(i) If the applicable law, regulation or other rule is in a language other than English, at the applicant's expense, the applicable law, regulation or other rule shall be translated by a professional translation service and verified to be complete and accurate.

(ii) The copy of the applicable law, regulation or other rule must include the enactment date.

(3) Demonstrate competency in the practice of the profession by establishing, at a minimum, that the applicant has actively engaged in the licensed practice of the profession under a license, certificate, registration or permit in a substantially equivalent jurisdiction or jurisdictions, for at least 2 of the 5 years immediately preceding the filing of the application with the Board.

(4) Have not committed any act that constitutes grounds for refusal, suspension or revocation of a license, certificate, registration or permit to practice prohibited by section 15 of the act (63 P.S. § 271.15).

(5) Have not been disciplined by the jurisdiction that issued the license, certificate, registration or permit.

(6) Have paid the applicable application fee as required by § 25.231 (relating to schedule of fees).

(7) Have satisfied the professional liability insurance coverage requirements as required under the act or section 3.2 of the ALA (63 P.S. § 1803.2) and this chapter.

(8) Have applied for a license, certificate, registration or permit in accordance with this chapter in the manner and format prescribed by the Board.

(9) Have completed 3 hours of training in child abuse recognition and reporting from a provider approved by the Department of Human Services as required under 23 Pa.C.S. § 6383(b)(3)(i) (relating to education and training).

(10) Demonstrate English language proficiency by demonstrating one of the following:

(i) The applicant's educational program was in English.

(ii) The applicant's training was at an English-speaking facility.

(iii) The applicant's entry examination was taken in English.

(iv) The applicant has achieved a scaled score of 83 on the Test of English as a Foreign Language (TOEFL®) Internet-based test, 220 on the TOEFL® computer-based test or 550 on the TOEFL® paper-based test, or an equivalent score on a successor examination of the TOEFL®. The Board will make available a list of Board-approved successor examinations on its website.

(v) The applicant has achieved a score of 350 in each of the four sub-tests of the Occupational English Test.

(vi) The applicant has achieved a passing score on an English language proficiency examination equivalent to the TOEFL® or Occupational English Test, as determined by the Board. The Board will make available a list of equivalent Board-approved English language proficiency examinations on its website.

(vii) The applicant was required to demonstrate English language proficiency to be issued a license in the applicant's jurisdiction.

(b) *Interview and additional information.* An applicant may be required to appear before the Board for a personal interview and submit additional information, including supporting documentation relating to competency, experience or English proficiency. The applicant may request the interview to be conducted by videoconference or teleconference for good cause shown.

(c) *Prohibited acts and discipline.* Notwithstanding subsection (a)(4) and (5), the Board may, in its discretion, determine that an act prohibited under section 15 of the act or a disciplinary action taken by another jurisdiction is not an impediment to licensure under 63 Pa.C.S. § 3111.

§ 25.249. Provisional endorsement license under 63 Pa.C.S. § 3111.

(a) *Provisional endorsement license.* The Board may, in its discretion, issue a provisional endorsement license to an applicant while the applicant is satisfying remaining requirements for licensure by endorsement under 63 Pa.C.S. § 3111 (relating to licensure by endorsement) and § 25.248 (relating to licensure by endorsement under 63 Pa.C.S. § 3111).

(b) *Expiration of a provisional endorsement license.*

(1) An individual holding a provisional endorsement license may practice for up to 1 year after issuance of the provisional endorsement license. The Board, in its discretion, may determine that an expiration date of less than 1 year is appropriate.

(2) Upon written request and a showing of good cause, the Board may grant an extension of no longer than 1 year from the expiration date of the provisional endorsement license.

(c) *Termination of a provisional endorsement license.* A provisional endorsement license terminates if any of the following occurs:

(1) The Board completes its assessment of the applicant and denies or grants the license.

(2) The holder of the provisional license fails to comply with the terms of the provisional endorsement license.

(3) The provisional endorsement license expires.

(d) *Reapplication.* An individual may reapply for licensure by endorsement under § 25.248 after expiration or termination of a provisional endorsement license. The individual may not be issued a subsequent provisional endorsement license.

LICENSURE EXAMINATIONS

§ 25.251. General requirements.

(a) An applicant is eligible for unrestricted licensure by examination only if the applicant has passed the National Board Examination.

(b) An applicant shall apply directly to the NBOME or its successor for admission to the required parts of the National Board Examination and shall pay the required fees at the direction of the NBOME or its successor.

(c) {Reserved}.

(d) An applicant is not eligible for unrestricted licensure until the applicant has completed either an approved internship in accordance with § 25.262 (relating to approved internships) or an approved residency in accordance with § 25.263 (relating to approved residencies and other approved graduate training programs).

(e) {Reserved}.

§ 25.254. {Reserved}.

EDUCATION AND GRADUATE TRAINING PROGRAMS

§ 25.262. Approved internships.

(a) An approved internship program prerequisite to unrestricted licensure in this Commonwealth must be one of the following:

(1) An AOA-approved internship.

(2) An ACGME-accredited training program that has received ACGME Osteopathic Recognition.

(3) An ACGME-accredited training program that includes 24 weeks of rotations in internal medicine, general surgery, pediatrics, family medicine, emergency medicine and obstetrics/gynecology.

(b) The Board, in its discretion, and upon a showing of exigent circumstances, may approve other internship programs to accommodate osteopathic medical school graduates desiring to obtain licensure in this Commonwealth.

§ 25.263. Approved residencies and other approved graduate training programs.

An approved residency program prerequisite to unrestricted licensure in this Commonwealth must be one of the following:

- (1) An AOA-approved or accredited residency program.
- (2) An ACGME-approved or accredited residency program.
- (3) A training program provided by a hospital accredited by the Joint Commission on Accreditation of Hospitals which is acceptable to the AOA or ABMS toward the training it requires for certification in a specialty or subspecialty.
- (4) A graduate training program otherwise approved by the Board.

§ 25.264. Approval dates.

- (a) {Reserved}.
- (b) A candidate for unrestricted licensure shall have completed an approved internship in accordance with § 25.262 (relating to approved internships), an approved residency in accordance with § 25.263 (relating to approved residencies and other approved graduate training programs), or an internship or residency which had been approved by the Board at the time the candidate participated in the program.

Subchapter I. REGISTRATION AND PRACTICE OF ACUPUNCTURISTS

§ 25.303. Requirements for licensure as an acupuncturist and registration as an acupuncturist supervisor.

(a) The Board will register as an acupuncturist a nonosteopathic physician who satisfies the following requirements:

- (1) Has successfully completed an acupuncture program which includes a course in needle sterilization techniques.
- (i) If the acupuncture education program is taken within the United States, the applicant shall complete 2 academic years of acupuncture training and shall complete 2 academic years of a college level educational program.
- (ii) If the educational program is taken outside of the United States, an applicant shall graduate from a college with a program of study including Oriental medicine and document 300 class hours of study in acupuncture training.
- (2) Has obtained a passing grade on an acupuncture examination or has been certified by the NCCA by credential review. The Board accepts the passing grade on the certifying examination of the NCCA as determined by the NCCA, and accepts a passing grade on any state's acupuncture examination taken prior to January 1, 1987, as determined by the licensing or registering authority in the other state. If the examination was not taken in English, but is otherwise acceptable and a passing score was secured, the Board will accept the examination result if the applicant can demonstrate English language proficiency by one of the following:

- (i) The applicant's educational program was in English.
- (ii) The applicant's training was at an English-speaking facility.

(iii) The applicant's entry examination was taken in English.

(iv) The applicant has achieved a scaled score of 83 on the Test of English as a Foreign Language (TOEFL®) Internet-based test, 220 on the TOEFL® computer-based test or 550 on the TOEFL® paper-based test or an equivalent score on a successor examination of the TOEFL®. The Board will make available a list of Board-approved successor examinations on its website.

(v) The applicant has achieved a score of 350 in each of the four sub-tests of the Occupational English Test.

(vi) The applicant has achieved a passing score on an English language proficiency examination equivalent to the TOEFL® or Occupational English Test, as determined by the Board. The Board will make available a list of equivalent Board-approved English language proficiency examinations on its website.

(vii) The applicant was required to demonstrate English language proficiency to be issued a license in another jurisdiction.

(2.1) Completes at least 3 hours of mandatory training in child abuse recognition and reporting in accordance with § 25.417(a) (relating to child abuse recognition and reporting—mandatory training requirement).

(3) Submits an application for licensure to register as an acupuncturist accompanied by the required fee.

(b) The Board will license as an acupuncturist an osteopathic physician who satisfies the following requirements:

(1) Has successfully completed 200 hours of training in acupuncture medical programs including examinations required by those programs or has engaged in clinical acupuncture practice for at least 3 years prior to January 1, 1987, documented to the satisfaction of the Board.

(1.1) Completes at least 3 hours of mandatory training in child abuse recognition and reporting in accordance with § 25.417(a) (relating to child abuse recognition and reporting—mandatory training requirement).

(2) Submits an application to register as an acupuncturist accompanied by the required fee.

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[Pa.B. Doc. No. 25-78. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 55—HUMAN SERVICES

DEPARTMENT OF HUMAN SERVICES

[55 PA. CODE CH. 5230]

Psychiatric Rehabilitation Services

Statutory Authority

The Department of Human Services (department), by this order, adopts the regulation set forth in Annex A under the authority of sections 911 and 1021 of the Human Services Code (62 P.S. §§ 911 and 1021). Notice of the proposed rulemaking was published at 52 Pa.B. 3828 (July 9, 2022).

Purpose of Regulation

The purpose of this final-form rulemaking is to amend Chapter 5230 (relating to psychiatric rehabilitation ser-

vices) to allow individuals who are 14 years of age or older but under 18 years of age who meet the admission requirements to access psychiatric rehabilitation services (PRS) and to amend the diagnoses that allow an individual to access PRS without the use of the exception process. Through the exception process, individuals without one of the specified diagnoses for admission to PRS may still receive PRS if they have a diagnosis of a mental, behavioral or emotional disorder that results in a moderate to severe functional impairment. In addition, this amendment clarifies the documentation that will be reviewed through the exception process to determine if an individual is eligible for PRS and also amends outdated language. This final-form rulemaking supports the principles of recovery, resiliency and self-determination by permitting additional individuals to receive PRS.

Background

In 2013, the department promulgated this chapter, which provides for the minimum standards for the issuance of licenses for PRS facilities. PRS is an evidence-based service that uses an integrated approach to assist individuals who have a moderate to severe functional impairment as a result of a diagnosed mental, behavioral or emotional disorder to develop the skills needed to live, learn, socialize and work in their community and to improve or maintain their physical and mental health. PRS is primarily used to meet the needs of individuals diagnosed with serious mental illness or serious emotional disturbance, specifically individuals with a diagnosis of schizophrenia, schizoaffective disorder, major depressive disorder, bipolar disorder (I or II), anxiety disorder or posttraumatic stress disorder.

PRS promotes recovery and resiliency, full community integration and improved quality of life. Additionally, PRS may decrease the need for or shorten the length of stay in inpatient, partial hospitalization or outpatient treatment. PRS helps individuals reach age-appropriate functioning that has either been lost or never achieved because development was interrupted by a mental, behavioral or emotional disorder. This final-form rulemaking will result in more individuals being eligible for PRS because it allows youths 14 years of age or older to receive PRS. In addition, it identifies additional diagnoses that will enable individuals to receive PRS without requiring the use of the exception process for receiving PRS.

This chapter, as promulgated in 2013, limited PRS to individuals 18 years of age or older. Stakeholders have expressed that there is a need for additional supports for individuals 14 years of age or older that will engage them and help them transition to the adult service system. The majority of mental health disorders are identified during adolescence and early adulthood. Many traditional adult mental health services do not focus on skill development to improve the individual's ability to be successful in the community but rather focus on alleviating symptoms and psychological distress. Access to PRS, which focuses on helping individuals develop skills needed to be successful in the living, learning, working, social and wellness environments, will assist youths in transitioning to adulthood and maintaining independence in the community.

Affected Individuals and Organizations

This final-form rulemaking affects agencies that provide PRS and the individuals who will be eligible for PRS as a result of the regulatory amendments. Specifically, this final-form rulemaking allows 111 community-based licensed PRS agencies and their 33 satellite locations to provide PRS to individuals 14 years of age or older but under 18 years of age.

The department convened a workgroup to review and provide input on the proposed rulemaking. The workgroup included family members and representatives from the following entities: Pennsylvania Healthy Transitions Partnership; Pennsylvania Council of Children, Youth and Family Services; Drexel University/Behavioral Healthcare Education; Dickinson Center, Inc.; Holcomb Behavioral Health Systems Berks County; Community Services Group; Commerce Park Clubhouse; Philadelphia Department of Behavioral Health; Threshold Rehabilitation Services, Inc.; Family Services of Western Pennsylvania; Child and Family Focus, Inc.; Allied Services; Aurora Social Rehabilitation Services; Office of Vocational Rehabilitation; Transition Age Advisory Group; Rehabilitation and Community Providers Association; Pennsylvania Association of Psychiatric Rehabilitation Services; Mental Health Association in Pennsylvania; and the mental health service system in Allegheny, Beaver, Berks, Bucks and Montgomery Counties.

Accomplishments and Benefits

PRS promotes resiliency and recovery, full community integration and improved quality of life for individuals who have a diagnosed mental, behavioral or emotional disorder. This final-form rulemaking will benefit individuals 14 years of age or older but under 18 years of age with a diagnosed mental, behavioral or emotional disorder by allowing these individuals to access evidence-based PRS as they transition into adulthood, which will foster engagement in PRS into adulthood and may reduce the need for or shorten the length of stay in inpatient, partial hospitalization and outpatient treatment. This final-form rulemaking includes requirements that ensure the health and safety of individuals 14 years of age or older but under 18 years of age who receive PRS by requiring that services are provided by qualified and trained staff and that the PRS agency has completed criminal history checks and child abuse certifications for staff. It also adds requirements that promote the engagement of youths and families in the recovery process, which will result in better outcomes for individuals receiving services.

This final-form rulemaking also benefits individuals diagnosed with posttraumatic stress disorder, bipolar disorder, major depressive disorder or anxiety disorders because individuals with these disorders will no longer need to use the exception process to be eligible for PRS. This will assist individuals diagnosed with these disorders to develop skills needed to live, learn, socialize and work in their community and improve or maintain their physical and mental health.

This final-form rulemaking also adds wellness as a domain in which PRS agencies may assist individuals receiving PRS to develop skills. This addition will allow individuals to learn how to manage their physical and mental health needs to promote or support their recovery and resiliency.

Fiscal Impact

It is anticipated that the implementation of this final-form rulemaking will result in an increase in costs for PRS agencies that choose to serve individuals 14 years of age or older but under 18 years of age. Staff will need to obtain child abuse certifications, in accordance with State law, if they serve children under 18 years of age. The PRS director, psychiatric rehabilitation specialists and 25% of the staff based on the number of full-time equivalent positions will also need to obtain Child and Family Resiliency Practitioner (CFRP) certification. The current cost to obtain child abuse certifications is \$13 for each

child abuse clearance. The cost to obtain the CFRP certification is approximately \$395 (registration and examination fee) per person.

A PRS director and psychiatric rehabilitation specialist who does not have CFRP certification is required to obtain CFRP certification within 2 years of hire or within 2 years of the date the PRS agency received approval of its service description that identifies that it will be serving individuals 14 years of age or older but under 18 years of age, whichever is later. The approximate cost for the CFRP certification using an approximate lowest cost of \$12 for 45 training hours is \$540; plus the addition of the cost of the exam and registration which is \$395.

If a PRS agency that serves individuals 14 years of age or older but under 18 years of age also serves adults, the PRS director and psychiatric rehabilitation specialists will also need to obtain Certified Psychiatric Rehabilitation Practitioner (CPRP) certification. The approximate cost to obtain CPRP certification is the same as the cost to obtain CFRP certification.

The department estimates that approximately 10%, or around 15 of the 144 PRS locations, would choose to serve youth populations. The total cost of the required child abuse clearance, CFRP certification and training required for CFRP certification is \$42,660 for the first year, assuming 15 locations would choose to serve individuals 14 years of age or older but under 18 years of age. Each year after the initial certification, the total cost of the required child abuse clearance, CFRP recertification and training would be \$10,845.

While more individuals will be eligible for PRS, the department may potentially realize long-term savings from the implementation of this final-form rulemaking. Allowing individuals 14 years of age or older but under 18 years of age to receive PRS will allow more individuals access to an evidence-based practice. In addition, access to PRS will provide a service option to keep individuals within their community and not be placed within an inpatient service or another costly service. As such, it is anticipated there will be a potential reduction in the need for future crisis and inpatient services. Many adults and youths who currently receive residential services can be successfully supported by community-based services.

The department also does not anticipate any costs to local governments or individuals who receive PRS as a result of this final-form rulemaking.

Paperwork Requirements

PRS agencies that wish to provide services to individuals 14 years of age or older but under 18 years of age will need to update their service descriptions to include information about the services they will provide and the staff who will provide PRS to this new population. The department estimates that it may take a PRS agency staff person up to 2 hours to update a service description. PRS agencies that wish to provide services to individuals 14 years of age or older but under 18 years of age must ensure that staff comply with requirements in 23 Pa.C.S. Chapter 63 (relating to Child Protective Services Law) (CPSL) for criminal history background checks and mandated reporter training. Additional paperwork will need to be completed by agency staff to comply with the requirements for criminal history background checks and mandated reporter training.

In addition, all PRS agencies will need to update their service descriptions to address new service description requirements, which will result in an increase in paperwork. Likewise, requiring the number of individuals who

were admitted to PRS through the exception process and their average length of stay to be tracked as part of the agency's quality improvement plan will result in an increase in paperwork. Additionally, PRS agencies that do not already have a written agreement with a peer support services agency will have to obtain one, which will also result in an increase in paperwork.

While there is potential for an increase in paperwork, this increase will be offset by a reduction in paperwork because the requirement for a daily progress note is being replaced by a requirement for a weekly progress note. It is anticipated that the staff time and costs for completion of these paperwork requirements is nominal.

Public Comment

Written comments, suggestions and objections regarding the proposed rulemaking were requested within a 30-day period following publication in the *Pennsylvania Bulletin*. The department received 30 written responses containing 372 comments. These comments represented feedback from a broad spectrum of advocates, including the Pennsylvania Association of Psychiatric Rehabilitation Services; providers, including UPMC, Community Services Group, Horizon House and Merakey; professionals; counties; and behavioral health-managed care organizations and other organizations. Additionally, the department received comments from the Independent Regulatory Review Commission (IRRC) and one comment from Representative Kathy Rapp.

Discussion of comments and major changes

The following is a summary of the major comments received within the public comment period following the publication of the proposed rulemaking and the department's responses to these comments and a summary of additional changes to this final-form rulemaking.

General—Lowering the age of eligibility for PRS

Several commentators stated they were in agreement with allowing individuals as young as 14 years of age to be eligible for PRS. These commentators supported lowering the age of eligibility for PRS because an underserved population will be able to receive PRS and younger individuals will benefit from PRS's promotion of recovery, resiliency and self-determination. One commentator is opposed to allowing individuals 14 years of age or older but under 18 years of age to receive PRS because they currently have sex offenders participating in their program. Another commentator stated that teenagers should not be made to attend site-based services alongside adults. Representative Kathy Rapp supports the initiative to expand services but expressed concerns about parental rights to determine what is in the best interest of a child. She requested the "Department to clarify whether there are specific statutory provisions, whether state or federal, that provides the Department with authority to promulgate regulations regarding minors receiving PRS without needing parental consent."

Response:

The department appreciates the support for lowering the minimum age for eligibility for PRS. As required under § 5230.15(a) (relating to agency service description), if a PRS agency serves individuals 14 years of age or older but under 18 years of age, the agency is required to include in their service descriptions information on how different age groups will be separated while services are provided through the scheduling of services and through the provision of services in different locations in the PRS facility's physical space. In response to com-

ments, the department also clarifies § 5230.15(a)(3)(ii) to require information on how different age groups will be separated while services are provided. Under this final-form rulemaking, the information shall demonstrate the separation of individuals through the scheduling of services, providing the services in different locations in the PRS facility's physical space, and other procedures the agency plans to use to separate individuals under 18 years of age from individuals 18 years of age and older, or any needed age groupings. Lastly, the statutory authority regarding parental consent, additional comments and the accompanying revisions are discussed in further detail under the response to comments received on § 5230.21(4) (relating to content of individual record).

General—Therapeutic approach

Four commentators do not agree with the use of the word “therapeutic” in the background section of the preamble. The commentators explained that PRS is an evidence-based approach that utilizes strength-based interventions that focus on functioning in life roles and environments. The commentators were concerned that the term “therapeutic” implied that PRS is treatment by means of therapy.

Response:

The department agrees that PRS is not therapy. The use of the word “therapeutic” was intended to describe the effect of PRS on the individual receiving PRS. The background section of this final-form rulemaking does not contain the word “therapeutic” to clarify that PRS is not therapy.

General—Use of telehealth

Although commentators were supportive of the use of telehealth to provide PRS, IRRC and numerous commentators sought clarification on the use of telehealth to deliver PRS. IRRC and the commentators commented that the preamble included a discussion of telehealth, but the regulatory amendments in the annex did not include reference to telehealth. They recommended that a definition of “telehealth” be added to the regulation. Commentators also suggested that the department reference the Office of Mental Health and Substance Abuse Services’ (OMHSAS) telehealth guidance in this final-form rulemaking.

In addition, several commentators requested that the department allow the limited delivery of PRS by telephone consistent with the department's requirements for the delivery of peer support services, which allows 25% of peer support services to be delivered by telephone. Commentators are in favor of allowing audio-only services because many individuals do not have access to technologies that support two-way video conferencing. IRRC and commentators stated that PRS agencies that deliver PRS through telehealth should have policies that ensure that telehealth is utilized only when it is clinically appropriate to do so and that licensed practitioners that deliver PRS through telehealth comply with the standard of practice established by their licensing board. IRRC requested the department explain how PRS agencies will implement access to services through telehealth.

Response:

The department appreciates and thanks the commentators and IRRC for their various comments surrounding the use and delivery of telehealth within PRS. Since the provision of services through telehealth is constantly evolving, the department deletes references to “telehealth” from the preamble and has decided to not include

telehealth requirements in this final-form rulemaking. Instead, the department will continue to examine the use, frequency and technology of providing PRS by means of telehealth and will consider these parameters for future rulemakings. As such, the department did not revise the annex.

As noted in the proposed rulemaking, the department deletes the definition of “face-to-face” and the requirements for face-to-face supervision under this final-form rulemaking in § 5230.55(c) (relating to supervision). As such, an agency may choose the medium for supervision, which may include in-person supervision or supervision by two-way simultaneous audio-visual communication. However, under this final-form rulemaking, the department further clarifies that audio-only supervision is not permitted under § 5230.55(c).

General—Location of services

A few commentators were concerned about the implications of distinguishing “home” from the “community” as a location where PRS can be provided. Commentators noted that they support the delivery of services in an individual's home, but home has always been considered a community location where services could be provided and that there is no need to distinguish between home and community to allow for services to be provided. Commentators explained that licensing documents currently state whether services are approved to be provided at a facility/clubhouse, in the community, or at both a facility/clubhouse and the community and that the home was previously considered a community location. Commentators were concerned that PRS agencies would be cited if their licensing documents are not amended.

In addition, commentators noted that separating the home location from the community location will have an impact on billing for services. One commentator explained that most managed care organizations require PRS to be billed by location and PRS agencies would need to bill separately for services that start in the home and move to the community and then conclude in the home, which will cause confusion and may necessitate multiple bills for services.

Commentators also objected to distinguishing between “home” and “community” because it would require that they revise their service descriptions. IRRC and commentators recommended that a definition of “community” be added to the regulations, or the regulations be amended to clarify that community includes an individual's home. IRRC also requested that the department explain why it is necessary to add home as a service location. One commentator also requested clarification as to whether a school constitutes services in the community.

Response:

The department thanks the commentators for this clarification. The department has carefully considered these comments and agrees with the objections about distinguishing between “home” and “community.” Therefore, the department deletes the proposed term “home” from §§ 5230.4(f), 5230.15(a)(6), 5230.52(e)(2), 5230.53 and 5230.54(a). As such, the department declines to define “community.” Instead, the department maintains the status quo and does not distinguish between “community,” “school” and “home.”

General—Updating names of organizations

One commentator supported changing the names of organizations to their current names.

Response:

The department appreciates the commentator's support of this change. In addition, the department is also referring to other similar Nationally recognized entities in § 5230.3 (relating to definitions) and § 5230.15(a)(5).

§ 5230.3 Definitions—Associate's degree and bachelor's degree

IRRC pointed out that the department had stated in the preamble of the proposed rulemaking that definitions for "associate's degree" and "bachelor's degree" were added to § 5230.3, but these definitions were not included in § 5230.3 and degree standards are stated in § 5230.51(g) (relating to staff qualifications). IRRC requested that the department revise the preamble to this final-form rulemaking to reflect the sections where degree standards are explained.

Response:

The department incorrectly stated in the preamble of the proposed rulemaking that the department was adding these definitions. Since the department is not defining "associate's degree" and "bachelor's degree" in this final-form rulemaking, the department is not referencing the addition of either term in this preamble.

§ 5230.3 Definitions—DSM and ICD

Four commentators supported the amendments of the definitions of "DSM-IV-TR" and "ICD-9" to delete the reference to outdated versions of the *Diagnostic and Statistical Manual of Mental Disorders* (DSM) and the *International Classification of Diseases* (ICD). IRRC suggested that the department clarify the definitions of DSM and ICD by adding the publishers of the DSM and ICD.

Response:

The department agrees with IRRC's suggestion. As such, the department adds the publishers of the DSM and ICD to the definitions of "DSM" and "ICD."

§ 5230.3 Definitions—Functional impairment

IRRC and two commentators asked the department to revise the proposed definition of "functional impairment" because it is vague and a licensed practitioner of the healing arts (LPHA) may be unfamiliar with assessing functioning and performance in life domains, which is needed to complete a recommendation for PRS.

Response:

The department agrees. After careful consideration, the department deletes the proposed amendments and will maintain the current definition of "functional impairment."

§ 5230.3 Definitions—LPHA—Licensed practitioner of the healing arts

Several commentators support the inclusion of licensed clinical social worker, licensed marriage and family therapist and licensed professional counselor in the definition of "licensed practitioner of the healing arts" because it is consistent with State law and will improve an individual's access to PRS by reducing obstacles for the individual to receive the required recommendation for PRS. Two commentators support the deletion of "an individual" from the definition of LPHA to clarify the definition.

Response:

The department appreciates the commentators support of the changes it has made to the definition of "licensed practitioner of the healing arts."

§ 5230.3 Definitions—Serious emotional disturbance and serious mental illness

While four commentators agreed with the inclusion of definitions for "serious emotional disturbance" and "serious mental illness" that aligned with the Federal Substance Abuse and Mental Health Services Administration's (SAMHSA) definitions, the department has determined that the terms "serious emotional disturbance" and "serious mental illness" should be deleted from this final-form rulemaking because as explained in further detail as follows the department is no longer requiring that an individual have a serious emotional disturbance or serious mental illness to be eligible for PRS.

§ 5230.3 Definitions—Wellness

While commentators support the addition of wellness as one of the domains in which a PRS agency can assist an individual to develop or maintain skills, IRRC and numerous commentators stated that the definition of "wellness" is vague and does not reflect that wellness is a holistic integration of activities and lifestyle intended to enhance all the life domains listed in the regulation. Commentators stated that their PRS programs utilize SAMHSA's wellness initiative, which supports eight dimensions of wellness that are mutually interdependent dimensions that connect all aspects of behavioral health. The dimensions are physical, intellectual, emotional, social, spiritual, vocational, financial and environmental. In addition, a few commentators do not agree that SAMHSA's definition of "wellness" should be added to the regulation. These commentators suggest changing the domain name from "wellness" to "physical and mental health/wellness" or "health self-maintenance."

Response:

The department agrees that the "wellness" definition should be clarified to include the use of SAMHSA's eight dimensions of wellness because SAMHSA's definition incorporates many different dimensions of health, which can have different meanings for each individual. As such, the department amends the definition of "wellness" to reflect these dimensions, which include the emotional, financial, social, spiritual, occupational, physical, intellectual and environmental dimensions. The department, however, declines to use a different term other than "wellness" because "wellness" is a universal term that is currently used and understood by providers. Further, the term follows the definition established by SAMHSA.

§ 5230.13—Agency records

A few commentators and IRRC recommended adding a requirement that the PRS agency maintain records that contain copies of criminal history background checks for all staff, including copies of the Pennsylvania State Police criminal background check and the FBI background check.

Response:

The department agrees that a PRS agency should maintain records of staffs' criminal history background checks. This language was clarified in the proposed rulemaking and maintained in this final-form rulemaking under § 5230.13 (relating to agency records). In addition, the department deletes paragraph (11) in this final-form rulemaking since it is redundant of the amendments in paragraph (6)(ii).

§ 5230.15—Agency service description

§ 5230.15(a)(2.1)

One commentator stated that the requirement that the PRS agency's service description include strategies for

outreach to and engagement of individuals referred to PRS is unclear because when an individual is referred to PRS, staff does outreach to explain the benefits of the service and set up a visit. The commentator explained that typically PRS “outreach” describes the PRS agency’s process when an individual who is already enrolled to receive PRS is not attending the service regularly.

Response:

The department appreciates this comment; however, the department does not agree that this requirement is unclear. As such, the department declines to make changes to this paragraph. This final-form rulemaking requires an agency’s service description to contain strategies for outreach to and engagement of individuals referred for PRS. PRS agencies should include in their service descriptions the strategies that the agency will use to reach out to and engage individuals who are referred for the service. For example, an agency may choose to use texting or other forms of technology to reach out to and engage young adults when initiating service. An agency may also include strategies for outreach when an individual is not engaging in the service in its service description.

§ 5230.15(a)(3)(ii)

IRRC expressed that subsection (a)(3)(ii) requires a PRS agency to submit to the department a service description of the population served specifying the “[a]ge range and age groupings, including information on how different age groups will be separated while services are provided through the scheduling of services, providing services in different locations in the PRS facility’s physical space and other procedures.” One commentator requested that the department clarify its expectations with regards to the requirement that the service description includes how different age ranges and age groupings will be separated while services are provided. IRRC asked the department to explain the implementation procedures for the separation of age groups and the other procedures a PRS agency is expected to describe and requested that the department consider amending this requirement to improve clarity.

Response:

It is up to PRS agencies to determine how to separate individuals by age according to the needs of the individuals served, the needs of the community being served, the age of the populations served and the agency’s needs. For example, PRS agencies can separate age groups while services are being provided by making sure that adults and teenagers are not scheduled for services at the same time or through serving different age groups in different areas of the facility’s physical space. Other procedures a PRS agency can use include using multiple entrances or restroom facilities so that different age groups remain separate while they are at the facility. As discussed previously under the heading “General—Lowering the age of eligibility for PRS,” the department also clarifies this provision in this final-form rulemaking to require that the information shall demonstrate the separation of individuals through the scheduling of services, providing the services in different locations in the PRS facility’s physical space and other procedures the agency plans to use to separate individuals under 18 years of age from individuals 18 years of age and older, or any needed age groupings.

In addition, the department’s field office licensing representatives will review the service description checklist the PRS agency completes to determine if the PRS agency

is complying with the requirement to separate individuals by age. Field office staff and OMHSAS policy office staff work together to review and provide feedback on the service descriptions for programs that serve youths. Because it is up to each PRS agency to determine age groupings of the individuals served, the department has not included additional requirements in § 5230.15(a)(3)(ii) for how to separate individuals by age range and age groupings.

§ 5230.21—Content of individual record

§ 5230.21(4)

IRRC and several commentators had concerns about parental rights and youths consenting to PRS. Commentators are concerned that parents and guardians will be unable to determine what is in the youth’s best interest if a youth is allowed to consent to receive services. Commentators questioned what will happen when parents or guardians and youths are not in agreement about treatment. Commentators also questioned if a parent or guardian can access the youth’s records without the youth’s consent if the youth has consented to receive PRS. As noted previously, one commentator requested that the department clarify the specific statutory provisions, whether Federal or State, that provide the department with the authority to promulgate regulations regarding youths receiving PRS without needing parental consent. IRRC also requested that the department consider amending § 5230.21(4) to improve the clarity of the consent provisions so that they are more easily understood by the regulated community.

Response:

In this Commonwealth, minor consent to medical care is determined by State statute. Specifically, State statute governs who may provide consent for voluntary mental health treatment of youths who are 14 years of age or older. See 35 P.S. §§ 10101.1 and 10101.2 (Act 65 of 2020). Under Act 65 of 2020, a youth may consent to voluntary mental health treatment in both inpatient and outpatient settings. Therefore, under State statute, individuals 14 years of age and older may consent to receive PRS and parental consent is not required. Act 65 of 2020 also provides that if a youth consents to services, but the youth’s parent or guardian does not agree that services should be provided, the services may still be provided. Under Act 65 of 2020, a parent or guardian may also consent to a youth receiving services and that consent may not be abrogated by the other parent, legal guardian or the youth.

For implementation purposes (and as discussed more fully as follows), to be eligible for PRS, among other requirements, an individual receiving services must choose to receive PRS since it is a self-directed service. As a self-directed service, this service requires individual choice, individual involvement and individual growth through identifying and setting one’s own goals for skill building and self-directed participation. PRS is not clinical therapy; it is a complementary recovery service which promotes community integration and improved quality of life for persons in recovery by assisting the individual to manage mental health symptoms through the development of self-identified skills. Recovery supports are on a continuum of mental health services, with clinical mental health services (such as inpatient hospitalization, crisis services and intensive behavioral health services) at one end; and recovery supports at the other. In situations in which an individual does not actively choose to participate, PRS is not the appropriate service because PRS

cannot be provided to an unwilling participant. In this circumstance, a different service with a different level of care is needed; which can be determined by an individual's practitioner. For clarity, the department adds a requirement that documentation that an individual chooses to receive PRS be retained in an individual's record.

Act 65 of 2020 also provides that a parent or guardian may only access a youth's records if the parent or guardian provided the initial consent for PRS or if the youth who provided the initial consent revokes their consent and the parent or guardian subsequently provides consent for PRS.

In response to IRRC's request that the department improve the clarity of the consent provisions, the department amends § 5230.21(4) to require documentation of consent and the release of records in accordance with Federal and State laws and regulations.

§ 5230.21(8)

While commentators were supportive of the addition of the requirement that an individual's record include a description of outreach and engagement efforts with natural supports as directed by the individual and a description of ongoing contacts and involvement with formal supports, one commentator was concerned that the phrase "a description of" may be interpreted in different ways and suggested deleting the language.

Response:

The department agrees and deletes the language "a description of" from § 5230.21(8)(i) and (ii).

§ 5230.31—Admission requirements

§ 5230.31(a)(2)

A few commentators support the broadening of the list of diagnoses that allow an individual to access PRS without the use of the exception process because this change will increase access to PRS and eliminate the need to use the exception process.

IRRC and several other commentators recommended that autism spectrum disorder (ASD) be added to the list of diagnoses that allow an individual to access PRS without review through the exception process because PRS has been shown to benefit individuals with ASD and will allow individuals with ASD access to a needed service, which will improve the quality of their lives.

IRRC and one commentator also suggested clarifying the diagnoses listed in subsection (a)(2) by using select groupings from the DSM, including "Depressive Disorders" and "Trauma and Stressor-Related Disorders," to broaden the categories of diagnoses that allow an individual to access PRS without going through the exception process.

Response:

While the department agrees that some individuals with ASD and functional impairment due to a diagnosed mental, behavioral or emotional disorder would benefit from PRS, the department does not agree that ASD should be generally included in the list of diagnoses that allow an individual to access PRS without having to go through the exception process. Not every individual with ASD and a functional impairment is an appropriate candidate for PRS. Specifically, ASD is a neurological impairment that causes differences in the neuro-processing of information. As a disorder with a spectrum of severity and symptoms, individuals with ASD have a vast range of abilities and deficits. While PRS may be

appropriate for some individuals living with ASD, they may also be completely inappropriate for other individuals with ASD. For example, PRS would not be appropriate for an individual who is non-verbal and unable to engage in group PRS activities. Because the intent of this final-form rulemaking is to define a client population that would benefit from PRS, and some individuals with ASD would benefit from PRS, the department deletes the requirement that an individual have a serious mental illness or serious emotional disturbance to be eligible for PRS through the exception process. Therefore, individuals who have a diagnosis of ASD will be able to access PRS if an LPHA determines that PRS will help the individual reach the individual's desired goals.

The department also deletes attention deficit hyperactivity disorder (ADHD) from the list of diagnoses that allow an individual to access PRS without having to go through the exception process. The department deletes ADHD because the DSM categorizes ADHD as a neurodevelopmental disorder and the department determines that there should not be any diagnoses in the neurodevelopmental category included in the list of diagnoses that allow an individual to access PRS without having to go through the exception process. An individual diagnosed with ADHD, however, will be able to use the exception process under subsection (c) for an eligibility determination.

The department determined the diagnoses listed in § 5230.31(a)(2) (relating to admission requirements) after careful consideration of the clinical characteristics of each disorder. The department purposefully chose not to list entire diagnostic categories due to differences in characteristics among the diagnoses within a category.

§ 5230.31(a)(4)

IRRC and a few commentators oppose deleting the requirement that an individual has to choose to receive PRS to be eligible for services. Commentators explained that PRS is a voluntary service and individuals have a right to decide whether and how to participate in PRS and the individual's consent is fundamental to PRS's principles. In addition, an individual is required to choose continued participation in PRS to be eligible for continuation of PRS.

Response:

Consent to treatment must be in accordance with Federal and State law. The department also agrees that it is important for the individual to affirmatively choose to receive PRS. As such, the requirement that the individual chooses to receive PRS is added under subsection (d).

§ 5230.31(c)

Several commentators and IRRC were concerned about the requirement that an LPHA document "the anticipated benefit that PRS will provide for the individual." Commentators oppose this requirement because an LPHA may not have experience using PRS interventions. They are also concerned that an LPHA's identification of the anticipated benefit of PRS may take away from the individual's ability to set rehabilitation goals with the PRS agency on their own. In addition, the recommendation for services already requires documentation of the functional impairment impacting a life domain, and therefore, it follows that the anticipated benefit of services is improved functioning in one of the life domains.

Response:

While the LPHA should expect that the provision of PRS will help the individual reach the individual's goals,

the department agrees with the comments expressed by the commentators and IRRC regarding documentation of the anticipated benefit. As such, the department clarifies the requirement of documentation. Under this final-form rulemaking, the written recommendation from an LPHA shall include documentation that it is anticipated that PRS will help the individual reach the individual's desired goal.

§ 5230.31(b) and (d)

IRRC and a few commentators oppose changing the requirement for admission from an assessment that documents the functional impairment of the individual to a screening to confirm the individual's moderate to severe functional impairment in at least one domain identified in the LPHA's written recommendation. Commentators explained that a screening is different from an assessment. An assessment is more thorough and lists skills and resources needed for the individual to meet a goal and reduce functional impairment. Commentators also noted that the initial assessment required by § 5230.61 (relating to assessment) at the start of services is a collaborative process with PRS staff and the individual and supports and this assessment ensures that functional impairment and preliminary goals of PRS for the individual are identified so there is no need for a screening of the individual upon admission.

Response:

The department agrees. After careful consideration, it is not necessary to include a requirement that a screening be completed as an admission requirement for PRS. Specifically, the department is maintaining the assessment provision and is no longer deleting subsection (b). In addition, the department is also deleting proposed subsection (d), which provided: "[u]pon an individual's admission to PRS, the PRS agency shall complete an initial functional impairment screening with the individual to confirm the individual's moderate to severe functional impairment that interferes with or limits performance in at least one domain identified in the LPHA's written recommendation."

§ 5230.32—Continued stay requirements

IRRC and a few commentators questioned why skill deficit is no longer required to be assessed as part of the determination of whether an individual is eligible for continued stay. They explained that assessing both functional impairment and skill deficit better describes the need for an individual's continued stay. In addition, assessment of skill deficit is needed to determine if a goal has been met because functional impairment is not the only indicator of whether a goal has been met. IRRC asked the department to explain why "skill deficit" was deleted and how the regulation continues to protect the public health, safety and welfare without this assessment. A few commentators requested that "skill deficit" not be deleted from the continued stay requirements. In addition, a few commentators suggested amending § 5230.32(b)(2)(i) (relating to continued stay requirements) to state that "there are domains of functioning that continue to be addressed in the [individual rehabilitation plans (IRP)]," because the language of "functional impairment" is negative.

Response:

After careful consideration, the department agrees with commentators that "skill deficit" should not be deleted. As such, the term "skill deficit" is not deleted from this final-form rulemaking, and the language is updated to include diagnosed mental, behavioral or emotional disorder

to replace the deletion of serious mental illness and serious emotional disturbance. The department, however, does not agree that the focus on "functional impairment" is wrong, as an individual must have a functional impairment to be eligible for PRS. Therefore, the department is not making the suggested amendment in this final-form rulemaking.

§ 5230.42—Nondiscrimination

Six commentators support the department's proposed revisions to the nondiscrimination requirements. The commentators agree that discrimination on the basis of race, color, creed, disability, religious affiliation, ancestry, gender, gender identity or expression, sexual orientation, National origin or age should be prohibited and PRS agencies should be required to comply with applicable Federal and State statutes and regulations.

Response:

The department appreciates the comments in support of the proposed nondiscrimination language.

§ 5230.51—Staff qualifications

One commentator asked how CPRP and CFRP credentials work together, specifically the training and exam.

One commentator recommended that the department review the requirement that the PRS director and psychiatric rehabilitation specialist obtain CPRP certification because it has been difficult to hire staff who possess CPRP certification, and many staff are unable to pass the CPRP examination within 2 years of their hire. The commentator pointed out that the CPRP examination is a costly examination, which is an added expense for PRS agencies. The commentator proposes allowing a director or specialist who fails the CPRP examination twice within the first 2 years of their hire to have an additional 2 years to pass the test. The commentator also suggests lowering the passing score of the CPRP test and waiving the requirement for CPRP certification as long as COVID-related staffing shortages continue.

Response:

The department understands that at times it is difficult to find qualified staff. However, it is important for staff to have proper qualifications to maintain the health, safety and welfare of individuals receiving PRS. In addition, in exceptional circumstances, waivers of specific requirements may be requested on a case-by-case basis in accordance with § 5230.91 (relating to request for waiver). Therefore, examination is still required to be completed within 2 years of hire.

§ 5230.51(a), (b), (e) and (f)

IRRC and several commentators requested that the department clarify how subsections (a), (b), (e) and (f) will be implemented if a PRS agency serves both individuals over 18 years of age and individuals 14 years of age or older but under 18 years of age. They questioned whether a staff member will be required to maintain dual certification as a CFRP and a CPRP. IRRC also suggested that the department consider revising § 5230.51 to improve clarity for the regulated community.

Response:

PRS agencies that serve both youths and adults must comply with both the requirements in § 5230.51 for PRS agencies that serve adults and the requirements for PRS agencies that serve youths. In addition, PRS agencies must comply with the general requirements in § 5230.51. As a result, the director and psychiatric rehabilitation specialist of a PRS agency that serves both youths and

adults must maintain both CPRP certification and CFRP certification. The department amends § 5230.51(h) to clarify that a PRS agency that serves both individuals over 18 years of age and individuals 14 years of age or older but under 18 years of age must have staff that meet the requirements to serve both age groups.

§ 5230.51(c) and (d)

IRRC and four commentators requested that the department explain why the requirements to be a psychiatric rehabilitation worker or a psychiatric rehabilitation assistant were not amended to address the requirements for staff members who work with individuals 14 years of age or older but under 18 years of age.

Response:

The department thanks IRRC and the commentators for this comment. However, it is not necessary to change the requirements for a psychiatric rehabilitation worker or a psychiatric rehabilitation assistant who works with youths because the current regulatory requirements for these positions are sufficient to maintain the health, safety and welfare of individuals receiving PRS. In addition, the department adds training requirements for all staff, including psychiatric rehabilitation workers and assistants, who work with youth. Section 5230.56(2)(ii) (relating to staff training requirements) requires individuals who work with youth to have 6 hours of annual training in youth services, which will help ensure the safety of individuals receiving PRS.

§ 5230.51(g)

One commentator asked who is responsible for producing documentation of a foreign college's or university's accreditation by an agency recognized by the United States Department of Education or the Council for Higher Education Accreditation and sought clarification as to whether the documentation must be part of the PRS agency's records.

Response:

The PRS agency must ensure it has proper documentation for all staffing requirements. Documents used to verify staff credentials should be kept in the PRS agency's record as required by § 5230.13(6)(iv).

§ 5230.52—General staffing requirements

§ 5230.52(h)

IRRC and two commentators asked the department to clarify the requirement in § 5230.52(h) (relating to general staffing requirements) that a minimum of 25% of a PRS agency's staff must meet the qualifications of a psychiatric rehabilitation specialist within 2 years of initial licensing because the requirements for a psychiatric rehabilitation specialist differ based on the population served. It is unclear to IRRC how a PRS program that serves both youths and adults will implement this staffing requirement.

Response:

If a PRS program serves both youths and adults, 25% of the PRS program's psychiatric rehabilitation staff must have a CPRP and 25% must have a CFRP certification. In addition, psychiatric rehabilitation specialists must meet the requirements under § 5230.51(b) and (f), as applicable. To clarify this provision, the department changes the word "or" to "and" in this final-form rulemaking under subsection (h).

§ 5230.52(h)—(i.1)

One commentator asked if the requirements for a minimum of 25% of the staff meeting certain qualifications applies to all available positions, including vacancies, or to only currently staffed positions. IRRC asked the department to explain the requirement to establish a clear standard for the regulated community.

One commentator opposes the requirement that a minimum of 25% of the staff have certain qualifications because the commentator believes the PRS agency will be immediately out of compliance when they experience staff turnover. This commentator requested that the regulations be amended to require that a minimum of 25% of the staff have certain qualifications 2 years post vacancy or 6 months post vacancy to allow the PRS agency time to submit a waiver if they cannot meet staffing requirements immediately.

Response:

As provided on proposed rulemaking, the regulation refers to the staff based on the number of full-time equivalent positions. As such, the requirement applies to all available positions, including vacancies.

The department does not agree with the suggestion to amend the regulation to allow PRS agencies additional time to meet the requirements after a staff person leaves because it is important to have qualified staff provide PRS. Further, if needed, PRS agencies continue to have the option to submit and request regulatory waivers in exceptional situations. In addition, the department adds subsection (i.2) in this final-form rulemaking to clarify when both populations are being served. Specifically, when a PRS agency serves both individuals 18 years of age or older and individuals 14 years of age or older, but under 18 years of age, the agency shall meet the certification staffing ratios under subsections (i) and (i.1). The department also adds additional lead-in language to subsections (h), (i), (i.1) and (i.2) for clarity.

§ 5230.54—Group services

§ 5230.54(a)(3)

In addition to comments from IRRC, the department received seven comments regarding § 5230.54(a)(3) (relating to group services). Commentators questioned whether the requirement that other group members not be present in the home when an individual receives group services means that group services in the home can be delivered only through telehealth. Commentators also questioned why if two individuals are willing to work on skills together in one individual's home they should not be allowed to do so, why individuals should not be allowed to host a group in their home and why individuals who live in the same residence and have a similar goal cannot both be present at the home during group services. Commentators believe that requiring individuals to be in separate locations to receive group services does not meet psychiatric rehabilitation goals, values and principles and fails to adequately accommodate individuals who live in the same residence.

Response:

After careful consideration, the department deletes the proposed provision that when an individual receives group services in a home all other individuals receiving group services must be in another location.

§ 5230.54(f.1)

IRRC and a few commentators disagreed with the addition of a requirement that only individuals who

receive PRS from the PRS agency may be included in group services delivered in the community because it means that individuals could not participate in community activities that involve natural supports. Further, invited guests, such as alumni, could not participate in a group service. IRRC requested that the department clarify this subsection to address the stated intent of protecting confidentiality and also consider allowing participation by natural supports and peers working on the same goals. One commentator asserted that regardless of the location where services are provided only people who receive PRS from the PRS agency should be present when services are provided.

Response:

The department adds these provisions to protect the integrity of group services delivered in the community. The group should only include individuals who are also enrolled in the psychiatric rehabilitation program. PRS is a separate and distinct service in which individuals are building skills; and as such should not be mixing with individuals receiving other levels of care. In this final-form rulemaking, the department clarifies that the only individuals who can be present during a group service are group attendees receiving a service, staff of the PRS agency and interns of the PRS agency. Individuals who are not receiving services through group PRS may not participate in the PRS group or receive services from PRS staff because PRS group services are for the benefit of individuals whose IRPs include group services. Further, alumni may not participate in group services as invited guests because only individuals currently enrolled in PRS may receive group PRS. Peers who want to work on skill building during PRS group service must also be enrolled in the psychiatric rehabilitation program.

§ 5230.55—*Supervision*

Several commentators were supportive of the removal of the requirement that the meetings between staff and a PRS director or psychiatric rehabilitation specialist designated as a supervisor be face-to-face. Commentators believe that elimination of the face-to-face requirement will increase opportunities for supervision, which will improve the quality of services. One commentator requested that the regulation be amended to allow staff who have maintained successful employment with a PRS program for more than 1 year to have individual supervision one time per month.

Response:

The department appreciates commentators support of the deletion of the requirement that meetings between staff and a PRS director or psychiatric rehabilitation specialist designated as a supervisor be face-to-face.

The department, however, does not agree that it should lower the supervision requirements for staff who have been employed with a PRS program for more than 1 year to one time per month because one individual supervision session per month is insufficient. Supervision is vital to performing services well and requiring two individual supervision sessions per month is comparable to other mental health services supervision requirements. Therefore, the department clarifies in this final-form rulemaking that a PRS director or psychiatric rehabilitation specialist designated as a supervisor shall meet with staff individually, no less than two times per calendar month, for a period of no less than 30 minutes. As noted previously, the department also clarifies in this final-form rulemaking that audio-only supervision is not permitted.

§ 5230.56—*Staff training requirements*

§ 5230.56(2)

Both IRRC and commentators expressed confusion regarding how the training hours for staff who serve youths are to be allocated among the required topics. Commentators questioned if the 6 hours of training focused on youth services count towards the requirement for 12 hours of training focused on psychiatric rehabilitation or resiliency or must the 6 hours of training focused on youth services be in addition to the 12 hours of training focused on psychiatric rehabilitation or resiliency. IRRC asked the department to explain how the required training topics for each population protect the public health, safety and welfare, and how a PRS agency will be expected to implement the training requirements.

Response:

Based on the comments received, the department amends § 5230.56(2) to clarify the required training topics. Section 5230.56(2) provides that staff must receive 18 hours of training each year. Twelve hours of the required annual training must be specifically focused on psychiatric rehabilitation, recovery practices, resiliency or a combination of the three areas. In addition, if the PRS agency services individuals 14 years of age or older but under 18 years of age, 6 hours of the required annual training must be specifically focused on youth services.

To ensure the health, safety and welfare of the individuals served, all staff are required to complete 12 hours of psychiatric rehabilitation orientation training during their first year of employment so that staff understand the principles and approaches of PRS and deliver PRS in a manner that it is designed to be delivered. It is important that staff learn about resiliency and recovery, as PRS operates under a recovery and resiliency model rather than a medical model meaning that individuals have a voice and choice in their PRS participation as described in the PRS statement of rights under § 5230.41 (relating to PRS statement of rights).

Under § 5230.56(2.1), staff working with youths 14 years of age or older but under 18 years of age are also required to take child abuse mandated reporter training so that they can recognize child abuse and report it, which will help protect the health, safety and welfare of youths receiving PRS.

Additionally, § 5230.56(3) further ensures individual health, safety and welfare by requiring new staff to have training specific to the PRS approach the staff member will be using, as well as 6 hours of mentoring by experienced staff prior to delivering services independently.

§ 5230.56(2)

One commentator stated that within the 18 hours of required training there must be space for training on topics such as confidentiality, workplace safety and other topics, which are not recovery or resiliency oriented.

Response:

The department is setting the minimum required training standards for staff providing PRS. Staff providing PRS must be competent in PRS and recovery, resiliency or psychiatric rehabilitation. The department agrees that workplace safety and confidentiality are important topics and PRS agencies may require additional training hours on topics the PRS agency believes are necessary for their staff to safely and effectively deliver PRS.

§ 5230.56(2)(i) and (ii)

IRRC and three commentators were concerned about the inconsistency between the training requirements for PRS agencies that serve youths and PRS agencies that serve adults. Commentators believe that all staff members, regardless of the population served, should receive training in resiliency and recovery practices. One commentator asked if the required orientation training will be revised to include topics on youth services.

Response:

As noted previously, this final-form rulemaking is amended to require 12 hours of annual training on psychiatric rehabilitation, recovery practices, resiliency or a combination of the three areas. In addition, if a PRS agency serves individuals 14 years of age or older but under 18 years of age, 6 hours of the annual training shall be focused on youth services.

The department is reviewing and considering adding topics concerning youth services to the orientation training, but at this time, is not requiring the orientation to cover specific topics concerning youths.

§ 5230.56(2.1)

One commentator asked if the training staff must receive in the child abuse mandated reporter requirements of 23 Pa.C.S. §§ 6301—6388 and Chapter 3490 (relating to protective services) count towards the 18 hours of training required each year.

Response:

The training in mandated reporter requirements may be counted towards the required annual training.

§ 5230.56(3)(ii)

Four commentators asked for clarification of the requirement that a PRS agency provide an additional PRS service-specific orientation that includes 6 hours of mentoring for new staff. Commentators are unsure how mentoring is different from training, supervision or on-the-job support.

Response:

Mentoring provides an opportunity for new staff to learn how to put the psychiatric rehabilitation model into practice. Mentoring allows a director or psychiatric rehabilitation specialist to provide PRS together with a new staff person, which enables the director or specialist to provide PRS while the new staff person shadows the director or specialist, or it allows the new staff person to deliver PRS while the director or specialist observes and provides support as necessary. Mentoring includes direction, modeling and feedback and can be used to determine if a new staff person is ready to provide PRS on their own. Mentoring is different from training because mentoring can only be provided by a director or specialist, and training may be provided by anyone with expertise in the training topic.

§ 5230.57—Criminal history checks and child abuse certification

§ 5230.57(b) and (c)

One commentator stated that § 5230.57(b) and (c) (relating to criminal history checks and child abuse certification) implies that an agency can serve only youths or only adults in one program and suggested adding a new subsection stating that agencies that serve both age groups must meet the higher standard for youths.

Response:

PRS agencies that serve both youths and adults must comply with § 5230.57. The department deletes “only” from § 5230.57(b) in this final-form rulemaking to clarify that a PRS agency can serve both youths and adults.

§ 5230.57(d)

IRRC suggests that in addition to requiring a PRS agency that serves individuals 14 years of age or older but under 18 years of age to develop and implement written policies and procedures regarding personnel decisions in accordance with 23 Pa.C.S. §§ 6301—6388 and Chapter 3490, PRS agencies should also be required to develop and implement written policies and procedures regarding criminal background checks.

Response:

The department agrees that if a PRS agency serves individuals 14 years of age or older but under 18 years of age, criminal background checks should be part of the PRS agency's written policies and procedures on personnel decisions. This final-form rulemaking is amended to include a requirement that PRS agencies that serve youths develop and implement written policies and procedures regarding personnel decisions based on the results of criminal history background checks and child abuse certifications.

§ 5230.61—Assessment

§ 5230.61(b)

IRRC and one commentator expressed concern that including family members and other natural supports in an assessment could delay the assessment process for the individual, is demeaning to the individual because it suggests that the individual is unable to speak for themselves in terms of their needs and goals and violates confidentiality. Two commentators expressed support for including family members in the assessment process because it will help the individual identify other resources and services that may be helpful to the individual.

Response:

Individuals should be allowed to choose to include formal and natural supports, including family members, in the assessment process. The department does not agree that it is demeaning to the individual to include family members in the assessment process. Inclusion of an individual's family in the assessment process allows the family to be involved in the process to the extent desired by the individual. While the department acknowledges that scheduling conflicts may occur during the assessment process and PRS agencies need to attempt to resolve these conflicts as expeditiously as possible, any impediment imposed by scheduling conflicts is outweighed by the benefits of having additional support during the assessment process, which may produce a more positive outcome for the individual.

§ 5230.61(b)(3)

IRRC and four commentators are concerned about the department's removal of the requirement that the assessment identify healthcare facilities as part of the identification of existing and needed natural and formal supports. They believe that the inclusion of healthcare facilities is important and beneficial to an individual's physical wellness and recommend that the assessment continue to identify healthcare facilities.

Response:

The department agrees that the support provided by individuals employed by health care facilities is an important support for an individual to have during treatment. For clarity, the department amends subsection (b)(3) in this final-form rulemaking to include healthcare facilities and human services programs.

§ 5230.61(b)(6)

A few commentators expressed concern that the proposed rulemaking added an option for individuals to have their assessments reviewed with them instead of being signed by the individual. The commentators were concerned that this option may result in individuals being less engaged in their recovery and take away from the collaborative approach of PRS. Two commentators recommended that a provision be added allowing for the documentation of verbal confirmation of intent to sign the assessment.

Response:

The department agrees that individuals should be involved in all aspects of their recovery, including their assessment, and deletes the proposed option for the assessment to only be reviewed with the individual.

§ 5230.61(b)(7)

IRRC and several commentators have expressed concern about the requirement that a PRS agency update the assessment when the individual's diagnosis and identified needs change. Commentators oppose the inclusion of a change in diagnosis as a reason why the assessment must be updated because an LPHA may change a diagnosis and not report it to the PRS agency and the PRS agency will be unaware that it needs to update the assessment. They also assert that a diagnosis change may not have a direct impact on the functioning of the individual and a change in diagnosis is not relevant to the delivery of PRS as the focus is on changes in functioning. Commentators also stated that it is unclear if an update is needed when both the individual's diagnosis and identified needs change or when an individual's diagnosis or an individual's identified needs change.

Response:

The department agrees with IRRC and commentators that the assessment does not need to be updated if an individual's diagnosis changes and, therefore, deletes this requirement from this final-form rulemaking. The department agrees that a psychiatric rehabilitation program may not know when an individual's diagnosis has been updated and that a change in diagnosis may not necessarily change the individual's functioning in the domain areas.

§ 5230.62—*Individual rehabilitation plan*

One commentator requested that the department clarify the timing requirements for the dated signature by the PRS director and whether the IRP is active before the director's signature is obtained. The commentator pointed out that it is a burden if the PRS program and the individual need to wait for the PRS director's signature to make the IRP active.

Response:

The IRP is active once all of the required signatures are obtained because of the presence of the signature of the individual, the staff working with the individual and the PRS director completes the plan. As provided under the existing regulation, a PRS agency shall complete an IRP by day 20 of an individual's attendance at the PRS

program and no more than 60 calendar days after the PRS program's initial contact with the individual, which includes obtaining dated signatures of the individual, the staff working with the individual and the PRS director. See § 5230.62(b) (relating to individual rehabilitation plan).

§ 5230.62(a)(7)

A few commentators suggested that subsection (a)(7) not be amended to allow for documentation of consent to the IRP. Three commentators suggested removing the requirement to document why an individual does not sign the IRP and including a provision to document verbal confirmation of agreement with the IRP. Commentators believe the individual's signature on the IRP is important to confirm collaboration between staff and the individual in developing the IRP and ensure an individual is actively involved in their own recovery planning process.

Two commentators were confused by the revisions to subsections (a)(7) and (d)(5) because they did not specifically state that verbal consent is permissible. IRRC requested that the department explain what is considered acceptable documentation of consent and to clarify the provision by specifying that verbal consent is allowed. IRRC requested that the department address the concerns regarding the active involvement of the individual and how the changes to § 5230.62 protect the public health, safety and welfare.

Response:

The department agrees that the individual should sign the IRP to ensure that the individual is engaged and actively involved in PRS. Therefore, the department deletes the proposed language regarding documentation of consent to the IRP by the individual under subsections (a)(7) and (d)(5).

§ 5230.62(d)

Three commentators are in favor of allowing an IRP update to include either documentation of consent by the individual or the signature of the individual. These commentators also agree that the requirement that the IRP update include documentation of the reason an individual does not sign their IRP update should be deleted from the rulemaking. One commentator believes that the rulemaking should continue to require documentation of the reason an individual does not sign the IRP update.

Response:

While the department appreciates the comments in support of the revisions to § 5230.62(d), the department will continue to require that the individual sign the IRP update unless the PRS agency documents the reason the individual did not sign the IRP update. As discussed previously, it is important that the individual receiving PRS is engaged and involved in the development of their IRP, which includes updates of their IRP.

§ 5230.63(4)—*Daily entry (retitled Documentation)*

Several commentators support removing the requirement that the individual sign the daily entry, while three commentators are opposed to the department changing the requirement that the individual sign the daily entry. Commentators support the removal of the signature requirement because it eliminates an obstacle to providing services through telehealth and reduces PRS agencies' paperwork. In addition, individuals receiving PRS have access to their records so they can review the notes at any time. Other commentators oppose the removal of the

signature requirement because it will decrease individuals' involvement in the review of their records. The department also received additional comments from a commentator who clarified their concern regarding daily progress notes. IRRC requested that the department consider retaining the requirement that the individual sign the daily entry and also include the option for verbal consent to protect the public health, safety and welfare, or explain why it is not necessary to do so.

Response:

The department appreciates the varying comments on this issue. Given that some models of PRS require attendance multiple times a week, daily progress notes create an unnecessary staff burden. It is important to verify the attendance of participants, but requiring staff to draft daily progress notes is cumbersome, time consuming and of limited value. Further, the department evaluated PRS regulations and provider manuals from other states, including Ohio, Virginia, Michigan, Mississippi and Missouri, and found daily attendance records and weekly progress notes to be a standard included in their state regulations and manuals. In response to the public comment and based on similar requirements in other states, amendments were made to this final-form rulemaking to reflect changes to the daily entry requirement to now include weekly progress notes signed and dated by staff and also daily attendance records. Specifically, under this final-form rulemaking, a PRS agency is required to complete a progress note on a weekly basis for each service provided. In addition, a PRS agency is required to keep daily attendance records, including each individual's actual attendance time, including start and end times, and activity or session attended.

§ 5230.81—Quality improvement requirements

Two commentators stated they support the changes made to § 5230.81 (relating to quality improvement requirements). One commentator objected to requiring PRS agencies to track the number of individuals admitted to PRS through the exception process and their average length of stay in PRS because that information would be more easily tracked by payers. One commentator stated that without an explanation as to why this information is being tracked, it appears to be unnecessary and excessive reporting.

Response:

The department appreciates the comments received. After careful consideration, the department is maintaining the requirement to track the average length of duration of PRS for individuals admitted through the exception process because it will help PRS agencies gain important information that they can use to improve the quality of services provided to individuals admitted through the exception process and because this data can be used to evaluate the efficacy of PRS in helping different populations reach their desired goals. Because of the use of this information, this requirement is neither unnecessary nor excessive. In this final-form rulemaking, however, the department further clarifies this language from "length of stay" to "duration of PRS."

In addition to the major changes discussed previously, the department made several changes in preparation of this final-form rulemaking, including correcting typographical errors and amending language to improve clarity and to conform with the changes previously discussed.

Regulatory Review Act

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on July 25, 2024, the department submitted a copy of the proposed rulemaking, published at 52 Pa.B. 3828, to IRRC and to the chairperson of the Health and Human Services Committee of the Senate and to the chairperson of the Human Services Committee of House of Representatives.

Under section 5(c) of the Regulatory Review Act, the department is required to submit to IRRC and the Senate and House Committees copies of comments received during the public comment period, as well as other documents when requested. In preparing this final-form rulemaking, the department has considered all comments from IRRC, the Senate and House committees and the public.

Under section 5.1(j.1) and (j.2) of the Regulatory Review Act (71 P.S. § 745.5a(j.1) and (j.2)), this regulation was deemed approved by the Senate and House committees on September 18, 2024. Under section 5.1(e) of the Regulatory Review Act, IRRC met on September 19, 2024, and approved this final-form rulemaking.

Findings

The department finds that:

(a) Public notice of 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).

(b) A public comment period was provided as required by law and all comments were considered in drafting this final-form rulemaking.

(c) The amendments to this regulation in the manner provided by this final-form rulemaking are necessary and appropriate for the administration and enforcement of the Human Services Code.

Order

The department, acting under sections 911 and 1021 of the Human Services Code, orders that:

(a) The regulations of the department, 55 Pa. Code Chapter 5230, are amended by amending §§ 5230.3, 5230.4, 5230.13, 5230.15, 5230.16, 5230.21, 5230.22, 5230.31, 5230.32, 5230.42, 5230.51—5230.57, 5230.61, 5230.63 and 5230.81 to read as set forth in Annex A of this final-form rulemaking, with ellipses referring to the existing text of the regulation.

(*Editor's Note:* The proposed amendments to § 5230.62 has been withdrawn by the Department.)

(b) The Secretary of the department shall submit this final-form rulemaking and Annex A to the Office of General Counsel and the Office of Attorney General for approval as to legality and form as required by law.

(c) The Secretary of the department shall certify and deposit this final-form rulemaking and Annex A with the Legislative Reference Bureau as required by law.

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

VALERIE A. ARKOOSH,
Secretary

(Editor's Note: See 54 Pa.B. 6347 (October 5, 2024) for IRRC's approval order.)

Fiscal Note: Fiscal note 14-548 remains valid for the final adoption of the subject regulations.

Annex A

TITLE 55. HUMAN SERVICES

PART VII. MENTAL HEALTH MANUAL

Subpart D. NONRESIDENTIAL AGENCIES/FACILITIES/SERVICES

CHAPTER 5230. PSYCHIATRIC REHABILITATION SERVICES

GENERAL PROVISIONS

§ 5230.3. Definitions.

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

BH-MCO—Behavioral health managed care organization—An entity that manages the purchase and provision of mental health and substance abuse services.

Best practice—Service delivery practice based directly on principles and standards that are generally recognized by a profession and are documented in the professional literature.

CFRP—Child and Family Resiliency Practitioner—A person who has satisfied the required education, experience and testing and who is certified as a Child and Family Resiliency Practitioner by the Psychiatric Rehabilitation Association, its successor, or other similar Nationally-recognized certifying entity.

CRP—Certified Psychiatric Rehabilitation Practitioner—A person who has satisfied the required education, experience and testing, and who is certified as a Certified Psychiatric Rehabilitation Practitioner by the Psychiatric Rehabilitation Association, its successor, or other similar Nationally-recognized certifying entity.

CPS certificate—Certified peer specialist certificate—A certificate awarded to a person who has successfully completed the Department-approved training and testing in peer support services.

Clubhouse—A PRS facility that is accredited by Clubhouse International, its successor, or other similar Nationally-recognized entity that provides standards for the clubhouse model.

Coordination of services—Direct contact by a PRS agency with other mental health, physical health or human services formal and natural supports to ensure continuity in service planning.

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DSM—The current version of the Diagnostic and Statistical Manual of Mental Disorders published by the American Psychiatric Association.

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FTE—Full-time equivalent—37.5 hours per week of staff time.

Formal support—An agency, organization or person who provides assistance or resources to others within the context of an official role.

Functional impairment—The loss or abnormality of the ability to perform necessary tasks.

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Human services—Programs or facilities designed to meet basic health, welfare and other needs of a society or group.

ICD—The current version of the *International Classification of Diseases* published by the World Health Organization.

IRP—Individual rehabilitation plan—A document that describes the current service needs based on the assessment of the individual and identifies the individual's goals, interventions to be provided, the location, frequency and duration of services and staff who will provide the service.

Individual—A person 14 years of age or older who receives PRS.

LPHA—Licensed practitioner of the healing arts—A person who is licensed by the Commonwealth to practice the healing arts. This term is limited to a physician, physician's assistant, certified registered nurse practitioner, licensed clinical social worker, licensed marriage and family therapist, licensed professional counselor or psychologist.

* * * * *

PRS—Psychiatric rehabilitation service—A recovery-oriented service offered individually or in groups which is predicated upon the principles, values and practice standards of Clubhouse International, the Psychiatric Rehabilitation Association or other SIMILAR Nationally-recognized professional PRS association.

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Psychiatric rehabilitation principles—A list of core values inherent in psychiatric rehabilitation as defined by Nationally-recognized professional associations, including the Psychiatric Rehabilitation Association, Clubhouse International and the Coalition for Community Living, or other similar Nationally-recognized professional association.

QI plan—Quality improvement plan—A document outlining the ongoing formal process to ensure optimal care and maximize service benefit as part of the licensing process.

Wellness—A domain that helps an individual to develop skills in emotional, financial, social, spiritual, occupational, physical, intellectual and environmental dimensions.

§ 5230.4. Psychiatric rehabilitation processes and practices.

(a) A PRS agency shall assist an individual to develop, enhance and retain skills and competencies in living, learning, working, socializing and wellness so that an individual can live in the environment of choice and participate in the community.

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(f) A PRS agency may offer PRS in a PRS facility, or in the community, or both, as is consistent with an approved agency service description.

GENERAL REQUIREMENTS

§ 5230.13. Agency records.

A PRS agency shall maintain records that contain copies of the following:

(1) Inspection reports, certifications or licenses issued by state and local agencies.

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(6) Human resources policies and procedures that are consistent with the PRS agency's service description and address the following:

(i) Job descriptions for staff positions.

(ii) Criminal history background checks and child abuse certification requirements and protocol in accordance with § 5230.57 (relating to criminal history checks and child abuse certification).

* * * * *

5230.15. Agency service description.

(a) Prior to the initial licensing visit, and when changes occur to the agency service description, a PRS agency shall submit to the Department for prior approval an agency service description that includes the following:

(1) The governing body, advisory board and an agency table of organization.

(2) The philosophy of the PRS agency, incorporating psychiatric rehabilitation principles.

(2.1) Strategies for outreach to and engagement of individuals referred for PRS.

(3) The population to be served, including the following:

(i) Anticipated daily attendance.

(ii) Age range and age groupings, including information on how different age groups will be separated while services are provided. This information shall demonstrate separation of individuals through the scheduling of services, the provision of services in different locations in the PRS facility's physical space, and other procedures the PRS agency uses to separate individuals under 18 years of age from individuals 18 years of age or older, or any other needed age groupings.

(iii) Diagnostic groups.

(iv) Plans to identify and accommodate special populations.

(v) Plans to identify and accommodate culturally diverse populations.

(4) The approach of PRS offered including EBPs and best practices utilized.

(5) A PRS facility identified as a clubhouse must be accredited by a Nationally-recognized entity that provides standards for the clubhouse model, within 3 years of licensing and maintain accreditation.

(6) The location of service, whether in a PRS facility or in the community, or a combination of both.

(7) Expected service outcomes for individuals.

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(17) A procedure for filing and resolving complaints.

(18) A procedure for engaging and involving the individual's family members and natural supports when the individual consents to the involvement.

(b) The Department may deny agency service descriptions and approaches that do not meet EBP or best practices standards.

(c) PRS agencies shall deliver services consistent with the approved service description.

§ 5230.16. Coordination of services.

(a) A PRS agency shall have written agreements to coordinate services with other providers, including the following:

(1) Psychiatric inpatient facilities.

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(5) Case management programs.

(6) Peer support services agencies.

(b) A PRS agency may have written agreements to coordinate services with other providers as needed, including the following:

(1) Housing and residential programs.

(2) Substance use disorder programs.

(3) Vocational, educational and social programs.

(4) Other agencies and systems that serve individuals 14 years of age or older.

INDIVIDUAL RECORD

§ 5230.21. Content of individual record.

A PRS agency shall develop and maintain a record for an individual served containing the following:

(1) Information that identifies the individual.

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(4) A signed set of documents providing the following:

(i) Documentation of consent to receive PRS that is in accordance with Federal and State laws and regulations on obtaining consent to treatment.

(ii) Documentation of consent to release information that is in accordance with Federal and State laws and regulations on obtaining consent to release records.

(iii) Verification that the individual received and had an opportunity to discuss the oral and written versions of the PRS statement of rights under § 5230.41 (relating to PRS statement of rights).

(iv) Documentation that the individual has chosen to receive PRS as required by § 5230.31(d) (relating to admission requirements).

(5) An assessment and updates.

* * * * *

(8) Staff documentation of coordination with other services and supports including the following:

(i) Outreach and engagement efforts with natural supports, including family members, as directed by the individual.

(ii) Ongoing contacts and involvement with formal supports.

(9) Discharge summary.

§ 5230.22. Documentation standards and record security, retention and disposal.

A PRS agency shall ensure that an individual record meets the following standards:

(1) The record must be legible throughout.

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(6) The record shall be kept in a permanent, secure location.

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ADMISSION, CONTINUED STAY AND DISCHARGE REQUIREMENTS

§ 5230.31. Admission requirements.

(a) *General rule.* To be eligible for PRS, an individual must be 14 years of age or older and have a written recommendation from an LPHA acting within the scope of professional practice that includes the following information:

- (1) {Reserved}.
- (2) Documentation of one of the following diagnoses:
 - (i) Schizophrenia.
 - (ii) Schizoaffective disorder.
 - (iii) Other specified schizophrenia spectrum and other psychotic disorder.
 - (iv) Major depressive disorder.
 - (v) Bipolar disorder.
 - (vi) Anxiety disorders.
 - (vii) Posttraumatic stress disorder.
 - (viii) Borderline personality disorder.

(3) Documentation that, as a result of the individual's diagnosis, the individual has a moderate to severe functional impairment that interferes with or limits the individual's performance in at least one of the following domains:

- (i) Living.
- (ii) Learning.
- (iii) Working.
- (iv) Socializing.
- (v) Wellness.
- (4) {Reserved}.

(b) *Assessment.* A PRS agency shall identify and document the functional impairment of the individual in an assessment as required under § 5230.61(b)(1) (relating to assessment).

(c) *Exception.* An individual who does not have a diagnosis listed under subsection (a)(2) is eligible for PRS if the individual has a written recommendation from an LPHA acting within the scope of professional practice that includes the following information:

(1) Documentation of a diagnosis of a mental, behavioral or emotional disorder that is listed in the current DSM or ICD, which results in a moderate to severe functional impairment in at least one of the following domains:

- (i) Living.
- (ii) Learning.
- (iii) Working.
- (iv) Socializing.
- (v) Wellness.

(2) Documentation that it is anticipated that PRS will help the individual reach the individual's desired goal.

(d) *Admittance.* An individual may only be admitted to PRS if the individual chooses to receive PRS.

§ 5230.32. Continued stay requirements.

(a) A PRS agency shall determine an individual's eligibility for continued stay during an IRP update required under § 5230.62(c) (relating to individual rehabilitation plan).

(b) An individual's eligibility for continued stay shall be determined by documentation of the following:

(1) An individual chooses continued participation in the PRS.

(2) A continued need for service based upon one or both of the following:

(i) As a result of a diagnosed mental, behavioral or emotional disorder, there is a functional impairment that is addressed in the IRP.

(ii) The withdrawal of service could result in loss of rehabilitation gain or goal attained by an individual.

RIGHTS

§ 5230.42. Nondiscrimination.

A PRS agency may not discriminate against an individual or staff on the basis of race, color, creed, disability, religious affiliation, ancestry, gender, gender identity or expression, sexual orientation, National origin or age and shall comply with applicable Federal and State statutes and regulations.

STAFFING

§ 5230.51. Staff qualifications.

(a) A director of a PRS agency that serves individuals 18 years of age or older shall have one of the following:

(1) A bachelor's degree and CPRP certification.

(2) A bachelor's degree and at least 3 years work experience in mental health direct service, 2 years of which must be work experience in PRS. CPRP certification shall be attained within 2 years of hire as a PRS director.

(3) An associate's degree and CPRP certification, if employed as the PRS director of a licensed PRS facility for at least 6 months immediately prior to May 11, 2013.

(b) A psychiatric rehabilitation specialist who works with individuals 18 years of age or older shall have one of the following:

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(d) A psychiatric rehabilitation assistant shall have a high school diploma or GED and 6 months experience in human services.

(e) A director of a PRS agency that serves individuals 14 years of age or older but under 18 years of age shall have one of the following:

(1) A bachelor's degree and CFRP certification.

(2) A bachelor's degree and at least 3 years work experience in mental health direct service, 2 years of which must be work experience in PRS. CFRP certification shall be attained within 2 years of hire as a PRS director or within 2 years of the date the PRS agency received approval of its service description that identifies that it will be serving individuals 14 years of age or older but under 18 years of age, whichever is later.

(f) A psychiatric rehabilitation specialist who works with individuals 14 years of age or older but under 18 years of age shall have one of the following:

(1) A bachelor's degree and 2 years work experience in mental health direct service, 1 year of which must be

work experience in PRS. CFRP certification shall be attained either within 2 years from the date of hire as a psychiatric rehabilitation specialist or within 2 years of the date the PRS agency received approval of its service description that identifies that it will be serving individuals 14 years of age or older but under 18 years of age, whichever is later.

(2) CFRP certification.

(g) An associate's degree or bachelor's degree must be awarded by a college or university accredited by an agency recognized by the United States Department of Education or the Council for Higher Education Accreditation, or an equivalent degree from a foreign college or university that has been evaluated by the Association of International Credential Evaluators, Inc., or the National Association of Credential Evaluation Services. The Department will accept a general equivalency report from the listed evaluator agencies to verify a foreign degree or its equivalency.

(h) If the PRS agency serves both individuals 18 years of age or older and individuals 14 years of age or older but under 18 years of age, the director and the psychiatric rehabilitation specialists shall have both a CPRP certification and a CFRP certification.

5230.52. General staffing requirements.

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(e) A PRS agency shall develop a schedule that includes a plan to maintain staffing requirements during:

(1) Staff absence.

(2) Deployment of staff for PRS delivered in the community.

(f) A PRS agency shall document staffing by maintaining work schedules, time records and utilization data.

(g) When a PRS agency operates more than one PRS facility, the PRS director shall be present at each licensed PRS facility an average of 7.5 hours per week in a calendar month.

(h) *Psychiatric rehabilitation specialist staffing ratio.* A minimum of 25% of the staff based on the number of FTE positions shall meet the qualifications of a psychiatric rehabilitation specialist provided under § 5230.51(b) and (f) (relating to staff qualifications), as applicable, within 2 years of initial licensing.

(i) *CPRP certification staffing ratio.* When a PRS agency serves only individuals 18 years of age or older, a minimum of 25% of the staff based on the number of FTE positions shall have CPRP certification within 2 years of initial licensing.

(i.1) *CFRP certification staffing ratio.* When a PRS agency serves only individuals 14 years of age or older but under 18 years of age, a minimum of 25% of the staff based on the number of FTE positions shall have CFRP certification within either 2 years of initial licensing or within 2 years of the date the PRS agency received approval of its service description that identifies that it will be serving individuals 14 years of age or older but under 18 years of age, whichever is later.

(i.2) *CPRP and CFRP certification staffing ratio.* When a PRS agency serves both individuals 18 years of age or older and individuals 14 years of age or older but under 18 years of age, the PRS agency shall meet the certification staffing ratios as provided under subsections (i) and (i.1).

(j) Trained staff shall be available, or other accommodations made, to address the language needs of an individual, including American Sign Language and Braille.

§ 5230.53. Individual services.

A PRS agency shall provide individual services in a PRS facility or in the community with a one staff to one individual (1:1) ratio.

§ 5230.54. Group services.

* * * * *

(f) A PRS agency shall design group services to protect confidentiality.

(f.1) Only staff of the PRS agency, individuals who are interning at the PRS agency and individuals who receive PRS from the PRS agency may be included in group services delivered in the community.

(g) A PRS agency shall arrange for group discussion of the experience before and after service is conducted in the community. The group discussion shall occur in a setting that assures confidentiality.

§ 5230.55. Supervision.

* * * * *

(c) A PRS director or psychiatric rehabilitation specialist designated as a supervisor shall meet with staff individually no less than two times per calendar month for at least 30 minutes. Audio-only supervision is not permitted.

* * * * *

§ 5230.56. Staff training requirements.

A PRS agency shall implement a staff training plan that ensures initial and ongoing training in PRS practices as specified under § 5230.4 (relating to psychiatric rehabilitation processes and practices).

(1) Staff providing services in a PRS agency shall complete a Department-approved 12-hour psychiatric rehabilitation orientation course no later than 1 year after hire. This course shall be credited to the annual training requirement listed under paragraph (2) for the calendar year in which it is completed.

(2) Staff providing services in a PRS agency shall complete 18 hours of training per calendar year as follows:

(i) A minimum of 12 hours of the required annual training shall be focused on psychiatric rehabilitation, recovery practices or resiliency, or a combination of the three.

(ii) If the PRS agency serves individuals 14 years of age or older but under 18 years of age, 6 hours of the required annual training shall be focused on youth services.

(2.1) If the PRS agency serves individuals 14 years of age or older but under 18 years of age, training in the child abuse mandated reporter requirements of 23 Pa.C.S. §§ 6301—6388 (relating to Child Protective Services Law) and Chapter 3490 (relating to protective services) shall be completed.

(3) A PRS agency shall assure competency of new staff by providing an additional PRS service-specific orientation that includes the following:

(i) Six hours of training in the specific PRS model or approach outlined in the agency service description prior to new staff working independently. This training is required within the first year of employment.

(ii) Six hours of mentoring for new staff prior to new staff delivering services independently. Mentoring shall be provided by a PRS director or psychiatric rehabilitation specialist designated as a supervisor and must be completed in person within the first year of employment.

(4) A PRS agency shall assure that training has learning objectives.

(5) A PRS agency shall maintain documentation of training hours in the PRS agency records under § 5230.13(6)(v) (relating to agency records).

§ 5230.57. Criminal history checks and child abuse certification.

(a) A PRS agency that serves individuals 18 years of age or older shall complete a criminal history background check for staff that will have direct contact with individuals receiving PRS.

(b) A PRS agency that serves individuals 18 years of age or older shall develop and consistently implement written policies and procedures regarding personnel decisions based on the results of criminal history background checks.

(c) A PRS agency that serves individuals 14 years of age or older but under 18 years of age shall complete criminal history background checks and child abuse certifications for staff as required under 23 Pa.C.S. §§ 6301—6388 (relating to Child Protective Services Law) and Chapter 3490 (relating to protective services).

(d) A PRS agency that serves individuals 14 years of age or older but under 18 years of age shall develop and consistently implement written policies and procedures regarding personnel decisions based on the results of criminal history background checks and child abuse certifications in accordance with 23 Pa.C.S. §§ 6301—6388 and Chapter 3490.

SERVICE PLANNING AND DELIVERY

§ 5230.61. Assessment.

(a) A PRS agency shall complete an assessment of an individual prior to developing the IRP.

(b) The assessment shall be completed in collaboration with the individual and as directed by the individual, with formal and natural supports, including family members, and must:

(1) Identify the functioning of the individual in the living, learning, working, socializing and wellness domains.

(2) Identify the strengths and needs of the individual.

(3) Identify the existing and needed natural and formal supports, including other health care facilities and human services programs.

(4) Identify the specific skills, supports and resources the individual needs and prefers to accomplish stated goals.

(5) Identify the cultural needs and preferences of the individual.

(6) Be signed by the individual and staff.

(7) Be updated annually and when one of the following occurs:

(i) The individual requests an update.

(i.1) The individual's identified needs change.

(ii) The individual completes a goal.

(iii) The individual is not progressing on stated goals.

§ 5230.63. Documentation.

(a) A PRS agency shall complete a progress note on a weekly basis for each service provided to an individual that summarizes the following:

(1) The service provided in the context of the goal.

(2) The individual's response to the service.

(3) The individual's level of service engagement during the week.

(b) Staff providing the service shall sign and date the weekly progress note.

(c) A PRS agency shall keep daily attendance records of individuals served, including each individual's actual attendance time, which includes a start time, end time and activity or session attended.

(1) The attendance record is not required to be maintained in the individual's record.

(2) The daily attendance records must be available to the Department.

QUALITY IMPROVEMENT

§ 5230.81. Quality improvement requirements.

(a) A PRS agency shall establish and implement a written QI plan that meets the following requirements:

(1) Provides for an annual review of the quality, timeliness and appropriateness of services, including the following:

(i) Outcomes for PRS.

(ii) Individual record reviews.

(iii) Individual satisfaction.

(iv) Number of individuals admitted to PRS that did not have a diagnosis listed in § 5230.31(a)(2) (relating to admission requirements).

(iv.1) Average length of duration of PRS for individuals who did not have a diagnosis listed in § 5230.31(a)(2).

(v) Evaluation of compliance with the approved agency service description.

* * * * *

[Pa.B. Doc. No. 25-79. Filed for public inspection January 17, 2025, 9:00 a.m.]

PROPOSED RULEMAKING

UNDERGROUND STORAGE TANK INDEMNIFICATION BOARD

[25 PA. CODE CH. 977]

Eligibility Requirements

The Underground Storage Tank Indemnification Board (“board” or “USTIB”) proposes to amend §§ 977.4 and 977.31 (relating to definitions; and eligibility requirements) to read as set forth in Annex A.

Effective Date

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

Statutory Authority

The amendments are proposed under the board’s rule-making authority as set forth in section 705(d) and (f)(2) of the Storage Tank and Spill Prevention Act of 1989 (35 P.S. § 6021.705(d) and (f)(2)), which authorizes the board to promulgate regulations concerning fees, the administrative procedures and business of the board and operation and administration of the Underground Storage Tank Indemnification Fund (Fund). See *Shrom v. USTIB*, 292 A.3d 894 (2023) (further explaining USTIB’s authority to promulgate regulations relating to claim eligibility requirements).

Background and Purpose

This proposed rulemaking, as set forth in Annex A, is necessary to clarify the eligibility requirements for participants to be eligible for Fund coverage based on case law developments since the last regulatory amendments to the eligibility requirements made in 2001. Commonwealth residents will also benefit from the amended regulation to the extent that the Fund will continue to ensure that the eligibility requirements are easy to understand and participants understand their obligations under the law and regulations. Ease of participant compliance will ensure that more Fund and Tank Installer Indemnification Program (Program) claims will be found eligible for Fund coverage and that Fund resources can be utilized to indemnify its participants for the remediation of eligible releases, thereby protecting the lands and waters of this Commonwealth.

Description of the Proposed Amendments

This proposed rulemaking adds a definition for “UST facility” to § 977.4 to clarify that the term includes a storage tank facility (as that term is defined in § 245.1 (relating to definitions)), pertaining to the administration of the storage tank and spill prevention program, that has one or more underground storage tanks (UST) or heating oil tanks (HOT).

The board proposes to amend § 977.31(1) to clarify that the eligibility requirements for Fund coverage apply to both USTs and HOTs.

Section 977.31(2) is proposed to be amended to clarify what fees need to be paid to be eligible for reimbursement from the Fund and the timing of payment of those fees. Currently, § 977.31(2) does not provide a deadline for payment of the fees required by Subchapter B (relating to fees and collection procedures) to be eligible for coverage from the Fund. This has created confusion for participants. These fees finance the Fund and are necessary to

ensure the continued financial solvency of the Fund. The proposed amendment would clarify that the fees required by Subchapter B must be paid prior to the time that the release giving rise to the claim is discovered, providing a clear deadline to participants.

Section 977.31(3) is proposed to be amended to require that registration and annual registration fees required under §§ 245.41 and 245.42 (relating to tank registration requirements; and tank registration fees) for USTs located at the UST facility where the release occurred are current and paid on or before 60 days of when the release giving rise to the claim is discovered. This allows tank owners or operators to come into compliance with payment of the required fees for up to 60 days after a release is discovered. The regulation, as currently written, did not specify when the participant had to pay the fees to be eligible for reimbursement. The Fund interpreted the regulation as requiring fees to be paid at the time the release was discovered, but the Commonwealth Court and Supreme Court found that the fees could be paid at any time prior to the Fund eligibility determination. To address the courts’ decisions, the board considered the establishment of different time periods within which these fees must be paid. After input from the Department of Environmental Protection (DEP), the board determined that participants should be provided 60 days after discovering the release to pay all the fees required by §§ 245.41 and 245.42.

The Fund proposes to amend § 977.31(4) to clarify that a participant must have received the appropriate permit or certification for the UST before the release giving rise to the claim is discovered. As currently written, the regulation does not specify when the permit or certification must be obtained.

The remaining proposed amendments to paragraphs (5) and (7) are clarifying non-substantive amendments.

Public Input

The Fund circulated an exposure draft on January 29, 2024, by emailing a copy of the draft annex to trade associations representing the Fund participants who must comply with the eligibility requirements to receive remediation indemnification payments as well as the Storage Tank Advisory Committee (Committee) of DEP. In addition, the exposure draft was posted on the Fund’s website. No comments were received in response to the exposure draft. The contents of the proposed regulation were discussed at the December 13, 2023, and June 5, 2024, Committee meetings. The substance of the proposed regulation was also discussed at the December 14, 2023, and June 13, and September 19, 2024, board meetings.

Affected Parties

This proposed rulemaking affects the Fund and Program participants who file a claim to receive indemnification for reasonable and necessary remediation costs following a qualifying release from a UST or HOT.

As of June 30, 2024, there were 20,812 USTs registered with DEP. Tanks can be located at service stations, fuel distributors, farms, trucking companies, auto dealerships, utilities, manufacturers, schools/colleges, hospitals and churches. There are currently 726 HOTs participating in the voluntary HOT program.

Tank owners, operators or certified tank installers that have a confirmed release and wish to receive indemnifica-

tion for remediation activities will be required to comply with the regulation. In 2023, there were 168 Fund claims filed—135 of those claims were filed by service stations, 1 claim was filed by a fuel distributor, 25 claims were filed by other entities (these can include farm owners, trucking companies, auto dealerships and utilities), 3 claims were filed by municipalities and 4 claims were filed by institutions (which includes schools, colleges, hospitals and churches). In addition, one Program claim was filed in 2023. The voluntary HOT program received 11 claims in 2023 and 20 claims in 2024 as of September 16, 2024.

Fiscal Impact

State government

There will not be any fiscal impact to DEP or the board as a result of this proposed rulemaking.

General public

This proposed rulemaking will have no fiscal impact upon the general public.

Local government

This proposed rulemaking will have no fiscal impact upon political subdivisions.

Regulated community

This proposed rulemaking will have no fiscal impact on the regulated community.

Paperwork

There are no additional legal, accounting or consulting procedures as a result of this proposed rulemaking.

Sunset Date

The board continuously monitors the effectiveness of regulations on an ongoing basis; therefore, no sunset date has been assigned.

Contact Person

Questions or comments regarding this proposed rulemaking may be addressed in writing to Kimberly Sheaffer, Insurance Department, 1341 Strawberry Square, Harrisburg, PA 17120, within 30 days following the publication of this notice in the *Pennsylvania Bulletin*. Questions and comments may also be emailed to kimsheaffe@pa.gov or faxed to (717) 772-1969.

Regulatory Review

Under section 5(f) of the Regulatory Review Act (71 P.S. § 745.5(f)), on January 7, 2025, the board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC). A copy of this material is available to the public upon request. On the same date, the board submitted this proposed rulemaking to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. The board will deliver a copy of this proposed rulemaking and required materials to the chairperson of the Banking and Insurance Committee of the Senate and the chairperson of the Insurance Committee of the House of Representatives, no later than the second Monday after the date by which both committee designations have been published in the *Pennsylvania Bulletin*.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria in section 5.2 of the Regulatory Review Act

(71 P.S. § 745.5b) that have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the board, the General Assembly and the Governor.

J. STEPHEN HIEBER,
Chairperson

Fiscal Note: 11-263. No fiscal impact; recommends adoption.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION

PART VIII. UNDERGROUND STORAGE TANK INDEMNIFICATION BOARD

CHAPTER 977. UNDERGROUND STORAGE TANK INDEMNIFICATION FUND

Subchapter A. GENERAL PROVISIONS

§ 977.4. Definitions.

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

* * * * *

UST—Underground storage tank—

(i) Any one or a combination of tanks (including underground pipes connected thereto) which are used to contain an accumulation of regulated substances, and the volume of which (including the volume of underground pipes connected thereto) is 10% or more beneath the surface of the ground.

(ii) The term does not include:

(A) Farm or residential tanks of 1,100 gallons or less capacity used for storing motor fuel for noncommercial purposes.

(B) Tanks used for storing heating oil for consumptive use on the premises where stored unless they are specifically required to be regulated by Federal law.

(C) A septic or other subsurface sewage treatment tank.

(D) A pipeline facility (including gathering lines) regulated under:

(I) The Natural Gas Pipeline Safety Act of 1968 (49 U.S.C.A. App. §§ 1671—1687).

(II) The Hazardous Liquid Pipeline Safety Act of 1979 (49 U.S.C.A. §§ 2001—2015).

(E) An interstate or intrastate pipeline facility regulated under state laws comparable to the provisions of law in subparagraph (iv).

(F) Surface impoundments, pits, ponds or lagoons.

(G) Stormwater or wastewater collection systems.

(H) Flow-through process tanks.

(I) Liquid traps or associated gathering lines directly related to oil or gas production and gathering operations.

(J) Storage tanks situated in an underground area (such as a basement, cellar, mine working, drift, shaft or tunnel) if the tank is situated upon or above the surface of the floor.

(K) Except for tanks subject to the requirements of 40 CFR Part 280 (relating to technical standards and corrective action requirements for owners and operators of UST), tanks regulated under the Solid Waste Manage-

ment Act (35 P.S. §§ 6018.101—6018.1003), including piping, tanks, collection and treatment systems used for leachate, methane gas and methane gas condensate management.

(L) A UST whose capacity is 110 gallons or less.

(M) Tanks containing radioactive materials or coolants that are regulated under The Atomic Energy Act of 1954 (42 U.S.C.A §§ 2011—2297).

(N) A wastewater treatment tank system.

(O) Equipment or machinery that contains regulated substances for operational purposes such as hydraulic lift tanks and electrical equipment tanks.

(P) A UST that contains a de minimis concentration of regulated substances.

(Q) An emergency spill or overflow containment UST system that is expeditiously emptied after use.

(R) A UST that is part of an emergency generator system at nuclear power generation facilities regulated by the Nuclear Regulatory Commission under 10 CFR Part 50, Appendix A (relating to general design criteria for nuclear power plants).

UST facility—For purposes of § 977.31 (relating to eligibility requirements), the term means a storage tank facility as defined in § 245.1 (relating to definitions) that includes one or more USTs or HOTs.

Waste oils—An accumulation of oils from one or more sources, including the following:

- (i) Water emulsified in oil.
- (ii) Incompatible oils that have been mixed.
- (iii) Foul or wet oil and sludge received from receipt operations.
- (iv) Sludges or bottom sediment accumulating in the bottoms of storage tanks after a significant period of time.
- (v) Oil which has been spilled and then recovered from sumps, basins or other spaces.
- (vi) Oil contaminated by gasoline or other petroleum products.

Wholesale distribution UST—A UST used for intermediate storage of gasoline prior to delivery into a UST that directly serves end users.

Subchapter C. COVERAGE AND CLAIMS PROCEDURES

§ 977.31. Eligibility requirements.

To be eligible for Fund coverage, the participant shall, under section 706 of the act (35 P.S. § 6021.706), **regarding eligibility of claimants**, meet the following requirements:

(1) The claimant is the owner, operator or certified tank installer of the [tank] **UST or HOT** which is the subject of the claim.

(2) [**The current fee**] **Fees required under [section 705 of the act (35 P.S. § 6021.705) has been paid] Subchapter B (relating to fees and collection procedures) for every UST or HOT located at the UST facility where the release occurred are paid prior to the time that the release giving rise to the claim is discovered.**

(3) [**A UST has been registered in accordance with the requirements of section 503 of the act (35 P.S. § 6021.503)] **Registration and annual registration fees required under §§ 245.41 and 245.42 (relating to tank registration requirements; and tank registration fees) for USTs located at the UST facility where the release occurred are current and paid on or before 60 days of when the release giving rise to the claim is discovered.****

(4) The participant [**has obtained**] **received** the appropriate permit or certification, if required under sections 108, 501 and 504 of the act (35 P.S. [§ §] §§ 6021.108, 6021.501 and 6021.504), **pertaining to interim certification of installers and inspectors, UST requirements and permits and plans, prior to the time that the release giving rise to the claim is discovered.**

(5) The release that is the subject of the claim occurred after the date established by the Board for payment of the fee required by section 705(d) of the act **(35 P.S. § 6021.705(d)), regarding fees.**

(6) The participant cooperates, as defined in § 977.32 (relating to participant cooperation), with the Fund in its eligibility determination process, claims investigation, the defense of any suit, the pursuit of a subrogation action and other matters as requested.

(7) The participant [**has**] met the notification requirements of § 977.34 (relating to claims reporting).

(8) If the claimant is a certified company, the company conducted a tank-handling activity on a UST or a HOT from which the release occurred.

[Pa.B. Doc. No. 25-80. Filed for public inspection January 17, 2025, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Human Services

The Executive Board approved a reorganization of the Department of Human Services effective January 3, 2025.

The organization chart at 55 Pa.B. 485 (January 18, 2025) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)

[Pa.B. Doc. No. 25-81. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Military and Veterans Affairs

The Executive Board approved a reorganization of the Department of Military and Veterans Affairs effective January 3, 2025.

The organization chart at 55 Pa.B. 487 (January 18, 2025) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)

[Pa.B. Doc. No. 25-82. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Pennsylvania Commission on Crime and Delinquency

The Executive Board approved a reorganization of the Pennsylvania Commission on Crime and Delinquency effective January 3, 2025.

The organization chart at 55 Pa.B. 488 (January 18, 2025) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)

[Pa.B. Doc. No. 25-83. Filed for public inspection January 17, 2025, 9:00 a.m.]

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

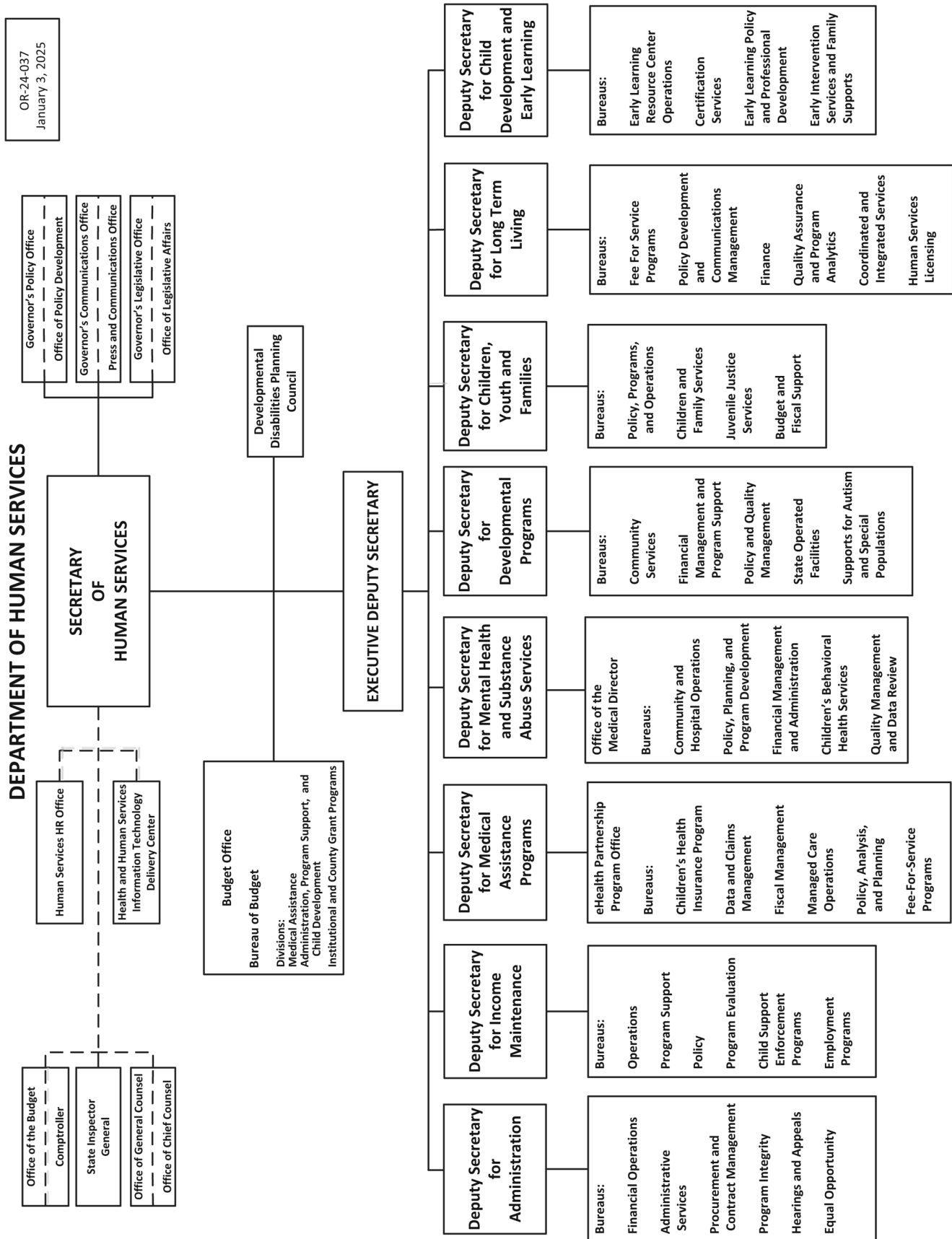
Reorganization of the Pennsylvania Historical and Museum Commission

The Executive Board approved a reorganization of the Pennsylvania Historical and Museum Commission effective January 3, 2025.

The organization chart at 55 Pa.B. 489 (January 18, 2025) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

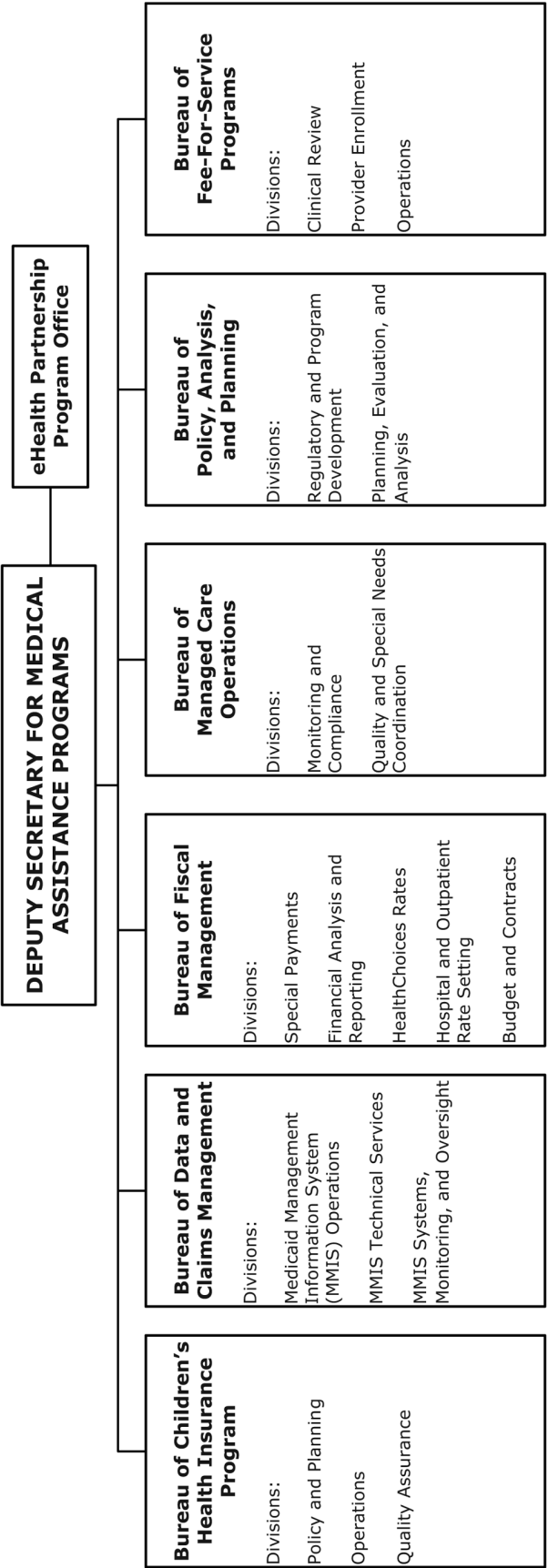
(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)

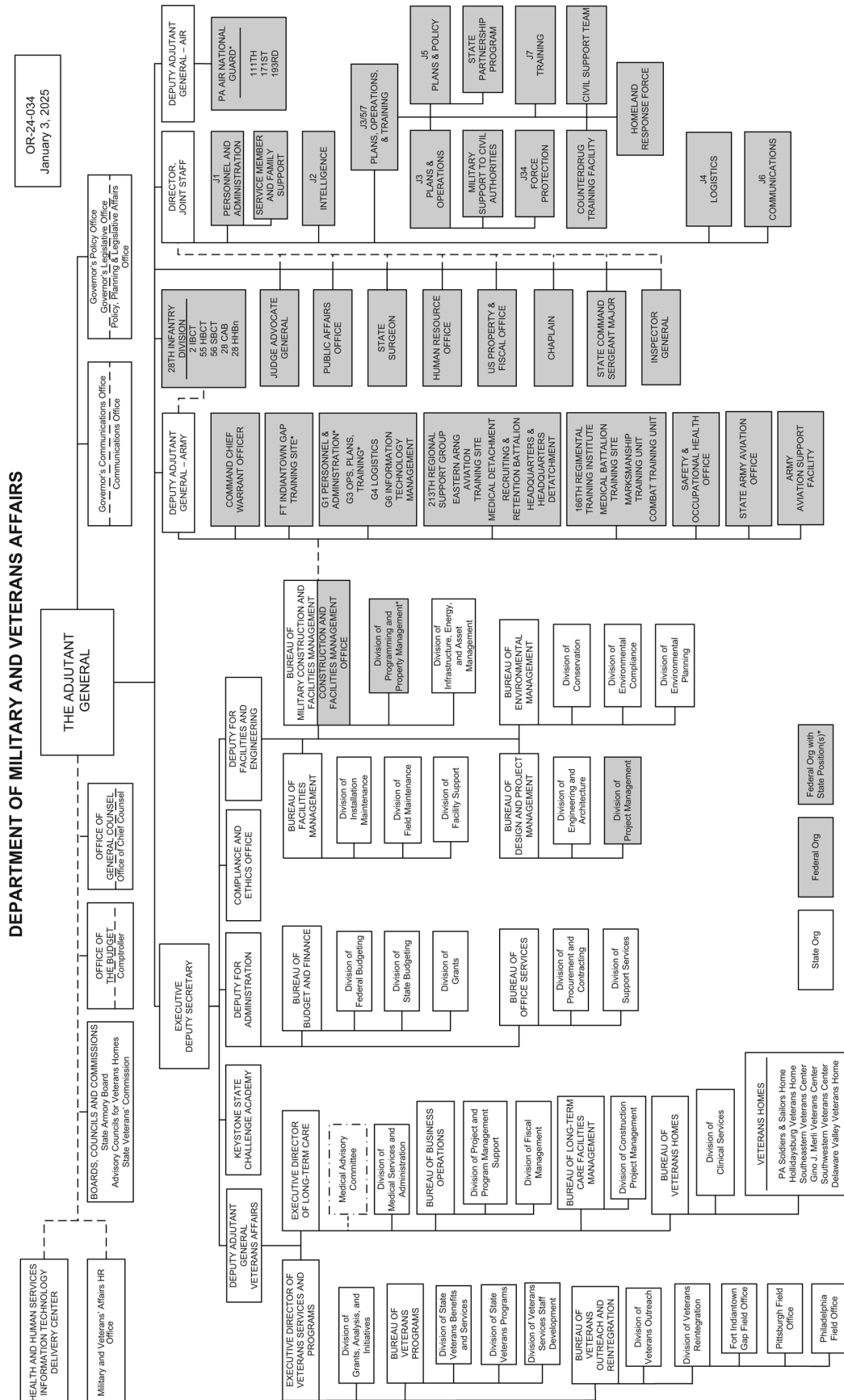
[Pa.B. Doc. No. 25-84. Filed for public inspection January 17, 2025, 9:00 a.m.]



DEPARTMENT OF HUMAN SERVICES
DEPUTY SECRETARY FOR MEDICAL ASSISTANCE PROGRAMS

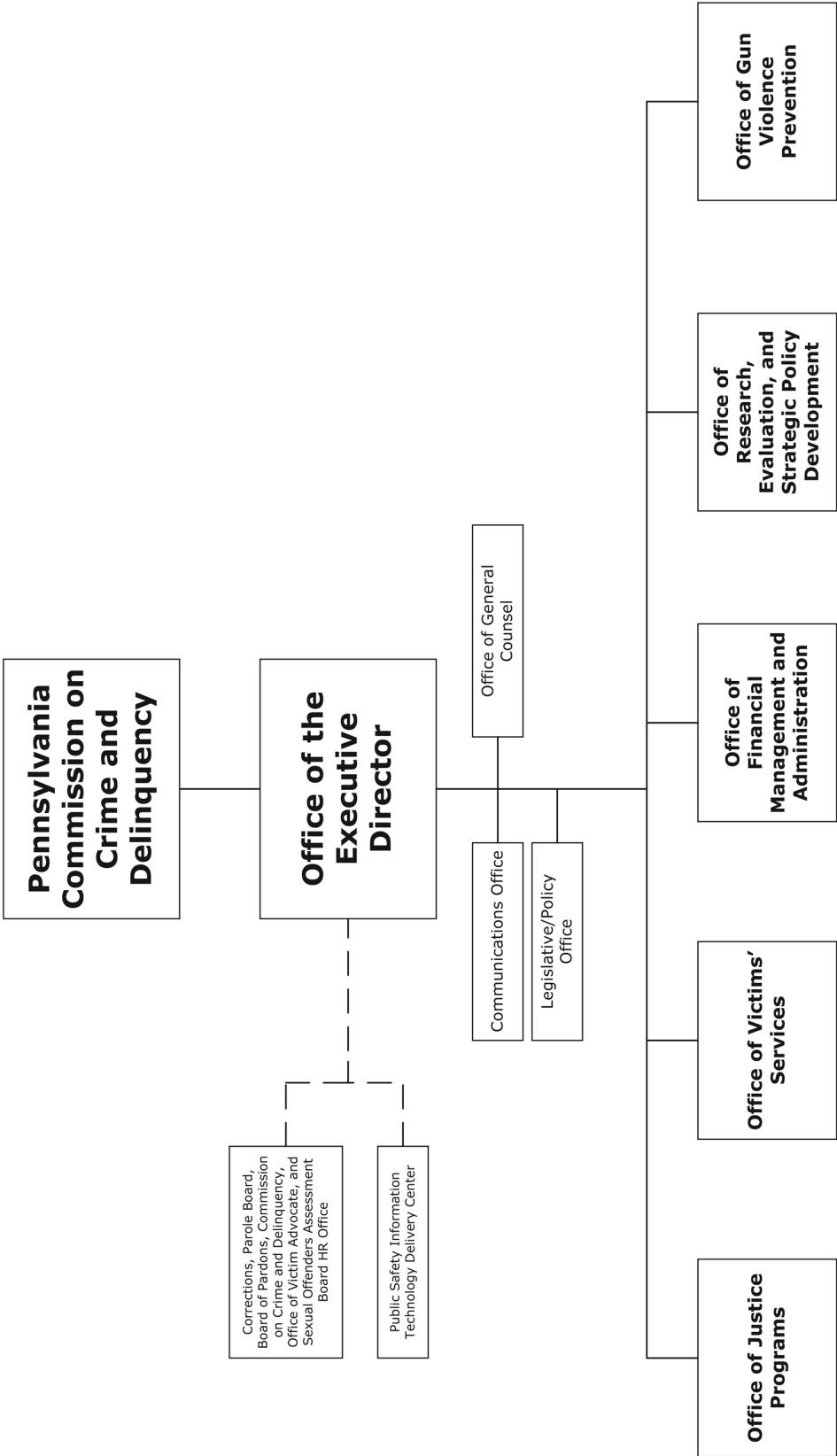
OR-24-037
January 3, 2025





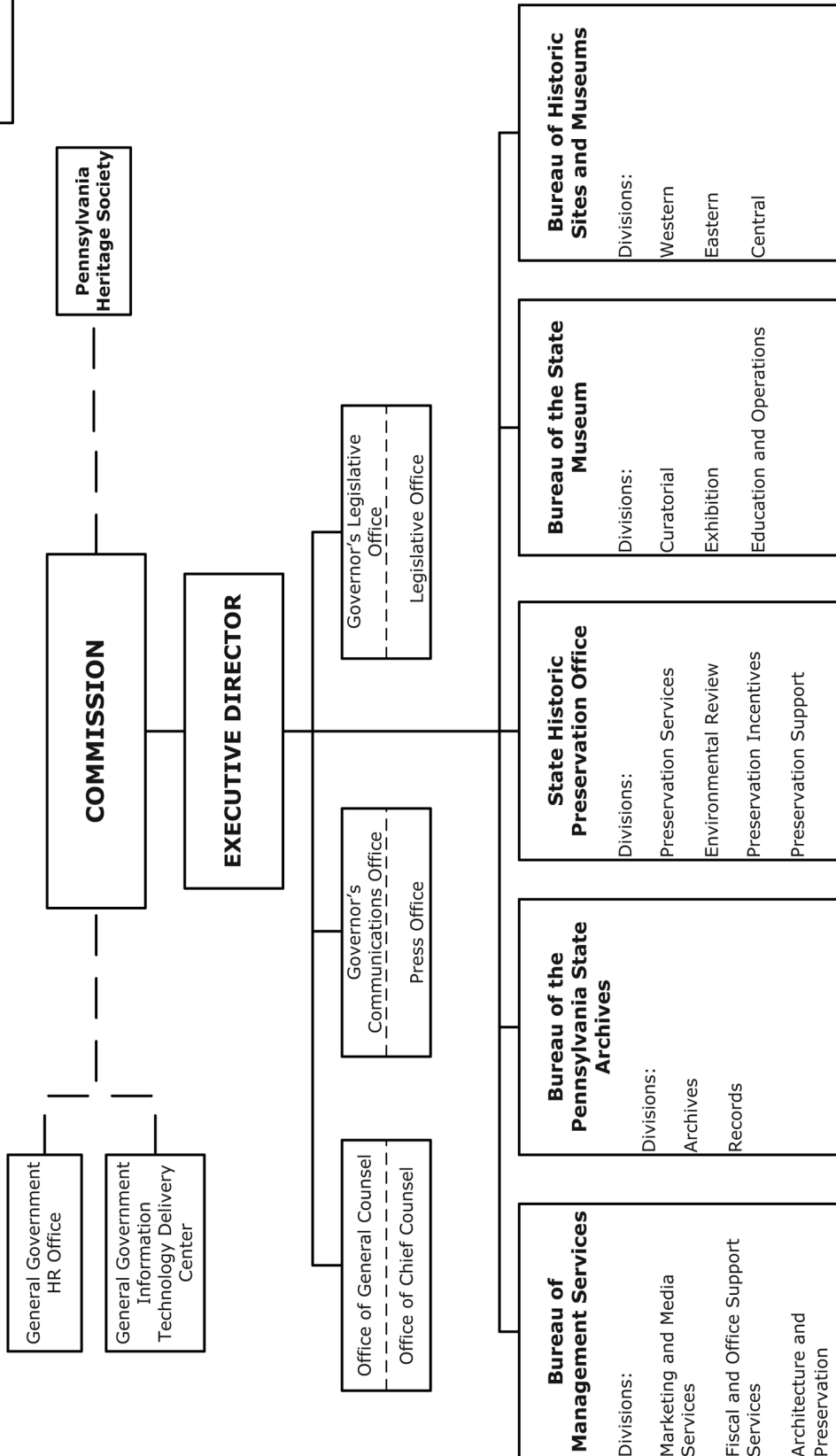
Pennsylvania Commission on Crime and Delinquency

OR-24-035
January 3, 2025



HISTORICAL AND MUSEUM COMMISSION

OR-24-036
January 3, 2025



PENNSYLVANIA BULLETIN

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Number 3

Part II

This part contains the
Notices



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 7, 2025.

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, may file comments in writing with the Department, for Bank Supervision, by email to ra-bnbksbmssnspt@pa.gov or for credit unions, by email to ra-bncusubmissions@pa.gov and trust companies, by email to ra-bntrustsuprvsninq@pa.gov. Comments must be received no later than 30 days from the date that the notice regarding acceptance 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, or for credit unions or trust companies (717) 783-2253.

APPLICATIONS FOR COMMENT

BANKING INSTITUTIONS

No activity.

CREDIT UNIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Status</i>
01-03-2025	Armco Credit Union Butler Butler County Application for approval to merge Corry Jamestown Credit Union, Corry, PA, with and into Armco Credit Union, Butler, PA.	Accepted

OTHER APPLICATION ACTIVITY

BANKING INSTITUTIONS

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Status</i>
01-02-2025	LINKBANK Camp Hill Cumberland County	1250 Camp Hill Bypass Camp Hill Cumberland County (Limited-Service Facility)	Approved
01-06-2025	Wayne Bank Honesdale Wayne County	983 Wyoming Avenue Forty Fort Luzerne County	Opened

CREDIT UNIONS

Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Status</i>
12-26-2024	<i>From:</i> Tendto Credit Union Erie Erie County <i>To:</i> Tendto Federal Credit Union Erie Erie County Conversion from a Pennsylvania State-chartered credit union to a Pennsylvania Federal credit union.	Effective

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

WENDY S. SPICHER,
Secretary

[Pa.B. Doc. No. 25-85. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of February 2025

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P.L. 13, No. 6) (41 P.S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of February 2025, is 7%.

The interest rate limitations under the Commonwealth's usury statute were pre-empted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub.L. No. 96-221). Further pre-emption was instituted with the signing of Pub.L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board or the United States Treasury, or both. The latest yield rate on long-term government securities is 4.54 to which was added 2.50 percentage points for a total of 7.04 that by law is rounded off to the nearest quarter at 7%.

WENDY S. SPICHER,
Secretary

[Pa.B. Doc. No. 25-86. Filed for public inspection January 17, 2025, 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 22, 2025, 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 website prior to the public meeting at pa.gov/agencies/dcnr/programs-and-services/about/councils-and-committees/cnrac.html.

Questions concerning this public meeting or agenda items can be directed to Nicole Faraguna at (717) 346-7636. For public comment to be considered at the public meeting, follow the instructions on the Council's website.

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. 25-87. Filed for public inspection January 17, 2025, 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).

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

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

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

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

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

Section III identifies individual NPDES permit applications received and draft permits indicating DEP's tentative determination relating to stormwater discharges associated with construction activities. A 30-day public comment period applies to these applications and draft permits. The period for comment may be extended at the discretion of the Department for one additional 15-day period. Additional information may be reviewed by generating the “Applications Received with Comment Periods Report” on DEP's website at www.dep.pa.gov/CWPublicNotice.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
6513813	Joint DEP/PFBC Pesticides Permit	Renewal	Rolling Rock Club P.O. Box 747 Ligonier, PA 15658-0747	Ligonier Township Westmoreland County	SWRO
0924403	Land Application and Reuse of Sewage Individual WQM Permit	Amendment	Spinieo Ind Holdings LLC 1076 Bethlehem Pike Montgomeryville, PA 18936-9621	Tinicum Township Bucks County	SERO
2398405	Land Application and Reuse of Sewage Individual WQM Permit	Renewal	Campus Eleven Assoc LP 120 Chesley Drive Suite 200 Media, PA 19063	Newtown Township Delaware County	SERO
3624203	Manure Storage and Wastewater Impoundments Individual WQM Permit	New	Scattered Acres Reinholds Inc. 900 Galen Hall Road Reinholds, PA 17569-9423	West Cocalico Township Lancaster County	SCRO
PA0090590	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Transfer	UMH PA Mandell Trails LLC 150 Clay Street Suite 450 Morgantown, WV 26501-5942	Penn Township Butler County	NWRO
1099401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Transfer	UMH PA Mandell Trails LLC 150 Clay Street Suite 450 Morgantown, WV 26501-5942	Penn Township Butler County	NWRO
1898401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Amendment	Beech Creek Borough Authority Clinton County P.O. Box 216 Beech Creek, PA 16822-0216	Beech Creek Borough Clinton County	NCRO
3779402	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Amendment	Rose Point Park Campground Co. 314 Rose Point Road New Castle, PA 16101-9358	Slippery Rock Township Lawrence County	NWRO
NOEXNE067	No Exposure Certification	New	Advantest America Inc. 1660 E Race Street Allentown, PA 18109-9565	Hanover Township Lehigh County	NERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
NOEXNW204	No Exposure Certification	Renewal	Contact Tech Inc. 229 W Creek Road Saint Marys, PA 15857	Saint Marys City Elk County	NWRO
NOEXNW234	No Exposure Certification	Transfer	Associated Spring US LLC 226 S Center Street Corry, PA 16407-1935	Corry City Erie County	NWRO
NOEXSC437	No Exposure Certification	New	Pregis Everttec 9024 Old Route 22 Bethel, PA 19507-9723	Bethel Township Berks County	SCRO
NOEXSW055	No Exposure Certification	Renewal	USPS Greentree 770 Trumbull Drive Pittsburgh, PA 15242-9721	Green Tree Borough Allegheny County	SWRO
PAG032445	PAG-03 NPDES General Permit for Industrial Stormwater	New	Aria Energy East LLC 201 Helios Way Houston, TX 77079-2678	Lower Saucon Township Northampton County	NERO
PAG033675	PAG-03 NPDES General Permit for Industrial Stormwater	Amendment	Sunoco Pipeline LP 100 Green Street Marcus Hook, PA 19061-4800	Spring Township Berks County	SCRO
PAG036394	PAG-03 NPDES General Permit for Industrial Stormwater	Transfer	BFI Waste Service of PA LLC 18500 N Allied Way Phoenix, AZ 85054-6164	Pittsburgh City Allegheny County	SWRO
PAG041120	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Meade Elaine 2940 Reilly Road Erie, PA 16510-4218	Harborcreek Township Erie County	NWRO
PAG045152	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Swatsworth Margaret 179 Stumps Lane Woodland, PA 16881-8535	Bradford Township Clearfield County	NCRO
PAG048993	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Dry Bones Ministries 289 Camp Elliot Lane Volant, PA 16156-3003	Wilmington Township Lawrence County	NWRO
PAG123771	PAG-12 NPDES General Permit for CAFOs	Renewal	Dwight D Zimmerman 80 S Northkill Road Bernville, PA 19506-8445	Upper Tulpehocken Township Berks County	SCRO
PAG123962	PAG-12 NPDES General Permit for CAFOs	New	Hidden Hollow Poultry 350 Big Spring Road Newville, PA 17241-9454	North Newton Township Cumberland County	SCRO
1287401	Pump Stations Individual WQM Permit	Amendment	Mid Cameron Municipal Authority 421 N Broad Street Emporium, PA 15834-1401	Emporium Borough Cameron County	NCRO
1296401	Pump Stations Individual WQM Permit	Amendment	Mid Cameron Municipal Authority 421 N Broad Street Emporium, PA 15834-1401	Emporium Borough Cameron County	NCRO
1720408	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Swatsworth Margaret 179 Stumps Lane Woodland, PA 16881-8535	Bradford Township Clearfield County	NCRO
6217414	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Laird Alexis 12648 Carlby Circle Tampa, FL 33626-5003	Pine Grove Township Warren County	NWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
WQG01251310	WQG-01 Single Residence Sewage Treatment Plant WQM General Permit	Transfer	Meade Elaine 2940 Reilly Road Erie, PA 16510-4218	Harborcreek Township Erie County	NWRO
WQG018303	WQG-01 Small Flow Treatment Facility WQM General Permit	Transfer	Dry Bones Ministries 289 Camp Elliot Lane Volant, PA 16156-3003	Wilmington Township Lawrence County	NWRO

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.

Northcentral Regional Office

PA0101427, Sewage, SIC Code 4952, **Brian J. Buchsen**, 383 Irish Farm Road, Coudersport, PA 16915-8048. Facility Name: Buchsen Small Flow Treatment Facility. This existing facility is located in Sweden Township, **Potter County**.

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

The receiving stream(s), Trout Run, is located in State Water Plan watershed 16-C and is classified for High Quality Waters-Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 600 GPD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
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 Geo Mean	XXX	XXX

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

The EPA Waiver is in effect.

Northcentral Regional Office

PA0112488, Sewage, SIC Code 4952, **Ralpho Township Municipal Authority**, 206 S Market Street, Suite 1, Elysburg, PA 17824-9782. Facility Name: Bear Gap STP. This existing facility is located in Ralpho Township, **Northumberland 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), Millers Run (CWF), is located in State Water Plan watershed 6-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.006 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	1.3	2.0	XXX	25.0	40.0	50

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Biochemical Oxygen Demand (BOD ₅)	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	1.5	2.3	XXX	30.0	45.0	60
Total Suspended Solids	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent						
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

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

- Other Requirements.
- Solids Management.

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

The EPA Waiver is in effect.

Northcentral Regional Office

PA0208914, Sewage, SIC Code 3715, **Great Dane LLC**, 131 Technology Circle, Savannah, GA 31407-3019. Facility Name: Great Dane LP. This existing facility is located in Limestone Township, **Montour County**.

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

The receiving stream(s), County Line Branch (WWF, MF), is located in State Water Plan watershed 10-D and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.005 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	Report	XXX	XXX	XXX
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	20	XXX	40
Nov 1 - May 31						
Jun 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	9	XXX	18
Nov 1 - May 31						
Jun 1 - Oct 31	XXX	XXX	XXX	3	XXX	6

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 006 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 101 are based on a design flow of 0.005 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	XXX	Geo Mean 9.0	XXX	18
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

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

- Other Requirements
- Solids Management
- Requirements Applicable for Stormwater Outfalls

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

The EPA Waiver is in effect.

Northcentral Regional Office

PA0209074, Sewage, SIC Code 4952, **Vernon Pettengill**, 97 Sandra Lee Drive, Linden, PA 17744-7003. Facility Name: Hidden Valley MHP. This existing facility is located in Woodward Township, **Lycoming 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), Unnamed Tributary to Pine Run (WWF), is located in State Water Plan watershed 10-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0069 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	20.0	XXX	40.0
Nov 1 - Apr 30						
May 1 - Oct 31	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	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Ammonia-Nitrogen	XXX	XXX	XXX	9.0	XXX	18.0
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

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

- Other Requirements.

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

The EPA Waiver is in effect.

Northeast Regional Office

PA0053147, Sewage, SIC Code 4952, **Upper Saucon Sewage Treatment Authority**, 5500 Camp Meeting Road, Center Valley, PA 18034-9444. Facility Name: Upper Saucon Township WWTP. This existing facility is located in Upper Saucon Township, **Lehigh 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, Saucon Creek (CWF, MF), is located in State Water Plan watershed 2-C and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 2.5 MGD.

(From Permit Effective Date to Three Years After Permit Effective Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Bis(2-Ethylhexyl)Phthalate	Report	XXX	XXX	0.0082	XXX	0.0164

The proposed effluent limits for Outfall 001 are based on a design flow of 2.5 MGD.

(From Three Years After Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Bis(2-Ethylhexyl)Phthalate	Report	XXX	XXX	0.0022	XXX	0.0044

The proposed effluent limits for Outfall 001 are based on a design flow of 2.5 MGD.

(From Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	0.472
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	417	625	XXX	20.0	30.0	40.0
Nov 1 - Apr 30						
May 1 - Oct 31	208	312	XXX	10.0	15.0	20.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	625	938	XXX	30.0	45.0	60.0
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. 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>	
Ammonia-Nitrogen	187	XXX	XXX	9.0	XXX	18.0
Nov 1 - Apr 30						
May 1 - Oct 31	62	XXX	XXX	3.0	XXX	6.0
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Copper, Total	Report	Report	XXX	Report	Report	XXX
		Daily Max			Daily Max	

The proposed effluent limits for Outfall 001 are based on a design flow of 2.5 MGD.

(From Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
				Avg Qrtly	Daily Max	
Zinc, Total	XXX	XXX	XXX	Report	Report	XXX
				Avg Qrtly	Daily Max	

The proposed effluent limits for Outfall 002 are based on a design flow of 0 MGD (stormwater).

(From Permit Effective Date to Permit Expiration Date)

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

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

- Solids Management
- Site-Specific Studies for Copper
- Whole Effluent Toxicity (WET)
- Requirements Applicable to Stormwater Outfalls
- Requirements for Bis(2-Ethylhexyl)Phthalate

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.

Northeast Regional Office

PA0060356, Sewage, SIC Code 7032, **Camp Wayne for Boys, Inc.**, 55 Channel Drive, Port Washington, NY 11050-2258. Facility Name: Camp Wayne for Boys WWTP. This existing facility is located in Buckingham Township, **Wayne County**.

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

The receiving stream, Tributary 6495 to Kinneyville Creek (HQ-CWF, MF), is located in State Water Plan watershed 1-A 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 are based on a design flow of 0.021 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Annual Average</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.021 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	7.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.50	XXX	1.17
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	XXX	Geo Mean 9.0	XXX	18.0
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0

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

- Solids Management
- Discharge 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 in effect.

Northeast Regional Office

PA0063037, Sewage, SIC Code 4952, **Stoney Creek Hotel**, 144 Indian Trail, Jim Thorpe, PA 18229. Facility Name: Stoney Creek Hotel WWTP. This existing facility is located in Penn Forest Township, **Carbon 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, Stony Creek (EV, MF), is located in State Water Plan watershed 2-B and is classified for Exceptional Value Waters 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 0.0035 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	XXX	Geo Mean 25.0	XXX	50.0
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Annl Avg	XXX	XXX	Annl Avg	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Annl Avg	XXX	XXX	Annl Avg	XXX	XXX
	Report			Report		
	Annl Avg			Annl Avg		

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

- Solids Management

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

The EPA Waiver is in effect.

Northeast Regional Office

PA0008664, Industrial, SIC Code 4911, **Hunlock Creek Generating LLC**, 390 US Route 11, Hunlock Creek, PA 18621. Facility Name: Hunlock Creek Energy Center. This existing facility is located in Hunlock Township, **Luzerne County**.

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

The receiving stream, the Susquehanna River (WWF, MF), is located in State Water Plan watershed 5-B and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 55.05 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	Report	Report	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	0.20
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	99	XXX
Oil and Grease	XXX	XXX	XXX	XXX	5.0	XXX
Effluent Net						
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Intake						
Chlorination Duration (hours)	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 55.05 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Quarterly</i>	<i>Average Weekly</i>		<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 55.05 MGD.

<i>Parameters</i>	<i>Mass Units (lbs)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Total Monthly</i>	<i>Total Annual</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Net Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Net Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0.346 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Wkly Avg				
Duration of Discharge (hours)	XXX	XXX	XXX	Report	Report	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	0.2
Free Available Chlorine	XXX	XXX	XXX	XXX	0.2	0.5
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	110	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	100
Oil and Grease	XXX	XXX	XXX	15.0	XXX	20.0
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Chromium, Total	0.577	0.577	XXX	0.2	0.2	XXX
Copper, Total	Report	Report	XXX	Report	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average</i>	<i>Daily</i>		<i>Average</i>	<i>Daily</i>	
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
Iron, Total	29.49	XXX	XXX	Report	Report	XXX
Manganese, Total	16.59	XXX	XXX	Report	Report	XXX
Zinc, Total	2.88	2.88	XXX	1.0	1.0	XXX
Chlorination Duration (hours)	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0.346 MGD.

<i>Parameters</i>	<i>Mass Units (lbs)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Total</i>	<i>Total</i>		<i>Average</i>	<i>Maximum</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly</i>		
Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Net Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Net Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0.00357 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average</i>	<i>Average</i>		<i>Average</i>	<i>Maximum</i>	
	<i>Monthly</i>	<i>Weekly</i>		<i>Monthly</i>		
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.1
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 mL)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
E. Coli (No./100 mL)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Nov 1 - Apr 30						
May 1 - Oct 31	Report	XXX	XXX	25.0	XXX	50.0
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0.00357 MGD.

<i>Parameters</i>	<i>Mass Units (lbs)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Total</i>	<i>Total</i>		<i>Average</i>	<i>Maximum</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly</i>		
Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Net Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Net Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX

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

- Chemical Additives
- Requirements Applicable to Stormwater Outfalls
- Cooling Water Intake Structures
- BMPs to Address Aqueous Film Forming Foam (AFFF)

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

The EPA Waiver is in effect.

Northeast Regional Office

PA0053813, Industrial, SIC Codes 4226, 5171, **Buckeye Terminals, LLC**, 5002 Buckeye Road, Emmaus, PA 18049. Facility Name: Macungie BETZM Terminal (1—3). This existing facility is located in Lower Macungie Township, **Lehigh County**.

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

The receiving stream, an Unnamed Tributary to Swabia Creek (HQ-CWF, MF), is located in State Water Plan watershed 2-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 and Outfall 002 are based on a design flow of 0 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Semi- Annual Average</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15.0	XXX	30.0
Total Recoverable Petroleum Hydrocarbons	XXX	XXX	XXX	15.0	XXX	30.0
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Internal Monitoring Points 101, 102, and 103 are based on a design flow of 0.576 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPM)	XXX	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	0.05
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	60.0
Oil and Grease	XXX	XXX	XXX	Report	XXX	30.0
Iron, Dissolved	XXX	XXX	XXX	Report	XXX	7.0
Ethylbenzene	XXX	XXX	XXX	Report	XXX	Report
Benzene	XXX	XXX	XXX	Report	XXX	0.0025
BTEX, Total	XXX	XXX	XXX	Report	XXX	0.25
Toluene	XXX	XXX	XXX	Report	XXX	Report
Xylenes, Total	XXX	XXX	XXX	Report	XXX	Report

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

- Requirements Applicable to Stormwater Outfalls
- Petroleum Bulk Stations and Terminals
- PFAS Reduction Plan
- BMPs to Address Aqueous Film Forming Foam (AFFF)

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

The EPA Waiver is in effect.

Northeast Regional Office

PA0276014, Pesticides, SIC Code 7999, 9999, **Lake Naomi Club**, Rte 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.

Northeast Regional Office

PA0065471, Storm Water, SIC Code 2851, **Behr Process LLC**, 7529 Morris Court, Allentown, PA 18106. Facility Name: Behr Process Allentown Facility. This existing facility is located in Upper Macungie Township, **Lehigh County**.

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

The receiving stream(s), Iron Run (HQ-CWF, MF), is located in State Water Plan watershed 2-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 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	XXX	Report
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Aluminum, Total	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report
Lead, Total	XXX	XXX	XXX	XXX	XXX	Report
Zinc, Total	XXX	XXX	XXX	XXX	XXX	Report

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs)
- Routine Inspections
- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Monitoring Requirements

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

The EPA Waiver is in effect.

Northeast Regional Office

PA0276936, Storm Water, SIC Code 4911, **PEI Power LLC**, 201 Helios Way, Houston, TX 77079-2678. Facility Name: Pei Power Corp. This proposed facility is located in Archbald Borough, **Lackawanna County**.

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

The receiving stream(s), Lackawanna River (HQ-CWF, MF), is located in State Water Plan watershed 5-A 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 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs)
- Routine Inspections
- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Monitoring Requirements

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

The EPA Waiver is in effect.

Northeast Regional Office

PAS322204, Storm Water, SIC Code 3952, **Crayola LLC**, 1100 Church Lane, Easton, PA 18040-6638. Facility Name: Crayola LLC Bethlehem Plant. This existing facility is located in Bethlehem Township, **Northampton County**.

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

The receiving stream(s), Unnamed Tributary to Monocacy Creek (HQ-CWF, MF), is located in State Water Plan watershed 2-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 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	Report Inst Min	XXX	XXX	Report
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Aluminum, Total	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report
Lead, Total	XXX	XXX	XXX	XXX	XXX	Report
Zinc, Total	XXX	XXX	XXX	XXX	XXX	Report

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs)
- Routine Inspections
- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Monitoring Requirements

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

The EPA Waiver is in effect.

Northwest Regional Office

PA0028398, Sewage, SIC Code 4952, **Fairview Sanitary Co.**, P.O. Box 723, Fairview, PA 16415-0723. Facility Name: Whitehall Village WWTP. This existing facility is located in Fairview 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, an Unnamed Tributary to Trout Run (CWF, MF), is located in State Water Plan watershed 15-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.07 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	16.5	XXX	33.0
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	5.5	XXX	11.0
Total Phosphorus	XXX	XXX	XXX	1.0	XXX	XXX
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX

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

- Solids Management

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

PA0271969, Sewage, SIC Code 8800, **Steven Bugajski**, 2277 Lindale Court, North Huntingdon, PA 15642-8728. Facility Name: Steven Bugajski SRSTP. This existing facility is located in Deerfield Township, **Warren County**.

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

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

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
	Annl Avg					
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	10.0	XXX	20.0
				Annl Avg		
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

PA0261254, Sewage, SIC Code 6514, **Timothy F Logue**, 3256 Beans Cove Road, Clearville, PA 15535-8302. Facility Name: Logue Residence STP. This existing facility is located in Southampton Township, **Bedford County**.

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

The receiving stream(s), Wildcat Run (HQ-CWF), is located in State Water Plan watershed 13-A and is classified for High Quality Waters-Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	XXX	15.0	XXX	30
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	5.0	XXX	10

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX

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

The EPA Waiver is in effect.

Southcentral Regional Office

PA0013129, Industrial, SIC Code 3315, **Carpenter Tech Corp**, P.O. Box 14662, Reading, PA 19612-4662. Facility Name: Carpenter Technology Corporation. This existing facility is located in Reading City, **Berks County**.

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

The receiving stream(s), Schuylkill River (WWF, MF) and Unnamed Stream, is located in State Water Plan watershed and 3-C and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 002 are based on a design flow of 2.16 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	110 Daily Max	110

The proposed effluent limits for Outfall 004 are based on a design flow of .13 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	110 Daily Max	110

The proposed effluent limits for Outfall 005 are based on a design flow of .15 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	110 Daily Max	110

The proposed effluent limits for Outfall 011 are based on a design flow of 1 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	Inst Min XXX	XXX	110 Daily Max	110

The proposed effluent limits for Outfall 012 are based on a design flow of 1.44 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	Inst Min XXX	XXX	110 Daily Max	110

The proposed effluent limits for Outfall 013 are based on a design flow of .72 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	Inst Min XXX	XXX	110 Daily Max	110

The proposed effluent limits for Outfall 014 are based on a design flow of 3.09 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	Inst Min XXX	XXX	110 Daily Max	110

The proposed effluent limits for Outfall 015 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
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
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Cadmium, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Hexavalent	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Nickel, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 016 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
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
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Cadmium, Total	XXX	XXX	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Chromium, Hexavalent	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Nickel, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 017 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
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
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Cadmium, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Hexavalent	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Nickel, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 018 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
PCBs Wet Weather Analysis (ng/L)	XXX	XXX	XXX	XXX	Report Daily Max	XXX

The proposed effluent limits for Outfall 901 are as follows—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Temperature (deg F) (°F)	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	230	460	XXX	30.0	60.0	75
Total Dissolved Solids	Report	XXX	XXX	Report	XXX	XXX
Oil and Grease	115	230	XXX	15.0	30.0	30
Ammonia-Nitrogen	235	470	XXX	30.0	60.0	75
Nitrate as N	XXX	Report	XXX	XXX	Report	XXX
Chromium, Hexavalent	0.67	1.05	XXX	0.088	0.137	0.21
Chromium, Total	5.3	10.5	XXX	0.69	1.37	1.72
Copper, Total	3.9	6.3	XXX	0.5	0.82	1.25
Cyanide, Total	1.4	2.7	XXX	0.18	0.35	0.45
Nickel, Total	6.0	12.2	XXX	0.79	1.59	1.97

The proposed effluent limits for Outfall 901 are as follows—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Cadmium, Total	0.5	1.3	XXX	XXX	0.17	XXX
Lead, Total	Avg Qrtly 0.9	1.6	XXX	XXX	0.21	XXX
Silver, Total	Avg Qrtly 0.4	0.8	XXX	XXX	Report	XXX
Zinc, Total	Avg Qrtly 2.8	5.1	XXX	XXX	0.66	XXX
	Avg Qrtly					
Naphthalene	XXX	Report	XXX	XXX	Report	XXX
Tetrachloroethylene	XXX	Report	XXX	XXX	Report	XXX
		Avg Qrtly			Avg Qrtly	

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PFOA (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
PFOS (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
PFBS (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
HFPO-DA (ng/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 901 are as follows—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Toxic Organics	XXX	4.0	XXX	0.52 Daily Max	XXX	XXX
1,1,1-Trichloroethane	XXX	XXX	XXX	XXX	XXX	Report
1,1-Dichloroethylene	XXX	XXX	XXX	XXX	XXX	Report
1,2-Dichloroethene	XXX	XXX	XXX	XXX	XXX	Report
Tetrachloroethylene	XXX	XXX	XXX	XXX	XXX	Report
Trichloroethylene	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 902 are as follows—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	110 Daily Max	110

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

The EPA Waiver is not in effect.

Southcentral Regional Office

PA0080560, Storm Water, SIC Code 5399, 5411, 7538, **HPT-PSC Properties Trust**, 24601 Center Ridge Road, Westlake, OH 44145-5634. Facility Name: Harrisburg Travel Center. This existing facility is located in West Hanover Township, **Dauphin County**.

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

The receiving stream(s), Unnamed Tributary to Manada Creek (WWF, MF), is located in State Water Plan watershed 7-D and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 002 are:

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Recoverable Petroleum Hydrocarbons	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30

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

- Benchmarks for TSS of 100 mg/L and COD of 120 mg/L
- The BMPs from Appendix J are included
- Special Conditions related to the oil/water separator are included in Part C.II.H of the permit
- The requirement to submit an Annual Report is included

- The requirement for routine inspections on a semiannual basis is included

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

The EPA Waiver is in effect.

Southcentral Regional Office

PA0294586, Storm Water, SIC Code 5015, 5093, **Yerty Auto Service Inc.**, 8358 Woodbury Pike, Roaring Spring, PA 16673-8107. Facility Name: Yerty Auto Service Inc. This proposed facility is located in Taylor Township, **Blair County**.

Description of Proposed Activity: The application is for a new NPDES permit for an existing discharge of stormwater associated with industrial activity.

The receiving stream(s), Halter Creek (HQ-CWF, MF), is located in State Water Plan watershed 11-A and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001—003.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Chemical Oxygen Demand (COD)	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 Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, 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 P from the PAG-03 (effective 3/24/2023)
- Routine Inspections
- Preparedness, Prevention, and Contingency (PPC) Plan
- Stormwater Monitoring Requirements (including Benchmarks for COD, TSS, and Oil and Grease)
- 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.

Southeast Regional Office

PA0044474, Sewage, SIC Code 4952, 8051, **Brinton Manor Rehab & Nursing Center LLC**, 549 Baltimore Pike, Glen Mills, PA 19342-1020. Facility Name: Brinton Manor STP. This existing facility is located in Concord Township, **Delaware 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, West Branch Chester Creek (TSF, MF), is located in State Water Plan watershed 3-G and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .013 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	2.71	XXX	XXX	25	XXX	50
Total Suspended Solids	3.25	XXX	XXX	30	XXX	60

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000*
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	2.1	XXX	XXX	20	XXX	40
Nov 1 - Apr 30						
May 1 - Oct 31	1.0	XXX	XXX	10	XXX	20
Total Phosphorus	0.21	XXX	XXX	2.0	XXX	4
Nov 1 - Apr 30						
May 1 - Oct 31	0.10	XXX	XXX	1.0	XXX	2

*Shall not exceed in more than 10% of samples.

The proposed effluent limits for Outfall 001 are based on a design flow of .013 MGD.—Limits.

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

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

Permit Conditions:

- No Stormwater
- Acquire Necessary Property Rights
- Proper Sludge Disposal
- Abandon STP when Municipal Sewers Available
- Chlorine Optimization
- Operator Notification
- Fecal Coliform Reporting
- Solids Management

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

Southeast Regional Office

PA0011274, Industrial, SIC Code 4941, **Aqua Pennsylvania, Inc.**, 762 W Lancaster Avenue, Bryn Mawr, PA 19010-3402. Facility Name: Neshaminy Falls Water Treatment Plant. This existing facility is located in Middletown Township, **Bucks County**.

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

The receiving stream(s), Neshaminy Creek (WWF, MF), is located in State Water Plan watershed 2-F and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .519 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PFOA (ug/L)	XXX	XXX	XXX	XXX	XXX	Report
PFOS (ug/L)	XXX	XXX	XXX	XXX	XXX	Report
PFBS (ug/L)	XXX	XXX	XXX	XXX	XXX	Report
HFPO-DA (ug/L)	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 001 are based on a design flow of .519 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.11	XXX	0.34
Total Suspended Solids	58	117	XXX	30	60	75
Total Phosphorus	1.9	3.9	XXX	1.0	2.0	2.5

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Aluminum, Total	6.05	12.11	XXX	4.0	8.0	XXX
Iron, Total	Report	Report	XXX	2.0	4.0	5
Manganese, Total	1.9	3.9	XXX	1.0	2.0	2.5

The proposed effluent limits for Outfall 002 are based on a design flow of .425 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.11	XXX	0.34
Total Suspended Solids	58	117	XXX	30	60	75
Total Phosphorus	1.9	3.9	XXX	1.0	2.0	2.5
Aluminum, Total	6.05	12.11	XXX	4.0	8.0	XXX
Iron, Total	Report	Report	XXX	2.0	4.0	5
Manganese, Total	1.9	3.9	XXX	1.0	2.0	2.5

The proposed effluent limits for Outfall 002 are based on a design flow of .425 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PFOA (ug/L)	XXX	XXX	XXX	XXX	XXX	Report
PFOS (ug/L)	XXX	XXX	XXX	XXX	XXX	Report
PFBS (ug/L)	XXX	XXX	XXX	XXX	XXX	Report
HFPO-DA (ug/L)	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 003 are based on a design flow of .216 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.0

The proposed effluent limits for Outfall 004 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Phosphorus	XXX	XXX	XXX	Report	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	10
Iron, Total	XXX	XXX	XXX	2.0	4.0	5
Manganese, Total	XXX	XXX	XXX	1.0	2.0	2.5

The proposed effluent limits for Outfall 005 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Phosphorus	XXX	XXX	XXX	Report	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	10
Iron, Total	XXX	XXX	XXX	2.0	4.0	5
Manganese, Total	XXX	XXX	XXX	1.0	2.0	2.5

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

- Discharge of finished water into Neshaminy Creek

- Submit updated PPC plan
- Chemical additives
- PFAS reduction plan

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

Southeast Regional Office

PA0051365, Industrial, SIC Code 4941, **Aqua PA Inc.**, 762 W Lancaster Avenue, Bryn Mawr, PA 19010-3402. Facility Name: Ingrams Mill WTP. This existing facility is located in East Bradford Township, **Chester County**.

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

The receiving stream(s), East Branch Brandywine Creek (WWF, MF), is located in State Water Plan watershed 3-H and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .22 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	8.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.35	0.70	0.73
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	9.0	XXX	XXX	5.0	10.0	XXX
Total Suspended Solids	XXX	XXX	XXX	20	40	50
Turbidity (NTU)	XXX	XXX	XXX	Report Daily Max	XXX	Report
Nitrate-Nitrite as N	Report	XXX	XXX	Report	Report	XXX
Total Nitrogen	14	XXX	XXX	5.1	10.2	XXX
Ammonia-Nitrogen	1.766	XXX	XXX	0.8	1.6	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	Report	XXX
Total Phosphorus	0.7	XXX	XXX	0.27	0.54	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	10
Iron, Total	XXX	XXX	XXX	2.0	4.0	5
Manganese, Total	XXX	XXX	XXX	1.0	2.0	2.5
Chlorodibromomethane	XXX	XXX	XXX	Report	Report	XXX
Dichlorobromomethane	XXX	XXX	XXX	Report	Report	XXX
Chloroform	XXX	XXX	XXX	Report	Report	XXX

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

I. Other Requirements

- Property Rights
- Sludge Removal
- BAT/BCT Development
- Change of Ownership
- TMDL/WLA Analysis
- TRC Optimization

II. Sedimentation Basin Cleaning

III. Chemical Additives

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

Southwest Regional Office

PA0026158, Sewage, SIC Code 4952, **Mon Valley Sewer Authority**, 20 S Washington Street, Donora, PA 15033-1394. Facility Name: Mon Valley Sewer Authority. This existing facility is located in Carroll Township, **Washington 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), Monongahela River (WWF), is located in State Water Plan watershed 19-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 4.96 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	1,030	1,570	XXX	25	38	50
Biochemical Oxygen Demand (BOD ₅)	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent						
Total Suspended Solids	1,240	1,860	XXX	30	45	60
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean		
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	Report	Report	XXX	Report	Report	XXX
Aluminum, Total	Report	Report	XXX	Report	Report	XXX
Total Nitrogen	XXX	XXX Daily Max	XXX	XXX	Daily Max Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Daily Max Report	XXX
PFOA (ng/L)	XXX	XXX	XXX	XXX	Daily Max Report	XXX
PFOS (ng/L)	XXX	XXX	XXX	XXX	Daily Max Report	XXX
PFBS (ng/L)	XXX	XXX	XXX	XXX	Daily Max XXX	Report
HFPO-DA (ng/L)	XXX	XXX	XXX	XXX	Report Daily Max	XXX

The proposed effluent limits for Outfall 007 are based on a design flow of 0 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>Average Weekly</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 007 are based on a design flow of 0 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>Average Weekly</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	Report	XXX	Report
Carbonaceous Biochemical Oxygen Demand (CBOD ₅) Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	Report
CBOD ₅	XXX	XXX	35.00	XXX	XXX	XXX
Minimum % Removal (%)						
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	Report
Raw Sewage Influent						

<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>Average Weekly</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids Minimum % Removal (%)	XXX	XXX	60	XXX	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report

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

- Part B.I.D.4—General Pretreatment Requirements

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

The EPA Waiver is not in effect.

Southwest Regional Office

PA0032425, Sewage, SIC Code 4952, **PA DCNR—Bureau of State Parks**, P.O. Box 105, Ohiopyle, PA 15470-0105. Facility Name: Ohiopyle State Park Campground STP. This existing facility is located in Stewart Township, **Fayette County**.

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

The receiving stream(s), Unnamed Tributary to Youghiogheny River (WWF), is located in State Water Plan watershed 19-E and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.04 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
		Daily Max	Inst Min			
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.01	XXX	0.02
Carbonaceous Biochemical Oxygen Demand (CBOD 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	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	2.5	XXX	5.0
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	1.5	XXX	3.0

The proposed effluent limits for Outfall 001 are based on a design flow of 0.04 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	

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

The EPA Waiver is in effect.

Southwest Regional Office

PA0204161, Sewage, SIC Code 8211, **Valley School of Ligonier**, P.O. Box 616, Ligonier, PA 15658-0616. Facility Name: Valley School of Ligonier. This existing facility is located in Ligonier Township, **Westmoreland County**.

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

The receiving stream(s), Unnamed Tributary of Loyalhanna Creek (HQ-CWF), is located in State Water Plan watershed 18-C and is classified for High Quality Waters-Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0031 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	0.0031	XXX	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
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	XXX	Geo Mean 10.0	XXX	20.0
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	4.0	XXX	8.0

The proposed effluent limits for Outfall 001 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX

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

The EPA Waiver is in effect.

Southwest Regional Office

PA0218049, Sewage, SIC Code 4952, **Midway Sewerage Authority**, P.O. Box 600, Midway, PA 15060-0600. Facility Name: Midway Sewer Authority WWTP. This existing facility is located in Robinson Township, **Washington 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), Robinson Run (WWF), is located in State Water Plan watershed 20-F and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .5 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>	
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Daily Max Report	XXX	XXX

<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>	
Aluminum, Total	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Manganese, Total	XXX	XXX	XXX	Report Daily Max	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .5 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>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	104	158	XXX	25.0	38.0	50
Biochemical Oxygen Demand (BOD ₅)	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	125.0	188.0	XXX	30.0	45.0	60
Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent		Daily Max				
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen	Report	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 412-442-4000.

The EPA Waiver is in effect.

Southwest Regional Office

PA0216500, Industrial, SIC Code 9999, **Paramount Global**, 420 Fort Duquesne Boulevard, Pittsburgh, PA 15222-1435. Facility Name: Beaver Groundwater Remediation Site. This existing facility is located in Vanport Township, **Beaver County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0720 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	20.0	40.0	XXX
Manganese, Total	XXX	XXX	XXX	2.0	4.0	XXX
Trichloroethylene	XXX	XXX	XXX	0.02	0.04	XXX

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

The EPA Waiver is in effect.

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

Southeast Regional Office

Applicant: **Allan Myers, L.P.**

Applicant Address: 1805 Berks Road, Norristown, PA 19403-4819

Application Number: **PAD460092**

Application Type: New

Municipality/County: Limerick Township, **Montgomery County**

Project Site Name: Zara Drive

Total Earth Disturbance Area (acres): 4.28 acres

Surface Waters Receiving Stormwater Discharges: Possum Hollow Run (WWF, MF), UNT to Brooke Evans Creek (WWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Paved open storage yard with a stormwater basin.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 484-250-5910.

Northeast Regional Office

Applicant: **Hannig Development, LLC**

Applicant Address: 200 Plaza Court, East Stroudsburg, PA 18301

Application Number: **PAD450040 A-1**

Application Type: Renewal

Municipality/County: Tobyhanna Township, **Monroe County**

Project Site Name: Keswick Pointe

Total Earth Disturbance Area (acres): 54 acres

Surface Waters Receiving Stormwater Discharges: Tobyhanna Creek, Wetlands to Tobyhanna Creek (HC-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Development of a 107.55-acre tract of land to include 111 single residential lots, 59 townhouses and an open space area of 21.75 acres.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Southeast Regional Office

Applicant: **Fred Leibowitz and Helaine Leibowitz**

Applicant Address: 1937 Swedesford Road, Malvern, PA 19355-8733

Application Number: **PAD150331 A-1**

Application Type: Major Amendment

Municipality/County: Tredyffrin Township, **Chester County**

Project Site Name: 1937 Swedesford Road

Total Earth Disturbance Area (acres): 2.025 acres

Surface Waters Receiving Stormwater Discharges: Valley Creek (EV), UNT to Valley Creek (EV)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The project proposes the demolition of the existing single-family residence, a portion of the driveway, walks and patios, and the construction of a new single-family residence, walks, patio, pool, and driveway expansion. The amendment proposes an alteration to the proposed PCSM system as requested by the Township Engineer in both location and footprint.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 484-250-5910.

Northcentral Regional Office

Applicant: The Clearwater Conservancy

Applicant Address: 1601 Houserville Rd, State College, PA 16801

Application Number: PAD140120

Application Type: New

Municipality/County: College Township, **Centre County**

Project Site Name: Clearwater Conservation Ctr

Total Earth Disturbance Area (acres): 4.95 acres

Surface Waters Receiving Stormwater Discharges: Spring Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The project proposes the renovation and expansion of an existing barn into a community center, including asphalt parking areas, asphalt roads, concrete sidewalks, retaining walls, and one infiltration basin.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 570-327-3693.

Northeast Regional Office

Applicant: Middle Smithfield Materials, Inc.

Applicant Address: P.O. Box 674, Bushkill, PA 18324

Application Number: PAD450083

Application Type: Renewal

Municipality/County: Middle Smithfield Township, **Monroe County**

Project Site Name: Middle Smithfield Materials

Total Earth Disturbance Area (acres): 28 acres

Surface Waters Receiving Stormwater Discharges: UNT of Bushkill Creek (HQ, CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Site is accepting fill to grade and stabilize prior mining area. Stormwater is to be conveyed via sheet flow to an unnamed tributary of the Bushkill Creek in Monroe County.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Northeast Regional Office

Applicant: Greystone Capital, Inc.

Applicant Address: 559 Main Street, Suite 300, Bethlehem, PA 18018-5862

Application Number: PAD480222

Application Type: New

Municipality/County: Bushkill Township, Plainfield Township, Wind Gap Borough, **Northampton County**

Project Site Name: Proposed Industrial Development—Bushkill

Total Earth Disturbance Area (acres): 36.25 acres

Surface Waters Receiving Stormwater Discharges: 1. UNT to Sober's Run (EV, MF); 2. EV Wetlands

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The project proposes construction of 3 industrial buildings totaling 428,650 SF and associated site improvements inclusive of parking, landscaping, lighting, utilities, and stormwater management.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Southeast Regional Office

Applicant: **Delaware County**

Applicant Address: 201 West Front Street, Delaware County Courthouse and Govt Cntr, Media, PA 19063-2634.

Application Number: **PAD230084**

Application Type: New

Municipality/County: Aston Township, Middletown Township, **Delaware County**

Project Site Name: Chester Creek Trail—Phase II

Total Earth Disturbance Area (acres): 2.14 acres

Surface Waters Receiving Stormwater Discharges: Chester Creek (WWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Chester Creek Trail Phase 2 is an approx. 1.5-mile segment of the proposed Chester Creek Branch Rail to Trail Project which will be constructed on a former rail right-of-way that is owned by SEPTA and leased to Delaware County. Two trailheads are planned within this section. The existing railroad bridge over Chester Creek will be rehabilitated for trail use, and two new bridges will be added where the rail bed has washed out. Stormwater management facilities will be built near the northern trailhead and swales throughout the project.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 484-250-5910.

Northeast Regional Office

Applicant: **Jaindl Land Company**

Applicant Address: 3150 Coffeetown Road, Orefield, PA 18069

Application Number: **PAD480082**

Application Type: Renewal

Municipality/County: Hanover Township, **Northampton County**

Project Site Name: Hanover Corporate Center 2—Lot 11 Offsite Roadway Improvements

Total Earth Disturbance Area (acres): 3.87 acres

Surface Waters Receiving Stormwater Discharges: Monocacy Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Renewal for widening of Township Line Road and Steuben Road with associated stormwater management facilities.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Northeast Regional Office

Applicant: **Lovelight Enterprises LP**

Applicant Address: 100 Gymnastics Way, Stroudsburg, PA 18360

Application Number: **PAD450090**

Application Type: Renewal

Municipality/County: Jackson Township, **Monroe County**

Project Site Name: International Gymnastics Camp—New Gymnasium

Total Earth Disturbance Area (acres): 4.6 acres

Surface Waters Receiving Stormwater Discharges: UNT to Rocky Run (HQ, CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Renewal of NPDES Permit for the construction of a gymnasium and access for an existing gymnastics camp facility.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Northeast Regional Office

Applicant: **Zeljko Ugarkovic**

Applicant Address: 2157 Mountain Road, Stroudsburg, PA 18360

Application Number: **PAD450095**

Application Type: Renewal

Municipality/County: Jackson Township, **Monroe County**

Project Site Name: Ugarkovic Farm Improvements

Total Earth Disturbance Area (acres): 6.06 acres

Surface Waters Receiving Stormwater Discharges: UNT to Appenzell Creek (HQ, CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Straight permit renewal of NPDES Permit PAD450095 for the construction of a farmhouse addition and new barn and permitting associated with improvements constructed onsite since 2010.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Northeast Regional Office

Applicant: **The Fields at Indian Creek, LLC, c/o Rick Koze**

Applicant Address: 5930 Hamilton Boulevard, Allentown, PA 18106

Application Number: **PAD390003 A-2**

Application Type: Major Amendment

Municipality/County: Upper Milford Township, Lower Macungie Township, Emmaus Borough, **Lehigh County**

Project Site Name: The Fields at Indian Creek

Total Earth Disturbance Area (acres): 63.41 acres

Surface Waters Receiving Stormwater Discharges: Leibert Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: NPDES Major Modification to revise post-construction stormwater management by proposing a voluntary forested riparian buffer and eliminating the previously approved spray irrigation and soil amendments.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Northeast Regional Office

Applicant: **Arcadia North Land, LLC**

Applicant Address: 277 Park Avenue, 9th Floor, New York, NY 10172

Application Number: **PAD450099**

Application Type: Renewal

Municipality/County: Coolbaugh Township, **Monroe County**

Project Site Name: Arcadia North Business Park, South Phase, Section 1, Lot 2

Total Earth Disturbance Area (acres): 91.2 acres

Surface Waters Receiving Stormwater Discharges: Hawkeye Run (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The project involves the construction of a 1.1 million SF commercial/industrial warehouse with car and truck parking and two infiltration basins. The site is served by public utilities. Stormwater will be controlled primarily by regional detention basins. Currently Basin 2 is being revised to comply as a managed release basin to facilitate detention of water and controlled release to Basin 2 where infiltration is proposed.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

Southeast Regional Office

Applicant: Lincoln University

Applicant Address: 1570 Baltimore Pike, Lincoln University, PA 19352-9141

Application Number: PAD150161 A-4

Application Type: Major Amendment

Municipality/County: Lower Oxford Township, **Chester County**

Project Site Name: Lincoln University—New Residence Hall

Total Earth Disturbance Area (acres): 6.41 acres

Surface Waters Receiving Stormwater Discharges: McDonald Run (HQ-TSF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of a new apartment-style residence hall within the exiting campus. Amending Permit No. PAD150161—Renovation and Expansion of Amos Hall, PAD150161 A-1—Amos-Vail Hall Building Renovations, PAD150161 A-2—Lincoln University Cresson Hall Renovations, and PAD150161 A-3—Lincoln University Amos Hall Renovation & Expansion (Vail Hall) (Cresson Hall) (Rivero Hall). Construction of the new residence hall is in a different area of campus than any of the four previous projects. All improvements including stormwater management facilities for the four previous projects are as previously permitted. The new improvements are in reference to the major amendment associated with the new residence hall only.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 484-250-5910.

Northwest Regional Office

Applicant: Highland Field Services

Applicant Address: 51 Zents Boulevard, Brookville, PA 15825

Application Number: PAD420013

Application Type: New

Municipality/County: Hamlin Township, Sergeant Township, **McKean County**

Project Site Name: Mt Jewett Evaporator Site

Total Earth Disturbance Area (acres): 48.39 acres

Surface Waters Receiving Stormwater Discharges: Marvin Creek, UNT Marvin Creek

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Re-permitting of the project previously authorized under PAC420014, issued 2/25/2020 due to a change in the receiving water existing use to HQ-CWF. The project is a site for processing oil and gas flowback water to extract minerals and process waste.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 814-332-6078.

Southwest Regional Office

Applicant: Urban Redevelopment Authority of Pittsburgh

Applicant Address: 412 Boulevard of the Allies, Pittsburgh, PA 15219

Application Number: **PAD020088**

Application Type: New

Municipality/County: City of Pittsburgh, **Allegheny County**

Project Site Name: Summerset at Frick Park Phase 3 Site Remediation

Total Earth Disturbance Area (acres): 34.34 acres

Surface Waters Receiving Stormwater Discharges: Monongahela River (WWF), Ninemile Run (TSF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The Urban Redevelopment Authority of Pittsburgh (URA) proposes to remediate the Phase 3 site in accordance with the approved Remedial Investigation Report and Cleanup Plan. The proposed work includes capping of the site with a pervious/vegetative material which will result in a meadow condition post-construction.

Special Conditions: 1. This permit does not authorize any obstructions or encroachments to any regulated watercourse or floodway. All permitting required for impacts to regulated watercourses or their floodway are subject to 25 Pa. Code Chapter 105. Appropriate authorization for impacts which require permitting under Chapter 105 must be obtained prior to beginning earth disturbance. 2. All limitations, conditions, procedures, testing, and monitoring which is in the Soil Management Plan (SMP) and/or any Act 2 approved remediation plan or site characterization provided with this application are to be followed. No deviation from the SMP is permitted without written authorization from the Department (DEP). A) If contaminants or conditions with the potential to cause pollution are found during construction which are beyond the scope of the SMP or Act 2 considerations, DEP and the County Conservation District shall be notified and measures implemented to contain potential pollution sources immediately upon discovery. B) Any contaminated material to be transported and disposed of off-site including but not limited to pumped groundwater may require permitting with DEP's Waste Management or Clean Water programs. These permits should be anticipated and shall be secured prior to earth disturbance.

You may review the permit application file by contacting DEP's File Review Coordinator at 412-442-4286.

Southcentral Regional Office

Applicant: **David Hurst**

Applicant Address: 120 Canaan Grove Road, Newmanstown, PA 17073

Application Number: **PAD380046**

Application Type: New

Municipality/County: Heidelberg Township, **Lebanon County**

Project Site Name: 120 Canaan Grove Road

Total Earth Disturbance Area (acres): 2.10 acres

Surface Waters Receiving Stormwater Discharges: Middle Creek (WWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Construction of garage and gravel lot with associated PCSM BMPs.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 717-705-4802.

Southwest Regional Office

Applicant: **Peoples Natural Gas Company LLC**

Applicant Address: 1291 W. Main Street, Monogahela, PA 15063

Application Number: **PAD110026**

Application Type: New

Municipality/County: Cresson Township, **Cambria County**

Project Site Name: TP-7220 Cooney Road Pipeline Replacement Project

Total Earth Disturbance Area (acres): 5.9 acres

Surface Waters Receiving Stormwater Discharges: UNT to Little Conemaugh River (CWF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The project is a site restoration for the replacement of approximately 0.8 mile of new 20-inch steel natural gas pipeline. The pipeline is to be installed with the open cut method within the existing maintained utility right-of-way. The existing pipeline will be abandoned but maintained by PNG in perpetuity. The project area will be restored to pre-construction conditions and no new permanent impervious areas are proposed.

Special Conditions: 1. Prior to the beginning of work, all public water supplies or other water-related activities located downstream that may be affected by turbidity increases or other water quality changes caused by said work shall be sufficiently notified in advance to allow for preparation of any water quality changes. These include, at a minimum, Cresson Township Municipal Authority, Cambria County (Scott Decoskey) at 814-886-2793.

You may review the permit application file by contacting DEP's File Review Coordinator at 412-442-4286.

Northcentral Regional Office

Applicant: PPL Elec Utilities Corp

Applicant Address: 1639 Church Rd, Allentown, PA 18104

Application Number: PA470001D

Application Type: New

Municipality/County: Clinton Township, Muncy Creek Township, Anthony Township, Derry Township, and Lewis Township, **Lycoming County, Montour County, and Northumberland County.**

Project Site Name: Montour-Saeger 230kV Line Rebuild Project

Total Earth Disturbance Area (acres): 233.0 acres

Surface Waters Receiving Stormwater Discharges: Beaver Run (WWF-MF), Chillisquaque (WWF-MF), County Line Branch (WWF, MF), UNT to Glade Run (WWF, MF), McKee Run and UNTs (WWF, MF), Turkey Run (WWF, MF), UNTs to Warrior (WWF, MF), W.B. Chillisquaque (WWF, MF) and W.B. Susquehanna River (WWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: PPL EU Montour-Saegers 230 kV Line Rebuild Project consists of an approximately 12.8-mile rebuild. The project starts at the Montour Substation and Power Plant and travels to the northwest through farmland then some steeper terrain before crossing I-180. Continuing to the northwest, crossing the West Branch Susquehanna River before travelling west to the Saegers Substation, east of SR 0405. The project is located within Montour, Northumberland and Lycoming Counties

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 570-327-3693.

Northwest Regional Office

Applicant: Enterprise Development Center of Erie County

Applicant Address: 1314 Griswold Place, Suite 100, Erie, PA 16501

Application Number: PAD250025

Application Type: New

Municipality/County: City of Erie, **Erie County**

Project Site Name: Ironworks Square Site Development

Total Earth Disturbance Area (acres): 4.31 acres

Surface Waters Receiving Stormwater Discharges: Lake Erie (WWF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The applicant is proposing to redevelop a recently demolished industrial building site in the City of Erie, Erie County. The project will result in approximately 4.31 acres of earth disturbance. Two underground MRC basins are proposed to manage stormwater, which will be discharged to existing storm sewer systems that will then discharge to Lake Erie.

Special Conditions: Site Contamination Environmental Controls. 1. Permittee shall follow all appropriate procedures regarding handling and proper disposal of any contaminated soils or groundwater encountered during construction to ensure that no discharge of contaminated soils or water to waters of the Commonwealth will occur. 2. Permittee shall ensure an appropriate health and safety plan is implemented during construction of the project.

You may review the permit application file by contacting DEP's File Review Coordinator at 814-332-6078.

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: Paul Barnes, P.E., 570-826-2274, paulbarnes@pa.gov.

Application No. 1106371, Construction, Public Water Supply.

Applicant	Sunflower Sprouts Learning CTR
Address	276 Noxen Road Harveys Lake, PA 18618
Municipality	Harveys Lake Borough
County	Luzerne County
Responsible Official	Robin Bucknavage 276 Noxen Road Harveys Lake, PA 18648
Consulting Engineer	JHA Companies 466 South Main Street Montrose, PA 18801
Application Received	January 3, 2025

Description	The application proposes the addition of equipment and chemicals for corrosion control.
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Southwest Region: Safe Drinking Water Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Renee Diehl, Program Manager, ra-epsdsw@pa.gov.

Application No. 0224568, Construction, Public Water Supply.

Applicant	Richland Township Water Authority
Address	2012 Kramer Road Gibsonia, PA 15044
Municipality	Richland Township
County	Allegheny County
Responsible Official	Scott Trzeciak 2012 Kramer Road Gibsonia, PA 15044
Consulting Engineer	KLH Engineers, Inc. 5173 Campbells Run Road Pittsburgh, PA 15205
Application Received	December 20, 2024
Description	Richland Township Water Authority is applying for a construction permit to install an interconnection with West View Water Authority, including approximately 3,000 linear feet of transmission main. A new pump station will be constructed as part of the project to improve efficiency of the system. The Dickey Road Pump Station will be removed as part of the project.

Application No. 0224570, Construction, Public Water Supply.

Applicant	Monroeville Municipal Authority
Address	219 Speelman Lane Monroeville, PA 15146
Municipality	Monroeville Borough
County	Allegheny County
Responsible Official	Joseph Storey 219 Speelman Lane Monroeville, PA 15146
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road Suite 200 Cheswick, PA 15024
Application Received	December 24, 2024

Description Monroeville Municipal Authority is proposing to install a mixer in the Center Road Water Storage tank.

MINOR AMENDMENT

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, 717-772-4477.

Contact: Jacob Fogarty, Environmental Engineer.

Application No. 2359014, Amendment, Minor Amendment, Public Water Supply.

Applicant	Pennsylvania American Water Company
Address	1166 N Main Street Forest City Borough, PA 18421
Municipality	Forest City Borough
County	Monroe County
Responsible Official	Jeremy Eden 1166 N Main Street Forest City Borough, PA 18421
Application Received	September 1, 2024
Description	Add sources to reserve designation.

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 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 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: Randy Farmerie, P.G., Environmental Program Manager, 570-327-3716.

Former Booth's Plumbing and Electric, Primary Facility ID # **854766**, 31 Fern Lane, Eagles Mere, PA 17731, Eagles Mere Borough, **Sullivan County**. Juanita Geosciences, LLC, 6872 Willow Brook Road, Alexandria, PA 16611 on behalf of Former Booth's Plumbing & Electric, 31 Fern Lane, Eagles Mere, PA 17731, submitted a Notice of Intent to Remediate. Concerns soil and groundwater contaminated with leaded gasoline. The applicant proposes to remediate the site to meet the site-specific standard. The Notice of Intent to Remediate was published in *Williamsport Sun Gazette* on September 4, 2024. Application received: December 9, 2024.

Autoneum North America, Primary Facility ID # **880031**, 480 W 5th Street, Bloomsburg, PA 17815, City of Bloomsburg, **Columbia County**. McKee Environmental, Inc., 86 Quartz Drive, Bellefonte, PA 16823 on behalf of Autoneum North America, 480 W 5th Street, Bloomsburg, PA 17815, submitted a Notice of Intent to Remediate. Concerns site soil and groundwater contaminated with PFOS and PFAS. The Notice of Intent to Remediate was published in *Press Enterprise* on October 17, 2024. Application received: November 26, 2024.

Folta BRA Pad, Primary Facility ID # **880087**, 889 Vandervort Road, Laceyville, PA 18823, Tuscarora 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 fluid and fuel oil. The applicant proposes to remediate the site to the residential Statewide health standard. The Notice of Intent to Remediate was published in *The Daily Review* on November 12, 2024. Application received: November 27, 2024.

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

Contact: Eric Supey, Environmental Program Manager.

Pump-n-Pantry 006 Release, Primary Facility ID # **644363**, 5558 State Route 6, Tunkhannock, PA 18657, Tunkhannock Township, **Wyoming County**. LaBella Associates, 1000 Dunham Drive, Suite B, Dunmore, PA 18512 on behalf of Pump-n-Pantry, Inc., P.O. Box 529, Montrose, PA 18801, submitted a Notice of Intent to Remediate. Soil was contaminated with No. 2 heating oil. Future use of the site will be nonresidential. The Notice of Intent to Remediate was published in *The Scranton Times* on December 18, 2024. Application received: December 30, 2024.

230 Alpha Avenue, Primary Facility ID # **879920**, 230 Alpha Avenue, Wind Gap, PA 18091, Wind Gap Borough, **Northampton County**. JMT Environmental Technologies, 710 Uhler Road, Easton, PA 18040 on behalf of Brenda Snyder, 230 Alpha Avenue, Wind Gap, PA 18091, submitted a Notice of Intent to Remediate. Soil was contaminated with No. 2 heating oil from an underground storage tank. Future use of the site will be nonresidential. The Notice of Intent to Remediate was published in *The Morning Call* on December 19, 2024. Application received: January 2, 2025.

1932 East Livingston Street (Former A-Treat Bottling), Primary Facility ID # **862827**, 1932 East Livingston Street, Allentown, PA 18109, City of Allentown, **Lehigh County**. HDR Engineering, 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015 on behalf of Allentown Economic Development Corporation, 905 Harrison Street, Allentown, PA 18013, submitted a Notice of Intent to Remediate. Soil was contaminated with No. 2 heating oil. Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Morning Call* on January 2, 2025. Application received: January 3, 2025.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: C. David Brown, Professional Geologist Manager, 484-250-5792.

Kozak Residence, Primary Facility ID # **879535**, 626 Rickert Road, Sellersville, PA 18960, Hilltown Township, **Bucks County**. Justin Custer, Path Environmental, LLC, 17006 York Road, Parkton, MD 21120 on behalf of Anya Kozak, 626 Rickert Road, Sellersville, PA 18960, submitted a Notice of Intent to Remediate. Soil and groundwater have been found to be contaminated with No. 2 fuel oil. The future use of the property is residential. The proposed cleanup standard is the Statewide health standard. The Notice of Intent to Remediate was published in *The Bucks County Courier Times* on December 3, 2024. Application received: December 12, 2024.

Lifestyle Real Est 1 LP, Primary Facility ID # **777848**, 1 and 2 New Road, Bensalem, PA 19020, Bensalem Township, **Bucks County**. Tammy Hessler, TTI Environmental, Inc., 1253 North Church Street, Moorestown, NJ 08057 on behalf of Kevin Wolfer, Lifestyle Real Estate Lender, LLC, 267 South Dean Street, Englewood, NJ 07631, submitted a Notice of Intent to Remediate. Soil and groundwater have been found to be contaminated with No. 2 fuel oil, unleaded gasoline, and PAHs. The future use of the property is nonresidential. The proposed cleanup standard is the Statewide health standard. The Notice of Intent to Remediate was published in *The Bucks County Courier Times* on December 1, 2024. Application received: December 17, 2024.

RESIDUAL WASTE GENERAL PERMITS

Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other than Coal Ash.

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

Contact: Roger Bellas, Environmental Program Manager, 570-826-2201.

WMGR017-NE002. Municipal Authority of the Borough of Minersville, 2 East Sunbury Street, Minersville, PA 17954, Cass Township, **Schuylkill County**. A permit renewal application for continued coverage under General Permit WMGR017 for the beneficial use of water supply treatment plant sludge from the Minersville Water Treatment Plant as a soil additive by land application. The treatment plant is located on Water Dam Road and land application of the sludge will also occur in Cass Township. Application received: December 20, 2024. Deemed administratively complete: December 27, 2024.

Comments or questions concerning the application should be directed to Roger Bellas, Environmental Program Manager, 570-826-2511 or RA-EPWM-NEO@pa.gov, Northeast Region, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

WMGR017-NE001. Borough of Schuylkill Haven, 333 Center Avenue, Schuylkill Haven, PA 17972, North Manheim Township, Blythe Township, **Schuylkill County**. A permit renewal application for continued coverage under General Permit WMGR017 for the beneficial use of water supply treatment plant sludge from the Tumbling Run Filtration Plant as a soil additive by land application. The Tumbling Run Filtration Plant is located in North Manheim Township and land application of the sludge will occur on Borough property in Blythe Township. Application received: December 20, 2024. Deemed administratively complete: December 27, 2024.

Comments or questions concerning the application should be directed to Roger Bellas, Environmental Program Manager, 570-826-2511 or RA-EPWM-NEO@pa.gov, Northeast Region, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

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

Contact: Christina S. Wilhelm, Regional Solid Waste Program Manager, ra-epnwrowasteprog@pa.gov.

WMGR123NW022. Pennenergy Resources, LLC, 3000 Westinghouse Dr, Ste 300, Cranberry Township, PA 16066, **Armstrong County**. W47 Well Pad, determination of applicability under General Permit WMGR123. Application received: December 31, 2024.

Comments or questions concerning the application should be directed to Christina S. Wilhelm, Regional Solid

Waste Program Manager, ra-epnwrowasteprog@pa.gov, Northwest District, 230 Chestnut Street, Meadville, PA 16335-3481. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

DETERMINATION OF APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for Determination of Applicability for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.

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

Contact: Mohamad Mazid, Chief, Technical Services, RA-EPWM-SERO-PERMITS@pa.gov.

WMGM022SE002. G and A Clanton, Inc., 350 Lake Road, Avondale, PA 19311, London Grove Township, **Chester County**. This General Permit application is for the Determination of Applicability (DOA) under the conditions defined within General Permit No. WMGM022 to process and beneficial use of waste concrete, brick, aggregate, asphalt, and topsoil. The proposed facility is called Clanton Quarry, located at 350 Lake Road, Avondale, PA 19311, in London Grove Township, Chester County. Application received: December 13, 2024. Deemed administratively complete: December 19, 2024.

Comments or questions concerning the application should be directed to Waste Management Program Manager, Phone 484.250.5960, or by email at RA-EPWM-SERO-PERMITS@pa.gov, Southeast Region, 2 East Main Street, Norristown, PA 19401, 484-250-5900. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Contact: Mohamad Mazid, Chief, Technical Services, Email Address: RA-EPWM-SERO-PERMITS@pa.gov.

101429. Richard S. Burns and Company, Inc., 4300 Rising Sun Avenue, Philadelphia, PA 19140, City of Philadelphia, **Philadelphia County**. This application is for a ten (10) year permit renewal to continue operation at the Richard S. Burns and Company, Inc. Transfer Station, a municipal and construction and demolition waste processing and transfer facility, located at 4300 Rising Sun Avenue, in the City of Philadelphia, Philadel-

phia County. Application received: August 20, 2024. Deemed administratively complete: August 29, 2024.

Comments or questions concerning the application should be directed to Waste Management Program Manager, Phone 484.250.5960, or by email at RA-EPWM-SERO-PERMITS@pa.gov, Southeast Region, 2 East Main Street, Norristown, PA 19401, 484-250-5900. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be sub-

mitted 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: David G. Balog, P.E., New Source Review Section Chief, 814-332-6328.

37-00381A: Shenango Limestone and Storage Company LLC, P.O. Box 217, North Lima, OH 44452-0217, Shenango Township, **Lawrence County**. Application received: March 21, 2024. Intends to Issue Plan Approval 37-00381A. The Department intends to issue a plan approval to Shenango Limestone and Storage Company LLC (P.O. Box 217, North Lima, OH 44452-0217), for the construction and initial operation of their Shenango Limestone Mine and Plant facility in Shenango Township, Lawrence County. The facility will be located near 1959 Union Valley Road, Wampum, PA 16157-7223, 40°, 56', 38.46" N, 80°, 19', 25.32" W. The application proposes sources including crusher, screeners, conveyors, stockpiles, and roadways. Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. The proposed facility would be located at a site with an active limestone mine. Mined limestone would receive initial processing and would start conveyance from within the mine itself. The application indicates that the mine is authorized by SMP # 3718042—Deep Mine Safety Operation—Ind Minerals. No combustion sources are proposed in this plan approval application. All of the proposed equipment is electrically driven using utility supplied electricity. Electrical generation is not proposed as part of this project. Any equipment powered using internal combustion is considered a non-stationary source and does not require authorization via a plan approval (trucks, front end loaders, etc.). Emissions of PM₁₀ from the proposed sources are expected to be less than 95 tpy. The plant would have a capacity of 1,200 tons per hour and 10,512,000 tons per year. 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(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are 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) 332-6340. In

accordance with 25 Pa. Code § 127.44(e)(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, Lori McNabb, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [37-00381A] 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. Written comments or requests for a public hearing should be directed to Air Quality Program Manager, Lori McNabb, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6638. 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.

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.

63-01084A: North Fayette Supply, LLC, 117 North Main Street, Greensburg, PA 15601, Speers Borough, **Washington County**. Application received: October 22, 2024.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Pennsylvania Department of Environmental Protection (Department) intends to issue an Air Quality Plan Approval: PA-63-01084A for the installation and operation of a new Counterflow Drum Hot Mix Asphalt (HMA) Plant with a 400-ton per hour maximum capacity that will include one (1) model Gencor Ultra II—135 oil/natural gas fired burner, manufactured by General Combustion Corp., rated at 135 MMBtu/hr associated with the Counterflow Drum Mix Plant, one (1) model HYCGO-200 oil/natural gas burner, manufactured by General Combustion Corp., rated at 2 MMBtu/hr associated with the asphalt cement storage tank, two (2) vertical 30,000 gallon asphalt cement storage tanks, one (1) model CFP-182, 89,217 ACFM suction baghouse with forty-eight (48) compartments and fourteen (14) filters per compartment, manufactured by Gencor Industries, truck loadout for ingoing Recycled Asphalt Paving (RAP)/aggregate, in-process dump truck material movement and outgoing product, vibrating screens, impactor, conveyors and augers and, three (3) 300 tons HMA storage silos. The new facility will be located in Speers Borough, Washington County at 40.119134, -79.866804.

Potential emissions from the sources covered under this plan approval are 1.1 tons per year (tpy) of sulfur dioxides (SO₂), 42.9 tpy of carbon monoxide (CO), 8.3 tpy of nitrogen oxides (NO_x), 10.2 tpy of volatile organic compounds (VOC), 18.2 tpy of particulate matter less than 10 microns in size (PM₁₀), 0.99 tpy of formaldehyde, and 1.70 tpy of all hazardous air pollutants (HAP). This authorization is subject to Best Available Technology (BAT) requirements of 25 Pa. Code § 127.1. The Department has determined that the proposed project satisfied

Department's BAT requirements. This authorization is subject to state regulations including 25 Pa. Code §§ 123.1, 123.2, 123.21, 123.31, 123.41 and 123.43. Sources at the HMA Plant will be subject to Federal regulation 40 CFR Part 60 Subpart I—Standards of Performance of Hot Mix Asphalt Facilities and 40 CFR Part 60 Subpart UU—Standards of Performance for Asphalt Processing and Asphalt Roof Manufacturers. The plan approval has been conditioned to ensure compliance with all applicable rules including visible emission limits, work practices, testing, monitoring, recordkeeping, and reporting conditions. Once compliance with the Plan Approval is demonstrated, the applicant will subsequently submit an application for a new State Only Operating Permit (SOOP) for this facility.

The Plan Approval application, the Department's Air Quality Review Memorandum, and the Proposed Air Quality Plan Approval for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; chrake@pa.gov; or fax 412-442-4194. Each protest or set of written comments must contain the name, address and telephone of the person submitting the comments, identification of the proposed Plan Approval (PA-63-01084A) and a concise statement of the objections to the plan approval and the relevant facts upon which the objections are based. All comments must be received prior to the close of business 30 days after the date of this publication. For additional information, you may contact Christopher Baker at 412-442-4194.

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 is sufficient. Written comments or requests for a public hearing should be directed to Mark R. Gorog, P.E., Regional Program Manager, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222 or by email to mgorog@pa.gov. All comments must be received prior to the close of business 30 days after the date of this publication.

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.

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.

15-00104, Flowers Baking Company of Oxford Inc., 700 Lincoln St, Oxford, PA 19363, Oxford Borough, **Chester County.** Application received: June 10, 2024. This action is for the renewal of the Title V Operating Permit. The initial operating permit was issued on September 23, 2008. The facility is a major source for VOC. Sources include boilers, heating processes, a fire pump, a fryer line, a bread oven line, a bun oven line, and an emergency generator. The fryer (Source ID 101) is equipped with mist eliminator to reduce particulate matter. The bread oven (Source ID 108) and the bun oven (Source ID 109) are both controlled by a catalytic oxidizer. The fire pump (Source ID 036) is subject to 40 CFR Part

63, Subpart ZZZZ. The emergency generator (Source ID 700) is subject to 40 CFR Part 60, Subpart JJJJ. Applicable requirements have been incorporated into the Title V Operating Permit. The following are current potential site-wide emission rates for this facility: Nitrogen Oxides (NO_x)—24.69 TPY; Sulfur Oxides (SO_x)—0.32 TPY; Particulate Matter less than 10 µm (PM₁₀)—2.75 TPY; Particulate Matter less than 2.5 µm (PM_{2.5})—2.75; Carbon Monoxide (CO)—20.12 TPY; Volatile Organic Compounds (VOC)—41.7 TPY; Hazardous Air Pollutants (HAP)—0.44 TPY; and Greenhouse Gases (GHG)—27,333.31 TPY (reported as CO₂e). Allowable emissions from the facility have not increased as a result of this permit renewal. Individual limits apply to the various sources at the facility. The operating permit contains requirements to keep the facility operating within all applicable air quality requirements for this source.

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.

40-00036, Hydro Extruder, LLC, 330 Elmwood Avenue, Crestwood Industrial Park, Mountain Top, PA 18707, Wright Township, **Luzerne County.** Application received: December 20, 2024. The Department intends to issue a State-Only Operating Permit for the operation of sources at their facility. Sources at the facility include two natural gas fired boilers; a caustic etching operation; anodizing tanks; anodal acid etch tank; four deburring machines; two nickel acetate sealing tanks; and two emergency generators. Control devices at the facility include multiple wet scrubbers; deburring cyclone; and a deburring baghouse. 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.

54-00056, Pine Grove Area School District, 103 School Street, Pine Grove, PA 17963, Pine Grove Borough, **Schuylkill County.** Application received: December 9, 2024. The Department intends to issue a State-Only Operating Permit for the operation of sources at the High School. The High School operates two coal fired boilers. 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.

58-00016, Sawmill Valley Hardwoods, Inc., 7025 State Route 92, South Gibson, PA 18842, Lenox Township, **Susquehanna County.** Application received: December 23, 2024. The Department intends to issue a State-Only Operating Permit for the operation of sources at their 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.

66-00010, Regency Marcellus Gas Gathering, LLC, 101 W. Third Street, Williamsport, PA 17701, Washington Township, **Wyoming County.** Application received: December 19, 2024. The Department intends to issue a State-Only Operating Permit for operation of sources at a natural gas extraction facility. The sources include eight

(8) 2,370 HP compressor engines, one (1) 5 mmscfid dehydration unit with associated reboiler, three (3) 12,600-gal produced water tanks, one (1) emergency natural gas-fired generator, and associated venting, piping, and components. Control devices include oxidation catalysts and a thermal oxidizer. 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.

37-00321, New Castle Recycling, 215 Gardner Ave, New Castle, PA 16101-3926, City of New Castle, **Lawrence County**. Application received: September 9, 2024. The Department intends to issue the renewal State Only Natural Minor Operating Permit for operation of the scrap metal cutting facility. The facility's primary emission sources include the scrap cutting of large objects under a metal hood that is controlled by a baghouse and yard cutting of smaller carbon steel (with minimal amounts of nickel and chrome) and aluminum scrap. Particulate emissions from the exhaust of the baghouse are estimated at 0.029 TPY. The renewal permit will contain emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

Contact: William Weaver, Air Program Manager, 717-705-4868.

38-05024, Pennsy Supply, Inc., 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, South Lebanon Township, **Lebanon County**. Application received: June 18, 2024. For the stone crushing operations at the Prescott Quarry. This is for the renewal of the existing State-Only Permit. Potential air emissions from the facility are estimated to be 29.7 tpy of PM with 10.6 tons of PM₁₀, and 1.4 tons of PM_{2.5}. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart 000.

06-03010, Brenntag Northeast LLC, 81 West Huller Lane, Reading, PA 19605, Ontelaunee Township, **Berks County**. Application received: August 28, 2024. To issue a State Only Operating Permit for the chemical distribution facility. The potential emissions from the facility are estimated at 2.20 tpy of NO_x, 2.00 tpy of CO, 0.12 tpy of PM, 0.69 tpy of SO_x, 18.63 tpy of VOCs and 3.64 tpy of HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.57 Storage tanks less than or equal to 40,000 gallons capacity containing VOCs and 40 CFR Part 60 Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines.

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

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

26-00177, Golden Eagle Construction Co, P.O. Box 945, Uniontown, PA 15401, North Union Township, **Fayette County**. Application received: February 9, 2024. Synthetic Minor State-Only Operating Permit for the operation of an asphalt facility located near the Coolspring limestone mine in North Union Township, Fayette County. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the previously mentioned facility. Sources of emissions consist of Plant Roadways, two (2) Hot Oil Heaters, two (2) Liquid Propane Storage Tanks, a 180-ton per hour (TPH) Barber Green Batch Asphalt process, a 500-TPH Gencor Hot Mix Asphalt Plant, Recycled Asphalt Pavement system (RAP) and associated supporting equipment. Emissions at the facility are controlled through the use of two (2) primary collectors, two (2) baghouses, water sprays, and a pressurized water truck. Facility-wide potential emissions, which include operating restrictions, are projected to be 10.14 tons per year (TPY) NO_x, 76.5 TPY CO, 10.4 TPY VOC, 27.8 TPY PM₁₀, 1.5 TPY SO_x, 2.3 TPY total HAP, and 1.0 TPY for single HAP (formaldehyde). At a minimum, the facility is required to conduct daily surveys of the site when operating to ensure compliance with visible stack, fugitive, and potentially objectionable odor emission requirements and maintain records of those surveys. The air quality permit includes operation requirements, production and emission limits, monitoring requirements, and recordkeeping requirements for the site. Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (26-00177) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit. A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Bradley Spayd, Air Quality Engineering Specialist, 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> and by contacting Thomas Joseph, Environmental Engineering Manager, at 412-442-4336 or tjoseph@pa.gov. Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Lauren Camarda at 412-442-4203 or the Pennsylvania Hamilton Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

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: Lori Jenkins, Clerical Assistant 3.

Mining Permit No. 30841317. NPDES No. PA0213527. Consol Pennsylvania Coal Company LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Morris Township, **Greene County**. To revise the permit and related NPDES permit for the installation of the H4-3 and H4-4 degas boreholes, affecting 4.2 proposed surface acres. Application received: November 20, 2024. Accepted: December 18, 2024.

Mining Permit No. 32061303. NPDES No. PA0235725. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, Cherryhill and Pine Townships, **Indiana County**. To revise the permit and related NPDES permit for the installation of a degas borehole, affecting 0.4 proposed surface acre. Application received: December 12, 2024. Accepted: December 20, 2024.

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

Contact: RA-EPCAMBRIADMO@pa.gov.

Mining Permit No. 56823123. Croner, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, Brothersvalley Township, **Somerset County**. Permit renewal for reclamation only of a bituminous surface mine affecting 203 acres. Receiving streams: unnamed tributary to Buffalo Creek and unnamed tributary to Swamp Creek classified for the following uses: CWF. Application received: January 6, 2025.

Mining Permit No. 56663135. NPDES No. PA0605921. PBS Coals, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, Stonycreek Township, **Somerset County**. NPDES Renewal and renewal for reclamation only of a bituminous surface and auger mine affecting 27.5 acres. Receiving stream: Schrock Run classified for the following use: CWF. Application received: January 7, 2025.

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.

Parameter	Table 2		
	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.			

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

Contact: RA-EPCAMBRIADMO@pa.gov.

Mining Permit No. 32040301. NPDES No. PA0249611. Penn Run Quarry 2 Spruce Mine, 590 Spruce Grove Road, Penn Run, PA 15765, Cherryhill and Pine Townships, **Indiana County**. Renewal of an NPDES permit. Receiving streams: unnamed tributaries to Yellow Creek to Two Lick Creek to Blacklick Creek, classified for the following uses: CWF & TSF. Application received: January 7, 2025.

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

Contact: Alicia Cook, Clerical Assistant 3, 814-343-3328.

Mining Permit No. 62252801. Cable Gravel, LLC, P.O. Box 403, Russell, PA 16345, Pine Grove Township, **Warren County**. New permit application for a small noncoal industrial minerals operation affecting 5.0 acres. Receiving stream(s): Unnamed tributary to Conewango Creek classified for the following use(s): WWF. Application received: January 2, 2025.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 8274SM5C15. PA0123480. Allan Myers Materials PA, Inc., 638 Lancaster Avenue, Malvern, PA 19355-1898, Fulton Township, **Lancaster County**. Renewal of an NPDES Permit on a quarry operation affecting 321.82 acres. Receiving stream: Octoraro Creek, classified for the following use: WWF-MF. Application received: December 12, 2024.

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:

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
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

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

Contact: Lori Jenkins, Clerical Assistant 3.

NPDES No. PA0215775. Mining Permit No. 56773707. PBS Coals, Inc., P.O. Box 260, Friedens, PA 15541, Stonycreek Township, **Somerset County**. NPDES Renewal for the Cambria Fuels CRDA SMP, affecting 38.7 acres. Receiving streams: Glades Creek; classified for the following use: CWF. A stream in a TMDL Watershed. Application received: August 25, 2020.

The following outfall discharges to Glades Creek:

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

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

Outfalls: 001(All Weather Conditions)

<i>Discharge Parameter</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>
pH (S.U.)	6.0	N/A	N/A	9.0
Total Suspended Solids (mg/L)	N/A	35.0	70.0	90.0
Iron, Total (mg/L)	N/A	1.5	3.0	3.8
Manganese, Total (mg/L)	N/A	1.0	1.0	1.0
Aluminum, Total (mg/L)	N/A	0.75	0.75	N/A
Osmotic Pressure (milliosmoles/kQ)	N/A	50	100	N/A
Net Alkalinity (as CaCO ₃ , mg/L)	0.0	N/A	N/A	N/A
Flow (mgd)	N/A	N/A	1.2	N/A
Sulfate (mg/L)	N/A	N/A	N/A	Report
Total Dissolved Solids (mg/L)	N/A	N/A	N/A	Report
Chloride (mg/L)	N/A	N/A	N/A	Report
Bromide (mg/L)	N/A	N/A	N/A	Report
Acidity (as CaCO ₃ , mg/L)	N/A	N/A	N/A	N/A
Alkalinity, Net (mg/L)	N/A	N/A	N/A	N/A
Cadmium (mg/L)	N/A	Report	Report	N/A
Mercury (mg/L)	N/A	Report	Report	N/A
Nickel (mg/L)	N/A	Report	Report	N/A
Zinc (mg/L)	N/A	Report	Report	N/A

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

Contact: Cassie Stanton, Clerical Assistant 2.

NPDES No. PA0115622. Mining Permit No. 17860135. Strishock, LLC, P.O. Box 1006, Dubois, PA 15801, Union Township, Brady Township, and Sandy Township, **Clearfield County**. Application received: November 14, 2024.

For renewal of an NPDES permit for discharge of water resulting from postmining treatment of mine drainage affecting 284.9 acres. Receiving stream(s): Stoney Run, classified for the following use(s): CWF. This receiving stream is included in the Luthersburg Branch and Laborde Branch TMDL.

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

The following outfall discharges to Stoney Run:

<i>Outfall No.</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
018	Existing	Instream Treatment	0.36 MGD

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

<i>Outfalls: 018 (All Discharges) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	1.5	3.0	3.7
Manganese (mg/L)	1.0	2.0	2.5
Aluminum (mg/L)	0.75	0.75	0.75
Total Suspended Solids (mg/L)	35.0	70.0	90.0
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

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

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

NPDES No. PA0278611. Mining Permit No. 65930601. Hoover Stone Quarry LLC, 3497 Route 981, Saltsburg, PA 15681, Loyalhanna Township, **Westmoreland County**. Application for a new NPDES permit at an existing noncoal surface mine, affecting 81.8 acres. Receiving stream: Unnamed Tributary to the Conemaugh River, classified for the following use: CWF. The receiving streams are subject to the Kiskiminetas and Conemaugh River Watershed Total Maximum Daily Load (TMDL). The first downstream potable water supply intake from the point of discharge is Buffalo Township Municipal Authority, Freeport on the Allegheny River. The Department has made a tentative determination to impose effluent limitations, within the ranges specified. Application received: September 25, 2024.

The following stormwater outfall discharges to UNT to the Conemaugh River:

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

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

<i>(All Weather Conditions) Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	6.0	-	-	9.0
Acidity (mg/L)	-	-	-	Report
Total Alkalinity (mg/L)	-	-	-	Report
Net Alkalinity (mg/L)	0.0	-	-	-
Total Iron (mg/L)	-	1.5	3.0	3.7
Total Manganese (mg/L)	-	1.0	2.0	2.5
Total Aluminum (mg/L)	-	0.75	0.75	0.75
Total Suspended Solids (mg/L)	-	35.0	70.0	90.0
Sulfate (mg/L)	-	-	-	Report
Specific Conductivity (mmhos/cm)	-	-	-	Report
Temperature (°F)	-	-	-	Report
Flow (gpm)	-	-	-	Report

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

Contact: RA-EPPottsvilleDMO@pa.gov.

NPDES Permit No. PA0594130. Mining Permit No. 5273SM2. Heidelberg Materials Northeast, LLC, 7660 Imperial Way, Allentown, PA 18195, Thornbury and Middletown Townships, **Delaware County**. Application received: December 20, 2022.

Renew NPDES permit affecting 247.3 acres. Receiving streams: Chester Creek and UNT to Chester Creek, classified for the following uses: TSF, MF.

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 Chester Creek:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	existing	TFO	2.0

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

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ⁱ (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor And Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Discharge (MGD)		2.0		
Oil and Grease (mg/L)			Monitor And Report	

ⁱThis Parameter is applicable at all times.

The following storm water outfalls discharge to UNT to Chester Creek:

<i>Outfall Number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
002	existing	SWO	Precipitation Dependent
003	existing	SWO	Precipitation Dependent
004	existing	SWO	Precipitation Dependent

The following limits apply to dry weather discharges from the following stormwater Outfalls: 002—004

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ⁱ (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor And Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Oil and Grease (mg/L)			Monitor And Report	

The following alternate discharge limitations apply to discharges from the following stormwater outfalls resulting from precipitation events less than or equal to the 10-year/24-hour precipitation event: 002—004

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
pH ⁱ (S.U.)	6.0			9.0
Total Alkalinity (as CaCO ₃) (mg/L)			Monitor And Report	
Total Acidity (as CaCO ₃) (mg/L)			Monitor And Report	
Net Alkalinity (mg/L)	0.0			
Total Settleable Solids (ml/L)				0.5

ⁱThis Parameter is applicable at all times

NPDES Permit No. PA0225436. Mining Permit No. 52770301. Shiffer Bituminous Service Co., Inc., 158 Dotters Corner Road, Kunkletown, PA 18058, Polk Township, **Monroe County.** Renew NPDES Permit affecting 29.04 acres. Receiving stream: Dotters Creek Watershed, classified for the following use: HQ-CWF. The operation does not discharge to waters of the Commonwealth. Application received: July 24, 2024.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNNOGPRG@pa.gov.

E5929224-014. NFG Midstream Covington LLC, 1100 State Street, Erie, PA 16501, Delmar Township, **Tioga County.** U.S. Army Corps of Engineers Baltimore District. Application received: November 26, 2024.

To construct, operate, and maintain:

1. A temporary road crossing using timber mats, and an 8-inch and 12-inch diameter natural gas pipelines impacting 1,807 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 68 linear feet of an unnamed tributary to Baldwin Run (HQ-CWF) (Keeneyville, PA Quadrangle 41.798974°, -77.315321°);
2. A temporary road crossing using timber mats impacting 185 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Keeneyville, PA Quadrangle 41.798609°, -77.313624°);
3. A temporary road crossing using timber mats, and an 8-inch and 12-inch diameter natural gas pipelines impacting 3,161 square feet of an exceptional value palustrine forested (EV-PFO) wetland, 36 linear feet of an unnamed tributary to Baldwin Run (HQ-CWF) and 5,193 square feet of an exceptional value palustrine emergent (EV-PEM) (Keeneyville, PA Quadrangle 41.797697°, -77.321078°);
4. A temporary road crossing using timber mats impacting 33 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Keeneyville, PA Quadrangle 41.796725°, -77.309671°);
5. A temporary road crossing using timber mats and an 8-inch and 12-inch diameter natural gas pipeline impacting 79 linear feet of Baldwin Run (HQ-CWF) (Keeneyville, PA Quadrangle 41.796145°, -77.305631°);
6. A temporary road crossing using timber mats, and an 8-inch and 12-inch diameter natural gas pipelines impact-

ing 1,067 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Keeneyville, PA Quadrangle 41.800894°, -77.304284°);

7. A temporary road crossing using timber mats, and an 8-inch and 12-inch diameter natural gas pipelines impacting 161 square feet of an exceptional value palustrine emergent (EV-PEM) wetland, 154 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland and 76 linear feet of an unnamed tributary to Baldwin Run (HQ-CWF) (Keeneyville, PA Quadrangle 41.8001736°, -77.30342°);

8. A temporary road crossing using timber mats impacting 411 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Keeneyville, PA Quadrangle 41.802364°, -77.302221°);

9. A temporary road crossing using timber mats impacting 858 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Keeneyville, PA Quadrangle 41.802636°, -77.302068°);

10. A temporary road crossing using timber mats impacting 20 square feet of a palustrine emergent (PEM) wetland (Keeneyville, PA Quadrangle 41.803713°, -77.301676°);

11. A temporary road crossing using timber mats and an 8-inch and 12-inch diameter natural gas pipelines impacting 7,231 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Keeneyville, PA Quadrangle 41.804301°, -77.301394°);

12. A temporary road crossing using timber mats and an 8-inch and 12-inch diameter natural gas pipelines impacting 9,743 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland and 1,012 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Keeneyville, PA Quadrangle 41.80487°, -77.301107°);

13. A temporary road crossing using timber mats and an 8-inch and 12-inch diameter natural gas pipelines impacting 107 linear feet of an unnamed tributary to Baldwin Run (HQ-CWF) (Keeneyville, PA Quadrangle 41.80487°, -77.301107°);

14. A temporary road crossing using timber mats and an 8-inch and 12-inch diameter natural gas pipelines impacting 2,942 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 5,721 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Keeneyville, PA Quadrangle 41.806762°, -77.299476°);

15. A temporary road crossing using timber mats and an 8-inch and 12-inch diameter natural gas pipelines impacting 4,887 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 94 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland (Keeneyville, PA Quadrangle 41.807394°, -77.298316°);

16. A temporary road crossing impacting 366 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Keeneyville, PA Quadrangle 41.808153°, -77.296761°).

The project will result in 366 linear feet of temporary stream impacts, 24,333 square feet (0.559 acre) of temporary wetland impacts and 20,713 square feet (0.476 acre) of permanent wetland impacts all for the purpose of installing a natural gas pipeline in Delmar Township, Tioga County. The permittee will provide 41,120 square feet (0.944 acre) of off-site compensatory mitigation at the Butters Mitigation Site (Blossburg, PA Quadrangle Latitude: 41°, 44', 55" N, Longitude: 77°, 03', 16" W).

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

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

E4802224-011. Bethlehem Township Municipal Authority, 4225 Easton Avenue, Bethlehem, PA 18020, Bethlehem Township, **Northampton County**. U.S. Army Corps of Engineers Philadelphia District. Application received: December 13, 2024.

A stream restoration project along a 3,700-LF segment of a UNT to Lehigh River (CWF, MF) consisting of streambank stabilization devices such as six (6) log vanes, one (1) constructed scour hole, root wad deflectors, ten (10) sawtooth deflectors with logs, nine (9) random boulder placement areas, four (4) rock cross vanes, four (4) boulder toe revetment areas, two (2) boulder cascade areas, erosion control matting on the streambank, floodplain tree plantings, and modification of an existing headwall carrying an enclosed portion of a UNT to Lehigh River (CWF, MF) consisting of a 22-foot long concrete apron and a 10-foot long R-6 riprap apron. The project begins at the intersection of Rutland Road and the UNT to Lehigh River and ends at the intersection of Sculac Road and the UNT to Lehigh River (Nazareth, PA Quadrangle Latitude: 40° 38' 22.32", Longitude: -75° 18' 44.41") in Bethlehem Township, Northampton County.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: 717-705-4802.

E4403224-002. Granville Township, 100 Helen Street, Lewistown, PA 17044, Granville Township, **Mifflin County**. U.S. Army Corps of Engineers Baltimore District. Application received: June 3, 2024.

To 1.) install and maintain multiple sanitary sewer line extensions (6, 8, and 10-inch diameter force mains, 8-inch diameter gravity lines, 2-inch diameter pressure lines, as well as grinder pump laterals), and 2.) to construct and maintain two (2) pumping stations. Permanent impacts will be as follows: Juniata River (WWF, MF) (Lat: (40.573592), Long: (-77.589582))—398.0-linear feet of watercourse impacts; UNT 2 to Juniata River (HQ-CWF, MF) (Lat: (40.565699), Long: (-77.590015))—2.0-linear feet of watercourse impacts; UNT 3 to Juniata River (HQ-CWF, MF) (Lat: (40.561647), Long: (-77.594982))—2.5-linear feet of watercourse impacts; UNT 4 to Juniata River (HQ-CWF, MF) (Lat: (40.563502), Long: (-77.609441))—29.7-linear feet of watercourse impacts; UNT 6 to Juniata River (HQ-CWF, MF) (Lat: (40.561552), Long: (-77.640060))—1.5-linear feet of watercourse impacts; UNT 12606 to Juniata River (HQ-CWF, MF) (Lat: (40.583276), Long: (-77.589019))—2.0-linear feet of watercourse impacts; UNT 12628 to Juniata River (HQ-CWF, MF) (Lat: (40.555009), Long: (-77.648975))—4.0-linear feet of watercourse impacts; UNT 12629 to Juniata River (HQ-CWF, MF) (Lat: (40.557521), Long: (-77.647706))—4.0-linear feet of watercourse impacts; Strodes Run (HQ-CWF, MF) (Lat: (40.547926), Long: (-77.670850))—20.1-linear feet of watercourse impacts; UNT 11 to Strodes Run (HQ-CWF, MF) (Lat: (40.546971), Long: (-77.661731))—4.0-linear feet of watercourse impacts. In addition to the permanent watercourse impacts associated with the project, 4,073.98-square feet of the accompanying floodways will also be permanently impacted. The project will also include 44.55-square feet of permanent impacts to an exceptional value (EV) PEM wetland (Wetland AA) (Lat: (40.548063), Long: (-77.670613)). The project is necessary in order to offer/

provide additional sewer service in Granville Township. The project is located in the vicinity of Middle and Strodes Run roads, in Granville Township, Mifflin County. Wetland impacts are de minimis and replacement is not required. Latitude: 40.54764°, Longitude: -77.67198°.

E3603224-010. UGI Utilities, Inc., 1 UGI Drive, Denver, PA 17517, Manheim Township, **Lancaster County**. U.S. Army Corps of Engineers Baltimore District. Application received: November 20, 2024.

To 1.) install and maintain a 37-foot long by 27-foot-wide natural gas regulator station in the floodway of a UNT to the Conestoga River (WWF, MF) impacting 739-square feet of floodway; all for the purpose of providing appropriate pressure to the natural gas distribution system in the area. The project is located 0.07 mile from the intersection of Hilltop Approach and Parkside Lane (Latitude: 40.63941, Longitude: -76.288523) in Manheim Township, Lancaster County. No wetland impact is proposed with this project.

E2103224-002. Cumberland Valley Rails to Trails Council Inc., P.O. Box 531, Shippensburg, PA 17257, Shippensburg Borough, **Cumberland County**. U.S. Army Corps of Engineers Baltimore District. Application received: September 24, 2024.

To 1) construct and maintain a 10-foot wide at grade asphalt pedestrian trail within and along the floodway of Middle Spring Creek (HQ-CWF, MF) resulting in 0.37 acre of permanent and 0.53 acre of temporary floodway impact; 2) construct and maintain a 30-foot long stepped boulder rock stream access area with R8 rip rap rock anchor tie ins on each side within and along Middle Spring Creek (HQ-CWF, MF) resulting in less than 0.01 acre of permanent and 0.02 acre of temporary stream impact and less than 0.01 acre of permanent floodway impact; 3) construct and maintain a concrete storm sewer outfall with two 12-inch HDPE pipes within and along Middle Spring Creek (HQ-CWF, MF) resulting in less than 0.01 acre of permanent and less than 0.01 acre of temporary stream impact; all for the purpose of increasing physical activity, access, and education within the local community. The project is located within Shippensburg Borough. No wetlands will be impacted by this project. Latitude: 40.052362°, Longitude: -77.524590°.

E6703224-012. Ivan Stoltzfus, 2538 Brush Valley Road, Seven Valleys, PA 17360, Codorus Township, **York County**. U.S. Army Corps of Engineers Baltimore District. Application received: August 2, 2024.

To maintain an existing steel beam and wooden plank bridge structure. The resource being impacted is an unnamed tributary (UNT) to South Branch Codorus Creek (WWF, MF). Permanent impacts associated with the bridge structure are as follows: Watercourse—23.1 feet in length. The purpose of the bridge structure is to gain access to fields, livestock, and structures on the west side of the watercourse. The bridge structure is located at 2538 Brush Valley Road, Seven Valleys, PA 17360 in Codorus Township, York County (Lat: (39.830538), Long: (-76.810406)). Wetlands are not impacted by the bridge structure.

Southwest Region: Oil and Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: D. J. Stevenson, 412-442-4281, RA-EPSW-OGSUBMISSION@pa.gov.

E3007224-008. CNX Midstream Operating Company, LLC, 1000 Horizon Vue Drive, Canonsburg, PA 15317, Morris Township, **Greene County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: November 18, 2024.

CNX installed a riprap apron outfall in a High Quality (HQ) stream (Trib 40564 to Brown's Creek) and floodway in conjunction with stabilizing and correcting the underlying causes of a second slope failure along the existing Deerlick to Iams Pipeline right-of-way. PA DEP approved the emergency permit (EP300724-003) to conduct this work on September 16, 2024. This application is for the after-the-fact impacts associated with the emergency work. Total impacts include 38 square feet of fill to the stream, and 119 square feet of fill in the associated floodway. Latitude: 39.964025°, Longitude: -80.28897°.

E6307224-019. MarkWest Liberty Midstream & Resources, LLC, 4600 J. Barry Court, Suite 500, Canonsburg, PA 15317, West Finley Township, **Washington County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: December 19, 2024.

The applicant proposes to expose approximately 1,145 LF of three (3) permanent existing steel gas pipelines (8" diameter Majorsville Houston, 16" diameter Majorsville Welling and 20" diameter Majorsville Welling) and 1,620 LF of one (1) permanent existing 12" diameter Hamilton Wilhelm steel gas pipeline, in preparation for longwall mining activities under these pipelines. Project proposes excavation of a trench varying from 35 to 55-ft wide for exposure of the existing pipelines along with associated sediment traps and bell holes, which will cause temporary direct impacts to three (3) perennial streams (UNTs to Robinson Fork, a Warm Waters Fishery (WWF)) and four (4) Palustrine Emergent (PEM) wetlands, installation of two (2) 45-ft long, 48-inch diameter temporary flume pipes and riprap apron outlet protection impacting one (1) perennial stream (UNT to Robinson Fork, WWF) and one (1) Palustrine Emergent wetland, one (1) 58-ft long, 48-inch diameter temporary flume pipe and riprap outlet protection impacting perennial stream (UNT to Robinson Fork, WWF) and one (1) Palustrine Emergent wetland, one (1) 51-ft long, 36-inch diameter temporary flume pipe and outlet protection impacting one (1) perennial stream (UNT to Robinson Fork, WWF) and one (1) Palustrine Emergent wetland and installation of four (4) temporary timber mat bridge crossings over three (3) perennial and one (1) intermittent streams and 3 Palustrine Emergent wetlands, resulting in 270 LF of temporary direct stream impacts, 0.41 acre of temporary direct floodway impacts and 0.12 acre of temporary direct wetland impact. Additionally, applicant proposes addition of topsoil covered rock armor within the utility line trench in several locations, resulting in 0.05 acre of permanent indirect floodway impacts. All project temporary impacts are proposed to last approximately six months to one (1) year. Latitude: 40.081692°, Longitude: -80.443744°.

Contact: Dana Drake, Program Manager, 412-442-4000.

E2605224-005. Pennsylvania Department of Conservation and Natural Resources, 400 Market Street, 8th Floor, Harrisburg, PA 17101, Stewart Township, **Fayette County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: August 23, 2024.

The applicant is proposing to:

1) Construct and maintain a culvert liner and extension within an existing, deteriorating stream enclosure that carries the Great Allegheny Passage Trail over Bruner Run (EV). The existing enclosure is a 187 linear foot (LF) unreinforced concrete arch culvert with an approximately 11' 3" x 9' 6" waterway opening. The liner and extension will consist of a 199 LF Contech horseshoe-shaped 2-flange tunnel liner plate with an 8' 6" x 7' 10" waterway opening. The space between the liner and the existing culvert walls will be grouted. The existing concrete outlet apron will also be replaced and the existing

downstream concrete wingwalls will be repaired as part of the liner installation and extension. This activity will result in 289 LF of permanent watercourse impacts.

2) Construct and maintain 86 LF of new outlet protection, comprised of R7 riprap, at the downstream end of the aforementioned stream enclosure, resulting in 86 LF of permanent watercourse impacts.

3) Construct and maintain a temporary 18' wide gravel access road within the floodway of Brunner Run and a stone causeway within Brunner Run to provide access to perform the aforementioned activities, resulting in 63 LF of temporary watercourse impacts and 0.15 acre of temporary floodway impacts. Approximately 40 LF of these temporary watercourse impacts overlap with the permanent impacts associated with the aforementioned outlet protection.

4) Construct and maintain temporary stream pump-around needed to perform the aforementioned culvert lining and outfall basin activities, resulting in 350 LF of temporary watercourse impacts. 275 LF of these water-

course impacts overlap with the permanent impacts associated with the aforementioned culvert lining and outfall basin and an additional 23 LF of these watercourse impacts overlap with the temporary impacts associated with the aforementioned access road and causeway.

For the purpose of bringing the existing stream enclosure up to current safety standards and to address structural and drainage deficiencies.

Cumulatively, the project will result in 375 LF of permanent watercourse impacts, 350 LF of temporary watercourse impacts, and 0.15 acre of temporary floodway impacts.

The project site is located approximately 415' southeast of the Sugar Run Road boat launch/parking area and approximately 450' upstream of Bruner Run's confluence with the Youghiogheny River (Mill Run, PA USGS topographic quadrangle; N: -39°, 55', 32"; W: -79°, 29', 13"; Sub-basin 19E; USACE Pittsburgh District), in Stewart Township, Fayette County.

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>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0232777	CAFO Individual NPDES Permit	Issued	Roaring Creek Egg Farms LLC 190 Tyson School Road Catawissa, PA 17820-8212	Cleveland Township Columbia County	SCRO
PA0233889	CAFO Individual NPDES Permit	Issued	Troester Dairy 175 Cannon Road Mifflinburg, PA 17844-7714	Buffalo Township Union County	SCRO
PAD020077	Chapter 102 Individual NPDES Permit	Issued	Esplanade Partners LP 380 Southpointe Boulevard Suite 400 Canonsburg, PA 15317-8561	Pittsburgh City Allegheny County	SWRO
PAD150205	Chapter 102 Individual NPDES Permit	Issued	King Const Co. LLC 525 Hollander Road New Holland, PA 17557-9304	East Nantmeal Township Chester County	SERO
PAD150285	Chapter 102 Individual NPDES Permit	Issued	MCH Development LLC 170 Crawford Road Downingtown, PA 19335-1240	East Coventry Township Chester County	SERO
PAD150286	Chapter 102 Individual NPDES Permit	Issued	Joint & Mr Properties LLC 1130 Westminster Drive Downingtown, PA 19335	Honey Brook Borough Chester County	SERO
PAD150351	Chapter 102 Individual NPDES Permit	Issued	Hurzeler Carolyn 923 Shenandoah Lane West Chester, PA 19380-2026	West Bradford Township Chester County	SERO
PAD450217	Chapter 102 Individual NPDES Permit	Issued	Walmart Stores East LP 702 SW 8th Street Bentonville, AR 72716	Coolbaugh Township Monroe County	NERO
PAD640054	Chapter 102 Individual NPDES Permit	Issued	Honesdale Solar 1 LLC 55 Technology Drive Lowell, MA 01851-5203	Damascus Township Wayne County	NERO
4324818	Joint DEP/PFBC Pesticides Permit	Issued	Dru Duffy 298 Latonka Drive Mercer, PA 16137-9363	Jackson Township Mercer County	NWRO
2816201	Land Application and Reuse of Industrial Waste Individual WQM Permit	Issued	Nitterhouse Concrete Products Inc. P.O. Box 2013 Chambersburg, PA 17201-0813	Guilford Township Franklin County	SCRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAI130058	MS4 Individual NPDES Permit	Issued	Franklin Township Chester County P.O. Box 118 20 Municipal Lane Kemblesville, PA 19347-0118	Franklin Township Chester County	SERO
PAI136103	MS4 Individual NPDES Permit	Issued	Edgeworth Borough Allegheny County 301 Beaver Road Edgeworth, PA 15143-1001	Edgeworth Borough Allegheny County	SWRO
PAI136141	MS4 Individual NPDES Permit	Issued	Upper St Clair Township Allegheny County 1820 McLaughlin Run Road Upper Saint Clair, PA 15241	Upper Saint Clair Township Allegheny County	SWRO
PA0024406	Major Sewage Facility >= 1 MGD and < 5 MGD Individual NPDES Permit	Issued	Mount Carmel Municipal Authority Northumberland County 50 W 3rd Street Mount Carmel, PA 17851-2061	Mount Carmel Township Northumberland County	NCRO
0215416	Major Sewage Treatment Facility Individual WQM Permit	Issued	W Elizabeth Sanitary Authority 125 Lower First Street West Elizabeth, PA 15088	West Elizabeth Borough Allegheny County	SWRO
PA0040860	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Issued	Delaware County SWA 610 E Baltimore Pike Media, PA 19063-1750	Earl Township Berks County	SCRO
PA0044911	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Issued	Land O Lakes Inc. 405 Park Drive Carlisle, PA 17015-9270	South Middleton Township Cumberland County	SCRO
PA0009440	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	PA American Water Co. 852 Wesley Drive Mechanicsburg, PA 17055-4436	Silver Spring Township Cumberland County	SCRO
PA0012432	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	Sunny Dell Specialty LLC 135 N 5th Street Oxford, PA 19363-1502	Oxford Borough Chester County	SERO
PA0080608	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Fellowship of Bible Church Inc. 10670 Fort Loudon Road Mercersburg, PA 17236-9505	Montgomery Township Franklin County	SCRO
PA0081311	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	South Londonderry Township Municipal Authority Lebanon County 27 W Market Street Palmyra, PA 17078-8736	South Londonderry Township Lebanon County	SCRO
PA0088536	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Camp Hebron 957 Camp Hebron Road Halifax, PA 17032-9574	Halifax Township Dauphin County	SCRO
PA0088676	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Creek View Comm 493 Potato Road Carlisle, PA 17015-8938	Upper Frankford Township Cumberland County	SCRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0222887	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Cathedral Pines Inc. d/b/a Gateway Lodge P.O. Box 125 14870 Route 36 Cooksburg, PA 16217-0125	Barnett Township Jefferson County	NWRO
PA0012891	Minor Sewage Facility ≥ 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Upper Hanover Authority 1704 Pillsbury Road East Greenville, PA 18041-2215	Upper Hanover Township Montgomery County	SERO
PA0028193	Minor Sewage Facility ≥ 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	McCandless Township Sanitary Authority Allegheny County 418 Arcadia Drive Pittsburgh, PA 15237-5557	Ross Township Allegheny County	SWRO
PA0084051	Minor Sewage Facility ≥ 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Creekview Farms MHP 237 Barley Lane Shermans Dale, PA 17090-8513	Carroll Township Perry County	SCRO
PA0113298	Minor Sewage Facility ≥ 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Elkland Borough Authority Tioga County 105 Parkhurst Street Elkland, PA 16920-1109	Elkland Borough Tioga County	NCRO
4472401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	McVeytown Borough Authority Mifflin County P.O. Box 321 McVeytown, PA 17051-0321	McVeytown Borough Mifflin County	SCRO
6183401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Aqua PA Inc. 665 S Dock Street Sharon, PA 16146-1835	Emlenton Borough Venango County	NWRO
NOEXNW018	No Exposure Certification	Issued	Associated Spring US LLC 226 S Center Street Corry, PA 16407-1935	Corry City Erie County	NWRO
NOEXNW130	No Exposure Certification	Issued	Webco Ind Inc. 32 Progress Drive Reno, PA 16343	Sugarcreek Borough Venango County	NWRO
NOEXNW146	No Exposure Certification	Issued	Federal Express Corporation 3620 Hacks Cross Road Memphis, TN 38125-8800	McKean Township Erie County	NWRO
NOEXNW194	No Exposure Certification	Issued	Ameridrives International LLC 1802 Pittsburgh Avenue Erie, PA 16502-1943	Erie City Erie County	NWRO
NOEXSE016	No Exposure Certification	Issued	Flowserve Corp 19 Creek Parkway Boothwyn, PA 19061-3148	Upper Chichester Township Delaware County	SERO
PAG030324	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Alpha Shredding Group 6330 Passyunk Avenue Philadelphia, PA 19153-3517	Philadelphia City Philadelphia County	SERO
PAG032295	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Ward Trucking LLC P.O. Box 1553 Altoona, PA 16603-1553	Glendon Borough Northampton County	NERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG032366	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Cera Met LLC 2175 Avenue C Bethlehem, PA 18017-2119	Bethlehem City Lehigh County	NERO
PAG032441	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Walmart Stores East LP 702 SW 8th Street Bentonville, AR 72712-6209	Bethlehem City Northampton County	NERO
PAG033517	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Everett RR Co. 424 2nd Avenue Duncansville, PA 16635-9471	Blair Township Blair County	SCRO
PAG034884	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	FSTI Inc. 6300 Bridge Point Parkway Suite 1-200 Austin, TX 78730-5016	Pine Creek Township Clinton County	NCRO
PAG035021	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	FedEx Freight Inc. 2200 Forward Drive DC 2219 Harrison, AR 72601-2004	Snow Shoe Township Centre County	NCRO
PAG036335	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Route 51 Auto & Truck Parts LLC 907 Old Route 51 Road Smock, PA 15480-2015	Menallen Township Fayette County	SWRO
PAG036492	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Lindy Paving Inc. 4200 Neville Road Pittsburgh, PA 15225-1430	Neville Township Allegheny County	SWRO
PAG036577	PAG-03 NPDES General Permit for Industrial Stormwater	Denied	RMC Group Inc. 270 Smith Township State Road Burgettstown, PA 15021-2123	Smith Township Washington County	SWRO
PAG038343	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Federal Express Corporation 3620 Hacks Cross Road Memphis, TN 38125-8800	Jackson Township Butler County	NWRO
PAG038420	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	James Austin Co. P.O. Box 827 Mars, PA 16046-0827	Adams Township Butler County	NWRO
PAG038543	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Fredonia Forest Products Inc. 1600 Mercer Road Fredonia, PA 16124-1612	Delaware Township Mercer County	NWRO
PAG038602	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Wilbert Funeral Service Inc. 3500 College Boulevard Leawood, KS 66211-1901	Blairsville Borough Indiana County	NWRO
PAG038615	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Rupe Ind LLC 6774 Orangeville Road Sharpsville, PA 16150-8425	South Pymatuning Township Mercer County	NWRO
PAG041436	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Edwards Richard A 476 Methodist Road Greenville, PA 16125-9742	Hempfield Township Mercer County	NWRO
PAG041451	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Smith Gorden 637 Fredonia Road Greenville, PA 16125-8407	Delaware Township Mercer County	NWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG041456	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Zakrie Toby 140 Lohr Road Emlenton, PA 16373	Licking Township Clarion County	NWRO
PAG046493	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Boyde Jack W 904 Pine Run Road Freedom, PA 15042-2152	Rochester Township Beaver County	SWRO
PAG086115	PAG-08 General Permit for Beneficial Use of Biosolids	Issued	Lower Ten Mile Joint Sewer Authority 144 Chartiers Road Jefferson, PA 15344-4115	Morgan Township Greene County	SWRO
PAG120011	PAG-12 NPDES General Permit for CAFOs	Issued	Masons Chrome View Ltd 86 Chrome Road Nottingham, PA 19362-9205	East Nottingham Township Chester County	SCRO
PAG123746	PAG-12 NPDES General Permit for CAFOs	Issued	Glennville Farms LLC 2391 Glennville Road Cochranville, PA 19330-1799	West Fallowfield Township Chester County	SCRO
PAG123891	PAG-12 NPDES General Permit for CAFOs	Issued	S & J Farms LLC 6470 Park Road Orrstown, PA 17244-9669	Lurgan Township Franklin County	SCRO
0124404	Pump Stations Individual WQM Permit	Issued	Abbottstown Paradise Joint Sewer Authority Adams County P.O. Box 505 Abbottstown, PA 17301-0505	Hamilton Township Adams County	SCRO
1024413	Sewer Extensions Individual WQM Permit	Issued	Breakneck Creek Region Authority 1166 Mars Evans City Road Mars, PA 16046-2216	Adams Township Butler County	NWRO
PA0222976	Single Residence STP Individual NPDES Permit	Issued	Hindman Wayne 100 Foxcroft Drive Butler, PA 16001-3422	Barnett Township Jefferson County	NWRO
PA0246689	Single Residence STP Individual NPDES Permit	Issued	Morris Devin A 153 Hidden Valley Lane Bedford, PA 15522-5365	Cumberland Valley Township Bedford County	SCRO
PA0255921	Single Residence STP Individual NPDES Permit	Issued	Pelligreno Anthony 106 Muller Hill Road Zelienople, PA 16063-3706	Marion Township Beaver County	SWRO
PA0272582	Single Residence STP Individual NPDES Permit	Issued	Janelle V Kerner and Timothy S Hoderny 8275 Williams Road North East, PA 16428-4880	North East Township Erie County	NWRO
PA0284815	Single Residence STP Individual NPDES Permit	Issued	Rocha Matthew V 212 Watters Station Road Evans City, PA 16033-9322	Franklin Park Borough Allegheny County	SWRO
0222400	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Rocha Matthew V 212 Watters Station Road Evans City, PA 16033-9322	Franklin Park Borough Allegheny County	SWRO
0421403	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Pelligreno Anthony 106 Muller Hill Road Zelienople, PA 16063-3706	Marion Township Beaver County	SWRO
1624403	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Zakrie Toby 140 Lohr Road Emlenton, PA 16373	Licking Township Clarion County	NWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
WQG01042402	WQG-01 Single Residence Sewage Treatment Plant WQM General Permit	Issued	Boyde Jack W 904 Pine Run Road Freedom, PA 15042-2152	Rochester Township Beaver County	SWRO

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>
PAC510223	PAG-02 General Permit	Issued	1801 N. American LLC P.O. Box 451 Spring House, PA 19477	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@pa.gov
PAC510305	PAG-02 General Permit	Issued	Drexel University 255 N 32nd Street Philadelphia, PA 19104	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@pa.gov
PAC510308	PAG-02 General Permit	Issued	M/K Amy James Martin School, JV, LLC 3302 Cecil B. Moore Avenue Philadelphia, PA 19121	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@pa.gov
PAC360987	PAG-02 General Permit	Issued	Kapp Development Group, LLC 2318 Old Philadelphia Pike Lancaster, PA 17602	Upper Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360958	PAG-02 General Permit	Issued	Intermediaries and Exchangers, LLC 363 West Roseville Road Lancaster, PA 17601	Sadsbury Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360803	PAG-02 General Permit	Issued	Richard H. Albright III 1916 New Holland Pike Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360733	PAG-02 General Permit	Issued	High Properties, LP 1853 William Penn Way Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360819	PAG-02 General Permit	Issued	Bent Creek Country Club 620 Bent Creek Drive Lititz, PA 17543	Manheim Township and East Hempfield Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC480142	PAG-02 General Permit	Issued	Forks Township 1606 Sullivan Trail Easton, PA 18040	Forks Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@ pa.gov
PAC360599	PAG-02 General Permit	Issued	Eastern Lancaster County School District 669 East Main Street New Holland, PA 17557	New Holland Borough Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC480071	PAG-02 General Permit	Issued	Air Liquide Advanced Materials, Inc. Formerly Voltaix 103 Demi Rd. Mt. Bethel, PA 18343	Upper Mount Bethel Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@ pa.gov
PAC360612	PAG-02 General Permit	Issued	Mount Joy Borough Authority 21 East Main Street Mount Joy, PA 17552	Mount Joy Borough East Donegal Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC480130	PAG-02 General Permit	Issued	UGI Utilities, Inc. 1 UGI Drive Denver, PA 17517	City of Bethlehem Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@ pa.gov
PAC360646	PAG-02 General Permit	Issued	David I. Beiler 722 Truce Road Quarryville, PA 17566	Providence Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360340	PAG-02 General Permit	Issued	Willow Valley Retirement Communities 100 Willow Valley Lakes Drive Willow Street, PA 17584	West Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360792	PAG-02 General Permit	Issued	Parkside at Lampeter, LLC 1172 Penn Grant Road Lancaster, PA 17602	West Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360103	PAG-02 General Permit	Issued	Willow Valley Associates, Inc. 200 Willow Valley Square Lancaster, PA 17602	West Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360947	PAG-02 General Permit	Issued	Center Street GP 2554 Steelton Road Lancaster, PA 17601	Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC360809	PAG-02 General Permit	Issued	David Jay Petersheim 476 Spring Valley Road Quarryville, PA 17566	East Drumore Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360557	PAG-02 General Permit	Issued	G. Investments, LP 520 East Oregon Road Suite 101 Lititz, PA 17543	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360721	PAG-02 General Permit	Issued	Murry Development Corp. 1899 Lititz Pike Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360966	PAG-02 General Permit	Issued	Blanks Holding LLC 1251 Elk Creek Road Oxford, PA 19363	Colerain Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360445	PAG-02 General Permit	Issued	Regency V, LP 1899 Lititz Pike Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360875	PAG-02 General Permit	Issued	Thomas Ponessa 160 Valley Road Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360824	PAG-02 General Permit	Issued	Central PA Equities 40 LLC 146 Pine Grove Circle York, PA 17403	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360573	PAG-02 General Permit	Issued	Sunview Partners LP 490 Millway Road Ephrata, PA 17522	East Cocalico Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360692	PAG-02 General Permit	Issued	PennDOT District 8-0 2140 Herr Street Harrisburg, PA 17103	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360416	PAG-02 General Permit	Issued	Manheim Township 1840 Municipal Drive Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC360899	PAG-02 General Permit	Issued	Bob Brubaker 2965 North Colebrook Road Manheim, PA 17545	Rapho Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360384	PAG-02 General Permit	Issued	Petersburg Road Associates, LLC 474 Mount Sidney Road Lancaster, PA 17602	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360813	PAG-02 General Permit	Issued	CHI St. Joseph's Children's Health 1929 Lincoln Highway East Suite 150 Lancaster, PA 17602	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360802	PAG-02 General Permit	Issued	Posh Hospitality No. 4 Flory Mills LLC 2216 Willow Park Road Bethlehem, PA 18017	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360741	PAG-02 General Permit	Issued	Lancaster Bible College 901 Eden Road Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360009	PAG-02 General Permit	Issued	Robert Kettering 3121A Mount Joy Road Mount Joy, PA 17552	Mount Joy Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360604	PAG-02 General Permit	Issued	Church Reserve LLC 227 Granite Run Drive Suite 100 Lancaster, PA 17601	Warwick Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
PAC360624	PAG-02 General Permit	Issued	Elizabethtown Borough 600 South Hanover Street Elizabethtown, PA 17022	Elizabethtown Borough Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PA360002C	PAG-02 General Permit	Issued	PPL Electric Utilities Corporation 1639 Church Road Allentown, PA 18104	Caernarvon and Earl Townships Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360814	PAG-02 General Permit	Issued	Elizabethtown Mt. Joy Associates LP 1000 Germantown Road Suite A-2 Plymouth Meeting, PA 19462	Mount Joy Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC360865	PAG-02 General Permit	Issued	Catherine Hershey School for Early Learning New Danville P.O. Box 830 Hershey, PA 17033	Pequea Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360005	PAG-02 General Permit	Issued	Warwick Township 315 Clay Road P.O. Box 308 Lititz, PA 17543	Warwick Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC400274	PAG-02 General Permit	Issued	Forbo Flooring, Inc. Denis Darragh 8 Maplewood Drive Hazle Township, PA 18202	Hazle Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC360689	PAG-02 General Permit	Issued	Steudler Real Estate 7335 River Road Conestoga, PA 17516	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360743	PAG-02 General Permit	Issued	Conestoga Valley School District 2110 Horseshoe Road Lancaster, PA 17601	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360916	PAG-02 General Permit	Issued	MP Lancaster, LLC 1 Kathleen Drive Jackson, NJ 08527	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360818	PAG-02 General Permit	Issued	Mt. Sidney Road Associates, LLC 474 Mount Sidney Road Lancaster, PA 17602	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC510275	PAG-02 General Permit	Issued	Wexford Science and Technology 3675 Market Street Suite 200 Philadelphia, PA 19104	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@pa.gov
PAC360070	PAG-02 General Permit	Issued	Lititz Reserve, LLC 474 Mount Sidney Road Lancaster, PA 17602	Warwick Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360896	PAG-02 General Permit	Issued	PPL Electric Utilities Corporation 1639 Church Road Allentown, PA 18104	Upper Leacock Township East Lampeter Township Leacock Township Pequea Township West Earl Township West Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC360918	PAG-02 General Permit	Issued	PPL Electric Utilities Corporation 1639 Church Road Allentown, PA 18104	East Lampeter Township West Earl Township Warwick Township Manheim Township Upper Leacock Township Lancaster City Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360633	PAG-02 General Permit	Issued	WPE Partners, LLC P.O. Box 291 Lititz, PA 17543	Lititz Borough Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360878	PAG-02 General Permit	Issued	United Zion Retirement Community 722 Furnace Hills Pike Lititz, PA 17543	Warwick Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360548	PAG-02 General Permit	Issued	Horseshoe Real Estate, LP 2554 Steelton Road Lancaster, PA 17601	Upper Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360879	PAG-02 General Permit	Issued	Veritas Academy, Inc. 26 Hillcrest Avenue Leola, PA 17540	Upper Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360980	PAG-02 General Permit	Issued	Mervin M. Esh 549C Gibbons Road Bird-In-Hand, PA 17505	Upper Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360412	PAG-02 General Permit	Issued	Valley Storage Lititz, LLC 1825 Howell Road Hagerstown, MD 21740	Lititz Borough Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360615	PAG-02 General Permit	Issued	High Properties A Pennsylvania Limited Partnership 1853 William Penn Way Lancaster, PA 17601	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC230303	PAG-02 General Permit	Issued	Colwyn Borough 221 Spruce Street Colwyn, PA 19023	Colwyn Borough Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC230298	PAG-02 General Permit	Issued	Orchard Knoll Development, LLC 19 Smithbridge Road Glen Mills, PA 19342-1463	Concord Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@pa.gov
PAC230296	PAG-02 General Permit	Issued	Township of Upper Darby 100 Garrett Road Upper Darby, PA 19082-3135	Upper Darby Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@pa.gov
PAC230129	PAG-02 General Permit	Issued	Andrea Halko-Roberts 33 Heyburn Road Chadds Ford, PA 19317	Chadds Ford Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@pa.gov
PAC280359	PAG-02 General Permit	Issued	GB Airport Road, LLC 13338 Midvale Road Waynesboro, PA 17268-9418	Washington Township Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499
PAC280379	PAG-02 General Permit	Issued	Benedict's Produce Farm, LLC 1883 Ragged Edge Road Chambersburg, PA 17202-7434	Greene Township Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499
PAC280092	PAG-02 General Permit	Issued	White Rock, Inc. 3720 Clubhouse Drive Fayetteville, PA 17222-9683	Guilford Township Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499
PAC280356	PAG-02 General Permit	Issued	PA USLE Creek Road 1, LLC 8 British American Blvd. Latham, NY 12210-1445	Fannett Township Metal Township Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499
PAC280171	PAG-02 General Permit	Issued	Elam Reiff 275 Goodhart Road Shippensburg, PA 17257-9657	Greene Township Franklin County	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC510261	PAG-02 General Permit	Issued	Union League of Philadelphia 140 South Broad Street Philadelphia, PA 19102	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@pa.gov
PAC510283	PAG-02 General Permit	Issued	1031 Germantown OCF, LLC 1936 Washington Avenue Philadelphia, PA 19146	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@pa.gov
PAC380300	PAG-02 General Permit	Issued	Mid Atlantic Interstate Transmission, LLC 2800 Pottsville Pike Reading, PA 19612	Bethel Township Swatara Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042 717-277-5275
PAC010166	PAG-02 General Permit	Issued	PA Interfaith Community Programs, Inc. 40 East High Street Gettysburg, PA 17325	Cumberland Township Adams County	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
PAC020735A-1	PAG-02 General Permit	Issued	Clairton Municipal Authority 1 North State Street Clairton, PA 15025	City of Clairton Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021160	PAG-02 General Permit	Issued	PennDOT District 11-0 45 Thoms Run Road Bridgeville, PA 15017	Franklin Park Borough and Marshall Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021152	PAG-02 General Permit	Issued	Peoples Natural Gas Company 375 North Shore Drive Pittsburgh, PA 15212	West Mifflin Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020313	PAG-02 General Permit	Issued	Elizabeth Township 522 Rock Run Road Elizabeth, PA 15037	Elizabeth Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020429	PAG-02 General Permit	Issued	PennDOT District 11-0 45 Thoms Run Road Bridgeville, PA 15017	Harmar Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO

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PAC021038	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	South Fayette Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020817	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	South Fayette Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021035	PAG-02 General Permit	Issued	Bowser Automotive 1001 Clairton Boulevard Pleasant Hills, PA 15236	Monroeville Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020311	PAG-02 General Permit	Issued	Shipley Brothers Development, Inc. 3000 Stonewood Drive Ste. 110 Wexford, PA 15090	Pine Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021143	PAG-02 General Permit	Issued	Elizabeth Forward School District 401 Rock Run Road Elizabeth, PA 15037	Elizabeth Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020708	PAG-02 General Permit	Issued	Josh Knapp 742 Franklin Road Mars, PA 16046	Pine Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021153	PAG-02 General Permit	Issued	Borough of Versailles 5100 Walnut Street McKeesport, PA 15132	Versailles Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021041	PAG-02 General Permit	Issued	NRPD, LLC 761 Osage Road Pittsburgh, PA 15243	Marshall Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020821	PAG-02 General Permit	Issued	Eat'n Park Hospitality Group, Inc. 285 E. Waterfront Drive Homestead, PA 15120	Collier Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO

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PAC020826	PAG-02 General Permit	Issued	Shakespeare Street Associates 560 Epsilon Drive Pittsburgh, PA 15238	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020655	PAG-02 General Permit	Issued	Legacy Development, LLC 375 Golfside Drive Wexford, PA 15090	West Deer Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020932	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Kilbuck Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC480058	PAG-02 General Permit	Issued	BT Stonewood Longridge 116 Union Avenue Altoona, PA 16602	Lower Saucon Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@pa.gov
PAC480085	PAG-02 General Permit	Issued	Bruce R. & Ginger L. Petrie 2626 Redington Rd. Hellertown, PA 18055	Lower Saucon Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@pa.gov
PAC480109	PAG-02 General Permit	Issued	7065-A William Penn Highway, LLC 1655 Jonathan Lane Bethlehem, PA 18015	Bethlehem Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@pa.gov
PAC480134	PAG-02 General Permit	Issued	Lower Saucon Township 3700 Old Philadelphia Pike Bethlehem, PA 18015	Lower Saucon Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@pa.gov
PAC480156	PAG-02 General Permit	Issued	Lehigh Valley Underground 4136 Bethman Rd. Easton, PA 18045	Bethlehem Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@pa.gov
PAC230132	PAG-02 General Permit	Issued	WP Boothwyn, LLC P.O. Box 1908 Media, PA 19063	Upper Chichester Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@pa.gov

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PAC020426	PAG-02 General Permit	Issued	# 1 Cochran Automotive 4520 William Penn Highway Monroeville, PA 15146	Monroeville Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020897	PAG-02 General Permit	Issued	Spring Run Condominiums 1209 Route 286 Export, PA 15632	Monroeville Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020973	PAG-02 General Permit	Issued	The Shoppes at Southpointe, LLC 1000 Noble Energy Drive Suite 600 Canonsburg, PA 15317	Kennedy Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020581	PAG-02 General Permit	Issued	Settlers Cabin Business Center, LP 2000 Lincoln Road Pittsburgh, PA 15235	Collier Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020998	PAG-02 General Permit	Issued	City of Pittsburgh 414 Grant Street Pittsburgh, PA 15235	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC350036	PAG-02 General Permit	Issued	Markoz Reality, Inc. 930 Dunmore Street Throop, PA 18512	Throop Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Twp, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC350139	PAG-02 General Permit	Issued	Buranich Enterprises 2421 Bald Mountain Road Clarks Summit, PA 18411	Glenburn Township Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Twp, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC350062	PAG-02 General Permit	Issued	Holly Ridge Estates, Inc. 211 Amity Ave. Old Forge, PA 18518	Old Forge Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Twp, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov

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PAC350085	PAG-02 General Permit	Issued	Birchwood Estates Reality, Inc. 211 Amity Ave. Old Forge, PA 18518	Old Forge Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Twp, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC400330	PAG-02 General Permit	Issued	Scott Verdine 1080 Sheffield Drive Shavertown, PA 18708	Lehman Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@ pa.gov
PAC020954	PAG-02 General Permit	Issued	Tree of Life, Inc. 107 Woodland Road Pittsburgh, PA 15219	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020198	PAG-02 General Permit	Issued	Beamsley Land Management Co, LLC 4468 Reindeer Lane Murrysville, PA 15668	Monroeville Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020392	PAG-02 General Permit	Issued	Villas of South Park, LP 375 Golfside Drive Wexford, PA 15090	South Park Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020716	PAG-02 General Permit	Issued	Hampton Township School District 4591 School Drive Allison Park, PA 15101	Hampton Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021129	PAG-02 General Permit	Issued	Dry Run Development, LLC 1000 Noble Energy Drive Suite 600 Canonsburg, PA 15317	North Fayette Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021064	PAG-02 General Permit	Issued	Peoples Natural Gas Company, LLC 375 North Shore Drive Pittsburgh, PA 15212	Monroeville Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC020002	PAG-02 General Permit	Issued	Forward Industrial Development Corporation Clean Fill Site 5300 State Route 51 South Belle Vernon, PA 15012	Forward Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO

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PAC021043	PAG-02 General Permit	Issued	J. Martin Excavating 67 Stotler Road Pittsburgh, PA 15239	Monroeville Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC021042	PAG-02 General Permit	Issued	Steel Valley School District 3114 Main Street Munhall, PA 15120	Munhall Borough Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005 SWRO
PAC260066	PAG-02 General Permit	Issued	Dollar Properties East, LLC 9010 Overlook Blvd Brentwood, TN 37027	Springhill Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260145	PAG-02 General Permit	Issued	Bell's Route 51 Iron & Scrap Metal P.O. Box 68 Uniontown, PA 15401	North Union Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260162	PAG-02 General Permit	Issued	RVINO-UT, LLC 1101 Riveredge Road Connellsville, PA 15425	Dunbar Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC010277	PAG-02 General Permit	Issued	Conewago Vally School District 130 Berlin Road New Oxford, PA 17350	Conewago Township Adams County	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
PAC670737	PAG-02 General Permit	Issued	Magnolia Meadows LLC 21 Chateau Circle Wrightsville, PA 17368	East Prospect Borough York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC670701	PAG-02 General Permit	Issued	Brandon H Fox 123 Stone Head Road Dillsburg, PA 17019	Dillsburg Borough York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430

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PAC670622	PAG-02 General Permit	Issued	Monismith Contracting LLC 725 Yeager Road Wellsville, PA 17365	Warrington Township York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC670755	PAG-02 General Permit	Issued	Norma's Ridge LLC P.O. Box 235 Timonium, MD 21094	Dover Township York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC040034	PAG-02 General Permit	Issued	Pennsylvania Turnpike Commission 700 South Eisenhower Blvd Middletown, PA 17057	Big Beaver Borough Homewood Borough North Sewickley Township Beaver County	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 724-378-1701 SWRO
PAC670388	PAG-02 General Permit	Issued	Dover Highlands LP 1 Waterford Professional Center York, PA 17402	Dover Township York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC670707	PAG-02 General Permit	Issued	LNJ Real Estate LLC 160 Lamont Street New Cumberland, PA 17070	Fairview Township York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC040074	PAG-02 General Permit	Issued	JGVD Limited Partnership 1501 Corporation Street Beaver, PA 15009	Monaca Borough Homewood Borough North Sewickley Township Beaver County	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 724-378-1701 SWRO
PAC670572	PAG-02 General Permit	Issued	JLM Real Estate Investments LLC P.O. Box 472 950 East Main Street Schuylkill Haven, PA 17972	Dillsburg Borough York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC040153	PAG-02 General Permit	Issued	Peoples Natural Gas Co LLC 375 North Shore Drive Pittsburgh, PA 15212	Center Township Homewood Borough North Sewickley Township Beaver County	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 724-378-1701 SWRO

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PAC670144	PAG-02 General Permit	Issued	KPH Donwood LLC 6259 Reynolds Mill Rd Seven Valleys, PA 17360	Dover Township York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC350114	PAG-02 General Permit	Issued	Keyser Land Development LLC 21 Franklin Street Jermyn, PA 18433	City of Scranton Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Twp, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC350061	PAG-02 General Permit	Issued	HK Kolmar Laboratories, Inc. 102 Life Science Drive Olyphant, PA 18447	Scott Township Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Twp, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC350103	PAG-02 General Permit	Issued	Glenmaura Commons, LP 2 Glenmaura National Blvd. Moosic, PA 18507	Moosic Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Twp, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC350091	PAG-02 General Permit	Issued	CANPACK US, LLC 108 Plaza Drive Suite 200 Blandon, PA 19510	Olyphant Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Road South Abington Twp, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC510146	PAG-02 General Permit	Issued	Philadelphia Live, LLP The Cordish Companies 601 East Pratt Street 6th Floor Baltimore, MD 21202	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@ pa.gov
PAC010247	PAG-02 General Permit	Issued	Oxford Township 780 Hanover Street New Oxford, PA 17350	Oxford Township Adams County	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
PAC480150	PAG-02 General Permit	Issued	RPL East 5027 River Road Mount Bethel, PA 18343	Upper Mount Bethel Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@ pa.gov

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PAC480161	PAG-02 General Permit	Issued	Proposed Multi-Family Residential Community 410 S. Main St. Pen Argyl, PA 18072	Pen Argyl Borough Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@pa.gov
PAC510252	PAG-02 General Permit	Issued	Children's Hospital of Philadelphia 3501 Civic Center Boulevard Philadelphia, PA 19104-3820	City of Philadelphia Philadelphia County	DEP, SERO 2 E. Main Street Norristown, PA 19401 484-250-5821 RA-EPNPDES_SERO@pa.gov
PAC010196	PAG-02 General Permit	Issued	JVI Group, Inc. 8210 Carlisle Pike York Springs, PA 17372	Straban Township Adams County	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717-334-0636
PAC360979	PAG-02 General Permit	Issued	Fairmount Homes 333 Wheat Ridge Drive Ephrata, PA 17522	West Earl Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360145	PAG-02 General Permit	Issued	Daniel Murphy 739 N. Strickler Road Manheim, PA 17545	Pequea Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360145	PAG-02 General Permit	Issued	J. Martin Harnish 56 West Willow Road Willow Street, PA 17584	Pequea Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360363	PAG-02 General Permit	Issued	Conestoga Valley School District 2110 Horseshoe Road Lancaster, PA 17601	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360870	PAG-02 General Permit	Issued	Don Risser 166 Risser Road Bainbridge, PA 17502	Conoy Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360571	PAG-02 General Permit	Issued	John Huyard 1277 East Earl Road East Earl, PA 17519	Conoy and West Donegal Townships Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360941	PAG-02 General Permit	Issued	Stonehenge Development, LLC 1419 Rose Virginia Road Reading, PA 19611	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

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PAC360015	PAG-02 General Permit	Issued	Neil Perate 1419 Rose Virginia Road Reading, PA 19611	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360309	PAG-02 General Permit	Issued	Sonshine Holdings, LP 227 Granite Run Drive Suite 100 Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC361001	PAG-02 General Permit	Issued	Ephrata Borough 124 South State Street Ephrata, PA 17522	Ephrata Borough Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360919	PAG-02 General Permit	Issued	East Earl Township 4610 Division Highway East Earl, PA 17519	East Earl Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360919 A-1	PAG-02 General Permit	Issued	East Earl Township 4610 Division Highway East Earl, PA 17519	East Earl Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360535	PAG-02 General Permit	Issued	701 Stony Batter Road, LLC One Tower Bridge 100 Front St. Suite 560 West Conshohocken, PA 19428	East Hempfield Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360954	PAG-02 General Permit	Issued	Dennis Groff 1426 Lime Valley Road Lancaster, PA 17602	Strasburg Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360470	PAG-02 General Permit	Issued	Stephen S. Esh 2808 Old Philadelphia Pike Bird-In-Hand, PA 17505	Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360529	PAG-02 General Permit	Issued	Intercourse Hotel LLC 7060 Division Highway Narvon, PA 17555	Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360659	PAG-02 General Permit	Issued	Clinic for Special Children 20 Community Lane P.O. Box 500 Intercourse, PA 17543	Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

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PAC360670	PAG-02 General Permit	Issued	Lampeter-Strasburg School District 1600 Book Road Lancaster, PA 17602	West Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC361002	PAG-02 General Permit	Issued	East Lampeter Township 2250 Old Philadelphia Pike Lancaster, PA 17602	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360886	PAG-02 General Permit	Issued	Elizabethtown Area School District 600 E High Street Elizabethtown, PA 17022	Elizabethtown Borough Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360763	PAG-02 General Permit	Issued	J and E Grill Manufacturing, LLC 127 Meadow Creek Road New Holland, PA 17557	Earl Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360862	PAG-02 General Permit	Issued	Curvin Zimmerman 84 Hickory Lane Ephrata, PA 17522	Earl Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360744	PAG-02 General Permit	Issued	MAA Durga Enterprises, LLC 40 Robin Hood Drive Etters, PA 17319	Rapho Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360984	PAG-02 General Permit	Issued	David Smucker 126 Tabor Road New Holland, PA 17557	Earl Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360186	PAG-02 General Permit	Issued	48 North Broad Street, LLC 1650 Manheim Pike Lancaster, PA 17601	Lititz Borough Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC400191	PAG-02 General Permit	Issued	Sheetz, Inc. Robert M. Jochen 351 Sheetz Way Claysburg, PA 16625	Larksville Borough Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC400269	PAG-02 General Permit	Issued	One Trinity Real Estate Mary Hayden 908 Monaghan Drive Lutherville, MD 21093	West Hazleton Borough Hazle Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov

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PAC400221	PAG-02 General Permit	Issued	1094 Hanover Street, LLC Robert K. Mericle 100 Baltimore Drive Wilkes-Barre, PA 18702	Sugar Notch Borough Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC400156	PAG-02 General Permit	Issued	Mericle 580 Oak Ridge, LLC Robert K. Mericle 100 Baltimore Drive Wilkes-Barre, PA 18702	Hazle Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC400175	PAG-02 General Permit	Issued	Mericle Humboldt 40, LLC Robert K. Mericle 100 Baltimore Drive Wilkes-Barre, PA 18702	Hazle Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC400188	PAG-02 General Permit	Issued	Humboldt Realty LP Marc Lebovitz 822 South Avenue West Westfield, NJ 07090 Conewago Enterprises, Inc. Adam Hicks 660 Edgegrove Road Hanover PA 17331	Hazle Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC400164	PAG-02 General Permit	Issued	Maplewood Plaza Associates, LLC Raymond Eshagoff 6305 Kennedy Boulevard North Bergen, NJ 07047	Hazle Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC400289	PAG-02 General Permit	Issued	Bridging Pennsylvania Developer I, LLC Sandeep Gopalan 30 S. 15th Street Suite 1550 PMB 56957 Philadelphia, PA 19102-4806	Black Creek Township Nescopeck Township Sugarloaf Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC400314	PAG-02 General Permit	Issued	Dallas Development Partners, LLC Jonathan Gottlieb 201 S. Maple Street Suite 100 Ambler, PA 19002-5539	Dallas Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC080081	PAG-02 General Permit	Issued	RES Water—Avis LLC Matthew Kicinski 1373 Washington Pike Suite 200 Bridgeville, PA 15017	Canton Township Bradford County	Bradford County Conservation District 200 Lake Rd Ste E Towanda, PA 18848 570-265-5539
PAC080094	PAG-02 General Permit	Issued	Wysox Township Jan Kulick 103 Lake Road Wysox, PA 18854	Wysox Township Bradford County	Bradford County Conservation District 200 Lake Rd Ste E Towanda, PA 18848 570-265-5539

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PAC190058	PAG-02 General Permit	Issued	Mulberry Mills, LP Richard Kisner 160 W. 6th St. Suite 105 Bloomsburg, PA 17815	City of Bloomsburg Columbia County	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 570-784-1310
PAC190087	PAG-02 General Permit	Issued	Nautilus Development Holding, LLC Attn: John Coates P.O. Box 14 Mifflinville, PA 18631	South Centre Township Columbia County	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 570-784-1310
PAC190068	PAG-02 General Permit	Issued	Central Columbia School District Jeff Groshek 4777 Old Berwick Road Bloomsburg, PA 17815	South Centre Township Columbia County	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 570-784-1310
PAC630301	PAG-02 General Permit	Issued	Champion Center Enterprises 110 Belmont Avenue Canonsburg, PA 15317	South Strabane Township Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO
PAC630333	PAG-02 General Permit	Issued	Authority of the Borough of Charleroi 3 McKean Avenue Charleroi, PA 15022	Donora Borough Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO
PAC630228	PAG-02 General Permit	Issued	Scarmazzi Belmont, LLC 127 Adams Avenue Canonsburg, PA 15317	Chartiers Township Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO
PAC410100	PAG-02 General Permit	Issued	William Brown 800 West 4th St Williamsport, PA 17701	Muncy Township Lycoming County	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville, PA 17754 570-433-3003
PAC630182	PAG-02 General Permit	Issued	Scarmazzi Belmont, LLC 127 Adams Avenue Canonsburg, PA 15317	Union Township Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO
PAC630320	PAG-02 General Permit	Issued	Hartman & Hartman, Inc. 67 Seal Road Eighty Four, PA 15330	Fallowfield Township Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO
PAC630213	PAG-02 General Permit	Issued	Robinson Thomas A. Family, LP 108 Frosty Valley Drive Canonsburg, PA 15317	Peters Township Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO

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PAC630093	PAG-02 General Permit	Issued	US Department of Veteran's Affairs 218 Long Point Drive Fredericksburg, VA 22406	Cecil Township Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO
PAC630310	PAG-02 General Permit	Issued	Commonwealth Charter Academy 1 Innovation Way Harrisburg, PA 17110	Monongahela Township Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO
PAC630338	PAG-02 General Permit	Issued	Canonsburg General Hospital 100 Medical Boulevard Canonsburg, PA 15317	North Strabane Township Washington County	Washington County Conservation District 218 Donahoe Road Greensburg, PA 15601 724-837-5271 SWRO
PAC410115	PAG-02 General Permit	Issued	Joseph Bertin 4147 North Route 220 Highway Linden, PA 17744	Woodward Township Lycoming County	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville, PA 17754 570-433-3003
PAC410057 A-1	PAG-02 General Permit	Issued	PennDot, District 3-0 715 Jordan Ave Montoursville, PA 17754	Fairfield Township Lycoming County	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville, PA 17754 570-433-3003
PAC410080 A-1	PAG-02 General Permit	Issued	William Brown 230 Stan Warn Road Muncy, PA 17756	Wolf Township Lycoming County	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville, PA 17754 570 433-3003
PAC410062	PAG-02 General Permit	Issued	RCJF Linden, Inc. 50 State St Clayton, NY 13624	Woodward Township Lycoming County	Lycoming County Conservation District 542 County Farm Rd Suite 202 Montoursville, PA 17754 570 433-3003
PAC100152	PAG-02 General Permit	Issued	Regional Industrial Development Corporation of Southwestern PA 267 Kappa Drive Pittsburgh, PA 15238	Cranberry Township Marshall Township Butler and Allegheny County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100233	PAG-02 General Permit	Issued	Jackson Township 140 Magill Road Zelienople, PA 16063	Jackson Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100316	PAG-02 General Permit	Issued	Jackson Township 140 Magill Road Zelienople, PA 16063	Jackson Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270

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PAC100330	PAG-02 General Permit	Issued	C.U.E. Inc. 11 Leonberg Road Cranberry Township, PA 16066	Cranberry Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100297	PAG-02 General Permit	Issued	Penn Acres LLC 1552 Barrington Drive Wexford, PA 15090	Middlesex Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100270	PAG-02 General Permit	Issued	PTV 1251 LLC 400 Penn Center Boulevard Building 4 Suite 1000 Pittsburgh, PA 15235	Worth Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100286	PAG-02 General Permit	Issued	MSP Properties of Pennsylvania LP P.O. Box 2280 Cranberry, PA 16066	Jackson Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100016	PAG-02 General Permit	Issued	Fossil Rock Services 1078 New Castle Road Prospect, PA 16052	Franklin Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100038	PAG-02 General Permit	Issued	Woodland Trace LLC 514 Ridge Court Wexford, PA 15090	Adams Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100074	PAG-02 General Permit	Issued	Scenic Ridge Partners LP P.O. Box 449 Mars, PA 16046	Lancaster Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100107	PAG-02 General Permit	Issued	Arden Woods LLC 215 Executive Drive Suite 300 Cranberry Township, PA 16066	Lancaster Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC260116	PAG-02 General Permit	Issued	Fay-Penn Economic Development Council 1040 Eberly Way # 200 Lemont Furnace, PA 15456	Dunbar Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC100144	PAG-02 General Permit	Issued	Chinmaya Mission of Pittsburgh Inc. 129 Peppergrass Road Baden, PA 15005	Adams Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270

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PAC260117	PAG-02 General Permit	Issued	Pennsylvania-American Water Company 110 Richmond Street Uniontown, PA 15401	Luzerne Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC100348	PAG-02 General Permit	Issued	Peartree Park LLC 3940 Middle Road Suite C Allison Park, PA 15101	Adams Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC260118	PAG-02 General Permit	Issued	Beeson Townhomes LP 108 North Beeson Avenue Uniontown, PA 15401	City of Uniontown Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC100172	PAG-02 General Permit	Issued	West Penn Power Company 800 Cabin Hill Drive Greensburg, PA 15601	Butler Township Center Township Summit Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100187	PAG-02 General Permit	Issued	JTC 1422 Associates 215 Executive Drive Suite 30 Cranberry Township, PA 16066	Jackson Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100285	PAG-02 General Permit	Issued	HS Realty 130 Macintosh Court Cranberry Township, PA 16066	Cranberry Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC260119	PAG-02 General Permit	Issued	JD&D Enterprises 429 4th Avenue Suite 301 Pittsburgh, PA 15219	North Union Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260125	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Masontown Borough German Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC100303	PAG-02 General Permit	Issued	Peoples Natural Gas Company LLC 5600 Community Center Drive Gibsonia, PA 15044	Center Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270

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PAC260128	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Perry Township Perryopolis Borough Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260129	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Springfield Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC100263	PAG-02 General Permit	Issued	Liberty Pointe Partners LLC 3413 Babcock Boulevard Pittsburgh, PA 15237	Jefferson Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC260133	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Redstone Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC100194	PAG-02 General Permit	Issued	CNC LLC 8 Progress Avenue Cranberry, PA 16066	Cranberry Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100332	PAG-02 General Permit	Issued	Cashdollar Development LLC 438 Watters Station Road Evans City, PA 16033	Forward Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100339	PAG-02 General Permit	Issued	Slippery Rock University 1 Morrow Way Slippery Rock, PA 16057	Slippery Rock Borough Slippery Rock Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC100329	PAG-02 General Permit	Issued	Lifeway Baptist Church 28 Rolling Road Cranberry Township, PA 16066	Cranberry Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC260134	PAG-02 General Permit	Issued	All Z Storage, LLC 131 ZMZ Lane Fayette City, PA 15438	Perry Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC100318	PAG-02 General Permit	Issued	Cranberry Township 2525 Rochester Road Cranberry Township, PA 16066	Cranberry Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270

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PAC100334	PAG-02 General Permit	Issued	RM Nelson Properties LLC 1510 Route 588 Fombell, PA 16123	Adams Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC260135	PAG-02 General Permit	Issued	Redevelopment Authority of the County of Fayette 86 West Mais Street Uniontown, PA 15401	North Union Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC100210	PAG-02 General Permit	Issued	SunCap Property Group 6101 Carnegie Boulevard Suite 180 Charlotte, NC 28209	Clinton Township Butler County	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
PAC260138	PAG-02 General Permit	Issued	Pennsylvania Fish and Boat Commission 595 Rolling Ridge Drive Bellevue, PA 16823	Franklin Township Perry Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC420027	PAG-02 General Permit	Issued	National Fuel Gas Distribution Corporation 1100 State Street Erie, PA 16501	Bradford Township McKean County	McKean County Conservation District 17137 Route 6 Smethport, PA 16749 814-887-4001
PAC610034	PAG-02 General Permit	Issued	Laughner & Patel Developers 4075 Linglestown Road Harrisburg, PA 17112	Cranberry Township Venango County	Venango County Conservation District 4871 US 322 Franklin, PA 16323 814-676-2832
PAC260139	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Upper Tyrone Township Connellsville Township Bullskin Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260140	PAG-02 General Permit	Issued	Pine Creek Structures Dunbar 44 Walnut Lane Sacramento, PA 17968	Dunbar Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260141	PAG-02 General Permit	Issued	Robert Paull 788 New Salem Road Uniontown, PA 15401	Menallen Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260142	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	German Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO

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PAC400333	PAG-02 General Permit	Issued	Amazon Data Services, Inc. Rowena Claux 13820 Sunrise Valley Dr. Suite 606 Herndon, VA 20171-4659	Salem Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@pa.gov
PAC260007A-2	PAG-02 General Permit	Issued	Rich Farms, Inc. 2043 Springhill Furnace Rd Smithfield, PA 15478	Smithfield Borough Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260016	PAG-02 General Permit	Issued	Null Land, Inc. 678 West Main St. Uniontown, PA 15401	North Union Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260020	PAG-02 General Permit	Issued	Brownfield Farms, Inc. 151 Elliotsville Rd. Farmington, PA 15437	South Union Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260055A-1	PAG-02 General Permit	Issued	Fore Golf Company, LLC 195 Enterprise Lane Connellsville, PA 15425	Bullskin Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260059	PAG-02 General Permit	Issued	Faith Land Company, LP P.O. Box 1716 Uniontown, PA 15401	Georges Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260067	PAG-02 General Permit	Issued	TSI Touch, Inc. 1 Millennium Dr. Suite 3 Uniontown, PA 15401	Dunbar Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260072	PAG-02 General Permit	Issued	Dash Uniontown, LLC-LDP 1209 Connellsville Rd Lemont Furnace, PA 15456	North Union Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260075	PAG-02 General Permit	Issued	Fayette County Airport Authority 988 Sky Drive Lemont Furnace, PA 15456	North Union Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO

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PAC260079	PAG-02 General Permit	Issued	Shallenberger Development LLC 195 Enterprise Lane Connellsville, PA 15425	Bullskin Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260080	PAG-02 General Permit	Issued	Redstone Township Sewage Authority 1002 Main Street P.O. Box 751 Republic, PA 15475	Redstone Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260081A-2	PAG-02 General Permit	Issued	Fay-Penn Economic Development Council 1040 Eberly Way # 200 Lemont Furnace, PA 15456	North Union Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260040	PAG-02 General Permit	Issued	Steel City Storage, LLC 429 4th Avenue Suite 301 Pittsburgh, PA 15219	German Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260086	PAG-02 General Permit	Issued	Southwestern Pennsylvania Water Authority 1442 Jefferson Road P.O. Box 187 Jefferson, PA 15344	Redstone Township Luzerne Township German Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260099	PAG-02 General Permit	Issued	Gans Solar, LLC 106 Isabella St. Suite 400 Pittsburgh, PA 15212	Springhill Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC260102	PAG-02 General Permit	Issued	Indian Creek Valley Water Authority P.O. Box 486 Indian Head, PA 15446	Springfield Township Fayette County	Fayette County Conservation District 10 Nickman Plaza Lemont Furnace, PA 15456 724-438-4497 SWRO
PAC480167	PAG-02 General Permit	Issued	UGI Utilities Inc. 1 UGI Drive Denver, PA 17517	Nazareth Borough Upper Nazareth Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@pa.gov
PAC230278	PAG-02 General Permit	Issued	Chichester School District 401 Cherry Tree Road Aston, PA 19014	Upper Chichester Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@pa.gov

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PAC230194	PAG-02 General Permit	Issued	CG Wayne, LLC 500 Office Center Drive Suite 200 Fort Washington, PA 19034	Radnor Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@ pa.gov
PAC230246	PAG-02 General Permit	Issued	St. Honore' Holding, L.P. 110 Gallagher Road Wayne, PA 19087	Radnor Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@ pa.gov
PAC230150	PAG-02 General Permit	Issued	WS Pennell Road, LLC 409 Silverside Road Wilmington, DE 19809	Aston Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@ pa.gov
PAC230258	PAG-02 General Permit	Issued	PennDOT District 6-0 7000 Geerdes Boulevard King of Prussia, PA 19406	Ridley Park Borough Eddystone Borough Ridley Township Nether Providence Township Haverford Township Radnor Township Springfield Township Marple Township Delaware County	Delaware County Conservation District Rose Tree Park Hunt Club 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@ pa.gov
PAC480050	PAG-02 General Permit	Issued	Towpath Estates, LLC 745 Almond Road Walnutport, PA 18088	Allen Township Northampton County	Northampton County Conservation District 3158 Newburg Rd. Nazareth, PA 18064 610-726-1030 RA-EPWW-NERO@ pa.gov
PAC400169	PAG-02 General Permit	Issued	Dallas Township Martin Barry 105 Lt. Michael Cleary Dr. Dallas, PA 18612	Dallas Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991 RA-EPWW-NERO@ pa.gov
PAC460055	PAG-02 General Permit	Issued	William Laphen Meinel Rd LLC 300 Farm Lane Doylestown, PA 18901	Abington Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov

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PAC460186	PAG-02 General Permit	Issued	William Laphen Forest Lane Apartments LLC 300 Farm Lane Doylestown, PA 18901-4732	Schwenksville Borough Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460229	PAG-02 General Permit	Issued	Dominic Valente County of Montgomery One Montgomery Plaza Suite 613 P.O. Box 311 Norristown, PA 19404-0311	Lower Providence Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460523	PAG-02 General Permit	Issued	Bryan Bortnichak Upper Providence Twp 1286 Black Rock Road Phoenixville, PA 19460-1034	Upper Providence Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460585	PAG-02 General Permit	Issued	Mark T Brennan Federal Realty Investment Trust 50 E Wynnewood Road Suite 200 Wynnewood, PA 19096	Upper Moreland Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460638	PAG-02 General Permit	Issued	Mark L Bergey Bergeys Realty Co 462 Harleysville Pike Souderton, PA 18964-2153	Franconia Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460642	PAG-02 General Permit	Issued	Max Ryan Alliance HSP Virginia Drive LLC 40 Morris Avenue Suite 230 Bryn Mawr, PA 19010	Upper Dublin Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460689	PAG-02 General Permit	Issued	James Mullen Pulte Homes of PA LP PH 50 LLC 1210 Norhtbrook Drive S-260 Trevose, PA 19053-8247	Franconia Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460707	PAG-02 General Permit	Issued	Brian Grant Select Properties 2312 North Broad Street Colmar, PA 18915	New Hanover Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460723	PAG-02 General Permit	Issued	Dominic Valente County of Montgomery One Montgomery Plaza Suite 613 P.O. Box 311 Norristown, PA 19404-0311	Upper Frederick Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov

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PAC460445	PAG-02 General Permit	Issued	David Hahn Montgomery County One Montgomery Plaza Suite 800 Norristown, PA 19401-4819	Norristown Borough Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460601	PAG-02 General Permit	Issued	William J Bogari Jr Commonwealth of PA Norristown State Hospital 1001 Sterigere Street Norristown, PA 19401-5397	Norristown Borough Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460643	PAG-02 General Permit	Issued	Manoj Gandhi Collegeville Education Properties LLC 160 Daria Rose Court Media, PA 19063-1188	Upper Providence Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460647	PAG-02 General Permit	Issued	Steve Metzman Knox Real Estate Group LLC P.O. Box 364 Wynnewood, PA 19096-2344	Lower Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460668	PAG-02 General Permit	Issued	Dr Ross Ziegler Bennet Properties LLC 278 Hunsberger Lane Harleysville, PA 19438	Lansdale Borough Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460762	PAG-02 General Permit	Issued	Rich Gottlieb KGSB LLC 1001 Conshohocken State Rd Suite 2-201 Conshohocken, PA 19428-2956	Lower Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460835	PAG-02 General Permit	Issued	Brendan Johnson 1852 Hatboro LLC 28 Thorndal Circle 3rd Floor Darien, CT 06820-5429	Upper Moreland Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460860	PAG-02 General Permit	Issued	Dan Gring MCD 1 LLC 2001 State Hill Road Suite 205 Wyomissing, PA 19610-1607	Limerick Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460864	PAG-02 General Permit	Issued	Paul Yannessa 403 Longfield Road Glenside, PA 19038-7340	Abington Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC460899	PAG-02 General Permit	Issued	David Kraynik Township Manager Towamencin Township 1090 Troxel Road Lansdale, PA 19446-4606	Towamencin Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460167	PAG-02 General Permit	Issued	Keith C Tornetta PlymouthTowne II LP 126 W Germantown Pike East Norriton, PA 19401-1330	Plymouth Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460539	PAG-02 General Permit	Issued	Matthew Edmond Montgomery County Planning Commission 425 Swede Street Norristown, PA 19401	Whitemarsh Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460678	PAG-02 General Permit	Issued	Alex Canady DPD Johns Lane LP 1516 N 5th Street 507 Philadelphia, PA 19122	Lower Gwynedd Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460695	PAG-02 General Permit	Issued	Donna Heller Township of Lower Merion 75 E Lancaster Avenue Ardmore, PA 19003	Lower Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460696	PAG-02 General Permit	Issued	Michael Ogden Coulter at Suburban 1757 LLC 500 North Broadway Suite 201 Jericho, NY 11753	Lower Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460788	PAG-02 General Permit	Issued	Glen Fishman Skyway Development LLC 1738 Symphony Lane Toms River, NJ 08755-2232	Lower Providence Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460847	PAG-02 General Permit	Issued	Scott Rosan 1872 Nicole Drive Dresher, PA 19025-1438	Whitemarsh Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460881	PAG-02 General Permit	Issued	Marianne Grace Sisters of Mercy 511 Montgomery Avenue Merion Station, PA 19066-1214	Lower Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC460398	PAG-02 General Permit	Issued	Michael A Downs Toll PA IX LP 1140 Virginia Drive Fort Washington, PA 19034-3024	Upper Providence Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460250	PAG-02 General Permit	Issued	Brennan Marion 1934 Bleim Road Partners LP P.O. Box 140 Skippack, PA 19474-0140	Lower Pottsgrove Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460395	PAG-02 General Permit	Issued	Jason Bobst West Norriton Township 1630 W Marshall St Jeffersonville, PA 19403	West Norriton Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460660	PAG-02 General Permit	Issued	Jay Puckhaber AB-HS Delp Property Owner LLC 5728 LBJ Freeway Suite 225 Dallas, TX 75240	Towamencin Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460699	PAG-02 General Permit	Issued	Anne Lorah R B Ashley Customs LLC 1011 Ridge Road Pottstown, PA 19465	Douglass Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460714	PAG-02 General Permit	Issued	Dallas Pulliam Lehigh Valley Health Network Realty Holding Company Inc 2100 Mack Blvd 4th Floor Allentown, PA 18105-5622	Douglass Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460714	PAG-02 General Permit	Issued	C Denise Valenta NH-Gilbertsville PA-1-UT LLC 4747 Williams Drive Georgetown, TX 78633-2014	Douglass Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460724	PAG-02 General Permit	Issued	Richard Orlow VMDT Partnership 1100 1st Avenue Suite 100 King of Prussia, PA 19406-1327	Lower Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460780	PAG-02 General Permit	Issued	Jeff Strauss D R Horton Inc. 2060 Detweiler Road Suite 103 Harleysville, PA 19438-2934	Douglass Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC460803	PAG-02 General Permit	Issued	Michael Downs Toll Mid-Atlantic LP Company Inc. 1140 Virginia Drive Fort Washington, PA 19034-3204	Skippack Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460456	PAG-02 General Permit	Issued	Nand Todi Bharatiya Temple Inc. 1612 County Line Road Montgomeryville, PA 18936-0463	Montgomery Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460686	PAG-02 General Permit	Issued	Mark McLaughlin St Charles Borromeo Seminary 1325 Sumneytown Pike Gwynedd Valley, PA 19437-0010	Lower Gwynedd Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460778	PAG-02 General Permit	Issued	Ron Neilson Jr PE Audubon Land Development Corp 2620 Egypt Road Audubon, PA 19403-2302	Lower Providence Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460808	PAG-02 General Permit	Issued	Rich Schroeter President Trappe Fire Company No 1 20 W 5th Avenue Trappe, PA 19426-2102	Trappe Borough Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460885	PAG-02 General Permit	Issued	Ron Neilson Jr PE Audubon Land Development Corp 2620 Egypt Road Audubon, PA 19403-2302	West Norriton Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460093	PAG-02 General Permit	Issued	Lindsay Griffiths GlaxoSmithKline 1250 S Collegeville Road Collegeville, PA 19426	Upper Providence Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460357	PAG-02 General Permit	Issued	Christopher Franklin Brandywine Operating Partnership LP 2929 Arch Street Suite 1700 Philadelphia, PA 19104-7327	Upper Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov
PAC460756	PAG-02 General Permit	Issued	Jeff Lustig Midgard Properties LP P.O. Box 2211 Jenkintown, PA 19046-2805	Jenkintown Borough Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@pa.gov

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC460787	PAG-02 General Permit	Issued	Christopher Franklin Brandywine Operating Partnership LP 2929 Arch Street Suite 1700 Philadelphia, PA 19104-7327	Upper Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460812	PAG-02 General Permit	Issued	Ron Neilson Vice President Audubon Land Development Corp 2620 Egypt Road Audubon, PA 19403-2302	Upper Hanover Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460125	PAG-02 General Permit	Issued	Ted Kochen Providence Business Park 3 LLC 1030 W Germantown Pike East Norriton, PA 19403	Upper Providence Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460009	PAG-02 General Permit	Issued	Shaun Hackman HG Properties 20 LP 345 Main Street Suite 112 Harleysville, PA 19438-2420	Pennsburg Borough Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460075	PAG-02 General Permit	Issued	Ryan Haas GlaxoSmithKline 709 Swedeland Road King of Prussia, PA 19406	Upper Merion Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460627	PAG-02 General Permit	Issued	Shaun Hackman HG Properties 70 LP 345 Main Street Suite 112 Harleysville, PA 19438-2420	Norristown Borough Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460763	PAG-02 General Permit	Issued	Joseph S Botta Jr Provco Pinegood Sanatoga LLC 795 East Lancaster Avenue Suite 200 Villanova, PA 19085-1525	Lower Pottsgrove Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460771	PAG-02 General Permit	Issued	Brian Russell Wissahickon School District 601 Knight Road Ambler, PA 19002-3413	Whitpain Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-SERO@ pa.gov
PAC460797	PAG-02 General Permit	Issued	Harold Kristel Kiner 3908 Mill Road Collegeville, PA 19426-1312	New Hanover Township Montgomery County	DEP, SERO 2 E. Main Street Norristown, PA 19401-4915 484-250-5900 RA-EPWW-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).

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

Contact: Victoria Frederick, Clerical Assistant, 570-826-2502.

Construction Permit No. 5224506, Minor Amendment, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc.
Address	1775 North Main Street Honesdale, PA 18431
Municipality	Lackawaxen Township
County	Pike County
Consulting Engineer	Mr. Jonathan W. Morris, P.E. Project Director, GHD, Inc. 298 East 5th Street Suite 1 Bloomsburg, PA 17815
Application Received	October 9, 2024
Permit Issued	December 30, 2024

Description

The permit approved replacing the existing booster pumps currently rated at 200 gallons per minute (gpm) at 295 feet Total Dynamic Head (ft TDH) with smaller more efficient units rated at 93 gpm at 253 ft TDH with variable frequency drives (VFDs) and necessary controls.

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. 0924527, Major Amendment, Public Water Supply.

Applicant	Horsham Water & Sewer Authority
Address	201 N. Lincoln Avenue Newtown, PA 18940
Municipality	Newton Township
County	Bucks County
Consulting Engineer	Gannett Fleming, Inc. 2 Executive Drive Marlton, NJ 08053
Application Received	October 18, 2024
Permit Issued	January 2, 2025
Description	The project aims to implement upgrades to the chemical feed systems and incorporates PFAS removal GAC units.

Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.

Contact: Daniel J. Cannistraci, Environmental Engineering Specialist, 717-705-4708.

NCWSA Construction Permit 4310309. PWSID No. 4310309. Juniata Valley School District, 7775 Juniata Valley Pike, Alexandria, PA 16611, Porter Township, **Huntingdon County**. Application received: September 18, 2024. Permit Issued: January 6, 2025. This action authorizes improvements to the elementary school's water system, including new storage tanks, booster pumps, and chlorine contact piping.

NCWSA Operation Permit 7361081. PWSID No. 7361081. Grace Brethren Retreat Center, d/b/a Camp Conquest, 480 Forest Rd, Denver, PA 17517, West Cocalico Township, **Lancaster County**. Application received: December 11, 2024. Permit Issued: January 6, 2025. Operation of Well No. 6 and a new water treatment plant containing chlorination, storage, and pumping facilities.

Contact: Thomas Filip, Environmental Engineer, 717-705-4708.

Construction Permit 2224507 MA. PWSID No. 7220015. Veolia Water Pennsylvania, Inc., 6310 Allentown Blvd., Suite 104, Harrisburg, PA 17112, Susquehanna Township, **Dauphin County**. Application received: October 15, 2024. Permit Issued: December 16, 2024. Replacement of an existing sodium hypochlorite generation unit with a new larger unit.

Contact: Wade Cope, P.E., Environmental Engineer, 717-705-4708.

Emergency Permit 2124525 E. PWSID No. 7210013. UMH PA LLC, 3499 Route 9 North, Suite 3C, Freehold, NJ 07728, Lower Frankford Township, **Cumberland County**. Application received: December 30, 2024. Permit Issued: December 30, 2024. Limited duration emergency operation permit for bulk water hauling to the Rolling Hills Estates water system.

BIOSOLIDS INDIVIDUAL PERMITS (PABIG, SSN AND PABIS)

The Department of Environmental Protection has taken the following actions on the previously received individual permit applications for the land application of treated sewage sludge (biosolids).

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 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.

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

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 717-787-3483 for more information.

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

Contact: Thomas J. Sweeney, Jr., Soil Scientist, 717-705-4786.

Site Suitability Notice for Land Application Under Approved PAG08 for Synagro, 62 North Main Street, Stewartstown, PA 17363, Letterkenny Township, **Franklin County. Watson-Fisher Farm Biosolids Site**, 12706 Cumberland Highway, Orrstown, PA 17244. Agricultural utilization/land application of biosolids. Application received: October 8, 2024. Approved: January 7, 2025.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Dustin Armstrong, 484-250-5960.

Notice of Listing on the Pennsylvania Priority List of Hazardous Sites for Remedial Response; Hazardous Sites Cleanup Act.

Nockamixon TCE HSCA Site, Nockamixon Township, Bucks County.

1. Background

The Hazardous Sites Cleanup Act (HSCA), Act of October 18, 1988, P.L. 756, No. 108, as amended, (35 P.S. §§ 6020.101—6020.1305) was enacted in 1988 to provide for the cleanup of Pennsylvania sites that are releasing or threatening the release of hazardous substances. Section 502(a) of HSCA, (35 P.S. § 6020.502) requires that DEP publish in the *Pennsylvania Bulletin* a priority list of sites with releases or threatened releases for the purpose of taking remedial response. This list is called the Pennsylvania Priority List of Hazardous Sites for Remedial Response (PAPL). DEP places sites on the PAPL when DEP has determined through investigation that there are releases or threatened releases of hazardous substances or contaminants, which present a substantial threat to public health or safety or the environment. In accordance with the requirements of Section 502(a) of HSCA, 35 P.S. § 6020.502(a) the Hazard Ranking System (HRS; 40 CFR Part 300, Appendix A), (HRS) established under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 USC §§ 9601—9675, (CERCLA), is utilized to rank the sites for placement on the PAPL. The HRS uses mathematical formulas that reflect the relative importance and interrelationships of the various human health and environmental factors to arrive at a final score on a scale of 0 to 100. The values are assigned using information obtained from site investigations. Section 502(a) of HSCA also directs DEP to consider its administrative, enforcement, and financial capabilities when placing sites on the PAPL. HRS scores are finalized by DEP using the HRS in effect at the time the score is prepared, and the proposed listing notice is issued pursuant to the statute.

The HRS was developed by the United States Environmental Protection Agency (EPA) as the method used to evaluate the relative potential of hazardous substance releases to cause health or safety problems, or ecological, or environmental damage. It is the principal mechanism for placing a site on the National Priorities List (NPL), the list of priority releases for long-term remedial evaluation and response under CERCLA. The HRS is calculated by utilizing known information to establish the level of threat presented in four potential pathways of human or environmental exposure: groundwater, surface water, air, and soil exposure. Within each pathway of exposure, the HRS considers three categories of factors:

- (1) Factors that indicate the presence or likelihood of a release to the environment;
- (2) Factors that indicate the nature and quantity of the substances presenting the potential threat; and
- (3) Factors that indicate the human or environmental targets potentially at risk from the site.

The resultant HRS score represents an estimate of the relative probability and magnitude of harm to human populations or sensitive environments from potential exposure to hazardous substances by the groundwater, surface water, soil exposure, or air pathways.

2. Summary and Purpose

Placement of a site on the PAPL is used to identify sites that require a remedial response to address threats to public health, safety, or the environment. DEP will decide on a case-by-case basis whether to take enforcement or other actions under HSCA or other authorities, and/or to proceed directly with HSCA-funded remedial response actions and seek cost recovery after the cleanup.

Remedial response actions will not necessarily be taken in the same order as a site's ranking on the PAPL. The investigation conducted to place a site on the PAPL may not be sufficient to determine either the extent of contamination or the appropriate response actions for a site. DEP may undertake further site investigation and/or an analysis of remedial alternatives to determine appropriate response actions. The length of time needed to complete these studies will vary due to the complexity of a site. Response action decisions and implementation will proceed on individual sites regardless of the progress at other sites. Given the limited resources available in the Hazardous Sites Cleanup Fund, DEP must carefully balance the relative needs for response at the sites it has studied. DEP may decide not to immediately proceed with a HSCA remedial action or that no remedial action is necessary.

3. Technical Evaluation Grants (TEG) under Act 108

Pursuant to Section 510 of HSCA, 35 P.S. § 6020.510, DEP may make available a reasonable sum as a grant to the governing body of the host municipality of a site where DEP is considering a remedial response. The host municipality shall use this sum solely to conduct an independent technical evaluation of the proposed remedial response. The grant shall not exceed \$50,000. Information and a Technical Evaluation Grant package may be obtained from the DEP Regional Office serving the county in which the site is located. Refer to the Additional Information section of this notice.

A municipality will be sent grant information by DEP after a listing announcement has been published in the *Pennsylvania Bulletin*. If the municipality wishes to receive a grant, the grant will be negotiated and signed; however, the grant will not be effective until the proposed remedial response is available for public review. At that time, the municipality may proceed with the review of DEP's proposed remedial response.

Pennsylvania Priority List of Hazardous Site(s) for Remedial Response:

A. Effective Date

The site listed as follows is being placed on the Pennsylvania Priority List of Hazardous Sites for Remedial Response (PAPL) effective upon publication of this announcement in the *Pennsylvania Bulletin*.

B. Contact Persons

Individual site information may be obtained by contacting the DEP Regional Office serving the county in which the site is located. The address of the Regional Office can be found in the Additional Information section of this notice.

C. Statutory Authority

The PAPL is published under the authority of Section 502(a) of HSCA, 35 P.S. § 502(a). Under Section 502(b) of HSCA, a decision to place a site on the list or to remove a site from the list is not a final action subject to review under the Administrative Agency Law, Act of April 28, 1978, P.L. 202, No. 53, 2 Pa.C.S. § 103(a) and Chapters 5A and 7A, or Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, nor shall it confer a right or duty upon DEP or any person.

D. Review and Public Comment

HSCA provides for a 30-day public comment period subsequent to publication of the PAPL. This *Pennsylvania Bulletin* announcement opens the 30-day comment period for the site being added with this publication. Comments concerning the placement of the Nockamixon TCE HSCA Site on the PAPL should be directed to: Dustin

Armstrong, Hazardous Sites Cleanup Section, Department of Environmental Protection, Southeast Region, 2 East Main Street, Norristown, PA 19401 or to darmstrong@pa.gov. Comments received by facsimile will not be accepted. Public comments must be received by DEP by Monday, February 17, 2025.

The Regional Office site files contain all information considered by DEP in placing the Nockamixon TCE HSCA Site on the PAPL. Persons interested in reviewing the Site file should contact Dustin Armstrong at 484-250-5723. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service at 800-654-5984. DEP considers all written comments received during the formal comment period. All written comments and DEP's responses will be placed into the site file and will later be incorporated into the Administrative Record.

E. Contents of List

This notice places one site on the PAPL. Table 1 lists the site added to the PAPL by this notice, its HRS score, municipality, county, and DEP Region. Table 2 lists the 10 sites currently on the PAPL including the site added by this notice. The HRS score, municipality, county, and DEP region for each site are contained in this table. The sites are listed in decreasing order of HRS scores.

F. Site Listing Summary

The Nockamixon TCE HSCA Site (Site) is located along Durham Road, Easton Road, Cord Way, Mountain View Drive, Tower Road, Brennan Road, and Park Drive West in Nockamixon Township, Bucks County. The Site area is rural, comprised of undeveloped land, farmland, residences, and businesses, including a school. DEP has identified a former 77.2-acres farm (the Property) on Brennan Road as the source of soil, surface water, and groundwater contamination. The Property was reportedly used by its owner William Schulberger to dispose of drummed and bulk liquid industrial waste before being subdivided into nine parcels in 1978. Site area groundwater, on and within approximately 1.4 miles from the Property is contaminated by chlorinated volatile organic compounds including Trichloroethene (TCE) and/or Tetrachloroethene (PCE).

After initiating the investigation in 2009, DEP identified 45 potable wells with concentrations of TCE and/or PCE above the Maximum Contaminant Levels (MCLs) for safe drinking water. In 2011, DEP initiated an interim response action resulting in the installation and maintenance of 42 carbon filtration systems coupled with institutional controls. Soil sampling conducted on the Property has revealed two areas of soil contamination. In 2018, DEP initiated a prompt interim response to address the vapor intrusion (VI) exposure pathway. DEP installed VI mitigation systems and enacted institutional controls at two residential properties near the source area. In 2016, based on interviews conducted by DEP, a HSCA Section 501 Notice Letter (35 P.S. § 6020.501) was sent to AMETEK, Inc. (formerly "US Gauge"), a suspected generator of the drums and liquid wastes disposed on the Property. According to these interviews, the late Mr. Schulberger was a former employee of US Gauge, and reportedly disposed of the wastes at the Site using a tanker truck. AMETEK has denied that US Gauge's wastes were disposed at the Site.

G. Additional Information

Department of Environmental Protection, Southeast Region, Bonnie McClennen, Chief, Hazardous Sites Cleanup Section, Christine McCarthy, HSCA Supervisor, Dustin Armstrong, Project Manager, 2 East Main Street, Norristown, PA 19401, 484-250-5960.

Table 1
Site(s) Being Added by this Notice

Site (s)	HRS	Municipality	County	DEP Region
Nockamixon TCE	50.42	Nockamixon Township	Bucks	Southeast

Table 2
Pennsylvania Priority List for Remedial Response

Site (s)	HRS	Municipality	County	DEP Region
Dupont/New Castle	54.75	New Castle	Lawrence	Northwest
Nockamixon TCE	50.42	Nockamixon Township	Bucks	Southeast
Intercoarse TCE	50	Leacock Township	Lancaster	Southcentral
Tomstown TCE	50	Quincy Township	Franklin	Southcentral
Bishop Tube	40.79	East Whiteland Township	Chester	Southeast
Gettysburg Foundry	38.20	Cumberland Township	Adams	Southcentral
Bear Creek Area Chemical	28.46	Fairview and Perry Township	Butler, Armstrong	Northwest
Currie Landfill	26.73	Millcreek Township	Erie	Northwest
Schiller	24.65	Richmond Township	Crawford	Northwest
Mun. and Ind. Disp.	19.58	Elizabeth Township	Allegheny	Southwest

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The Following Plans and Reports Were Submitted Under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101— 6026.908).

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

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

The Department has received the following plans and reports.

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

Contact: Randy Farmerie, P.G., Environmental Program Manager, 570-327-3716.

Folta BRA Pad, Primary Facility ID # **880087**, 889 Vandervort Road, Laceyville, PA 18823, Tuscarora Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Final Report concerning remediation of soil contaminated with production fluid and fuel oil. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Repsol Oil & Gas USA, LLC Morgan (01-073) K Well Pad, Primary Facility ID # **880326**, 1267 Road L, Troy, PA 16947, Armenia Township, **Bradford County**. Resource Environmental Management, Inc., 50 Maple Street, Montrose, PA 18801, on behalf of Repsol Oil & Gas USA LLC, 337 Daniel Zenker Drive, Horseheads, NY 14845, submitted a Final Report concerning remediation of soil contaminated with production water. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Yonkin Unit Well Pad, Primary Facility ID # **878684**, 1385 Drake Road, Dushore, PA 18614, Cherry Township, **Sullivan County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Final Report concerning remediation of soil contaminated with production water. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Beech Resources Delta September 26, 2024 Release, Primary Facility ID # **880586**, 4430 Daugherty Run Road, Linden, PA 17744, Lycoming Township, **Lycoming County**. Penn Environmental & Remediation Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of Beech Resources LLC, 343 Pine Street, Ste 1, Williamsport, PA 17701, submitted a Final Report concerning remediation of soil contaminated with production fluid. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Shamokin Former MGP Plant, Primary Facility ID # **624004**, 501 N Vine Street, Shamokin, PA 17872, City of Shamokin, **Northumberland County**. DMS Environmental Services, LLC, 103 S Spring Street, Bellefonte, PA 16823, on behalf of UGI Utilities, Inc., 1 UGI Drive, Denver, PA 17517, submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with MGP-related constituents. The Remedial Investigation Report is intended to document remediation of the site to meet the site-specific standards.

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

Contact: Eric Supey, Environmental Program Manager.

IDC Property (Former Techneglas), Primary Facility ID # **681154**, 140 Industrial Drive, Pittston, PA 18640, Jenkins Township, **Luzerne County**. Geosyntec Consultants, 325 Sentry Parkway, Building 5 West, Suite 100, Blue Bell, PA 19422, on behalf of Endurance Real Estate Group, LLC, 4 Radnor Corporate Center, Suite 105, Radnor, PA 19087, submitted a Risk Assessment concerning remediation of surface water contaminated with cobalt and iron. The Risk Assessment is intended to document remediation of the site to meet the site-specific standards.

230 Alpha Avenue, Primary Facility ID # **879920**, 230 Alpha Avenue, Wind Gap, PA 18091, Wind Gap Borough, **Northampton County**. JMT Environmental Technologies, 710 Uhler Road, Easton, PA 18040, on behalf of Brenda Snyder, 230 Alpha Avenue, Wind Gap, PA 18091, submitted a Final Report concerning remediation of soil contaminated with No. 2 heating oil from an underground storage tank. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

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

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

PPL EU Ickesburg, Primary Facility ID # **880625**, 806 Reisinger Road, Ickesburg, PA 17037, Saville Township, **Perry County**. Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of PPL Electric Utilities Corporation, 1639 Church Road, Allentown, PA 18104, submitted a Final Report concerning remediation of soil contaminated with metals. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Eastern Consolidation & Distribution Services, Inc., Primary Facility ID # **852553**, 460 Sterling Street, Camp Hill, PA 17011, Hampden Township, **Cumberland County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of ECD Services Inc., 460 Sterling Street, Camp Hill, PA 17011, submitted a Final Report concerning remediation of soil and groundwater contaminated with diesel fuel. The

Final Report is intended to document remediation of the site to meet the Statewide health standards.

Wawa Store # 274, Primary Facility ID # **856211**, 3650 Pottsville Pike, Reading, PA 19605, Muhlenberg Township, **Berks County**. Aquaterra Technologies, Inc., 901 South Bolmar Street, West Chester, PA 19382, on behalf of Wawa, Inc., 260 West Baltimore Pike, Wawa, PA 19063, submitted a Final Report concerning remediation of soil contaminated with lead. The Final Report is intended to document remediation of the site to meet the site-specific standards.

The Lofts at Lititz Springs, Primary Facility ID # **874327**, 100 Warwick Street, Lititz, PA 17543, Lititz Borough, **Lancaster County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601, on behalf of Pleasant View Communities, 544 North Penryn Road, Manheim, PA 17545, submitted a Final Report concerning remediation of soil contaminated with Metals & Arsenic. The Final Report is intended to document remediation of the site to meet the site-specific standards.

The Lofts at Lititz Springs, Primary Facility ID # **874327**, 100 Warwick Street, Lititz, PA 17543, Lititz Borough, **Lancaster County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601, on behalf of 48 North Broad Street, LLC, c/o Oak Tree Development Group, 1650 Manheim Pike, Lancaster, PA 17601, submitted a Final Report concerning remediation of soil contaminated with Metals & Arsenic. The Final Report is intended to document remediation of the site to meet the site-specific standards.

Former Wilbur Chocolate Factory, Primary Facility ID # **830045**, 48 North Broad Street and 100 West Kleine Lane, Lititz, PA 17543, Lititz Borough, **Lancaster County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601, on behalf of 48 North Broad Street, LLC, c/o Oak Tree Development Group, 1650 Manheim Pike, Suite 201, Lancaster, PA 17601, submitted a Final Report concerning remediation of soil and groundwater contaminated with SVOCs & Metals. The Final Report is intended to document remediation of the site to meet the site-specific standards.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: C. David Brown, Professional Geologist Manager, 484-250-5792.

8362-8280 State Road Site, Primary Facility ID # **873683**, 8362-8280 State Road, Philadelphia, PA 19136, City of Philadelphia, **Philadelphia County**. David Berry, The Vertex Companies, LLC, 2501 Seaport Drive, Chester, PA 19013, on behalf of Lucie McDonald, JRM Developers, 9525 Frankford Avenue, Philadelphia, PA 19114, submitted a Final Report concerning remediation of soil and groundwater contaminated with No. 2 fuel oil. The Final Report is intended to document remediation of the site to meet the Statewide health and site-specific standards.

109 Fairview Drive Site, Primary Facility ID # **873130**, 109 Fairview Drive, Crum Lynne, PA 19022, Ridley Township, **Delaware County**. Gil Marshall, Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426, on behalf of Gary Cocco, Eddystone Commons, LLC, 201 Saville Avenue, Eddystone, PA 19022, submitted a combined Remedial Investigation Report/Cleanup Plan/Final Report concerning remediation of soil and groundwater contaminated with No. 2 fuel oil, kerosene, and unleaded gasoline. The combined Remedial Investigation

Report/Cleanup Plan/Final Report is intended to document remediation of the site to meet the Statewide health and site-specific standards.

4501-4511 Edgmont Avenue, Primary Facility ID # **848298**, 4501-4511 Edgmont Avenue, Brookhaven, PA 19015, Brookhaven Borough, **Delaware County**. Michael Lattanze, Penn E&R, Inc., 400 Old Dublin Pike, Doyles-town, PA 18901, on behalf of Zia Vafa, 4501 Edgmont Avenue, LLC, 1876 Covered Bridge Road, Malvern, PA 19355, submitted a Final Report concerning remediation of soil and groundwater contaminated with leaded gasoline and unleaded gasoline. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Tinicum Release Site, Primary Facility ID # **829316**, 76 Industrial Highway, Essington, PA 19029, Tinicum Township, **Delaware County**. Stephanie Grillo, Groundwater & Environmental Services, Inc., 410 Eagle-view Boulevard, Suite 110, Exton, PA 19341, on behalf of Bradford Fish, Energy Transfer Partners, 100 Green Street, Marcus Hook, PA 19061, submitted a Final Report concerning remediation of soil and groundwater contaminated with No. 2 fuel oil, unleaded gasoline, and PAHs. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Wawa 0221, Primary Facility ID # **874434**, 550 Easton Road, Warrington, PA 18976, Warrington Township, **Bucks County**. Julie Baniewicz, Apex Companies, LLC, 100 Arrandale Boulevard, Suite 203, Exton, PA 19341, on behalf of Joseph Standen, Wawa, Inc., 260 West Baltimore Pike, Wawa, PA 19063, submitted a Final Report concerning remediation of soil contaminated with lead. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Janelle Hromyak, Clerical Assistant 2, 412-442-4091.

N.H. Weidner, Primary Facility ID # **770952**, 4870 McKnight Road, Pittsburgh, PA 15237, Ross Township, **Allegheny County**. Bruce A. Shaw, American Geosciences, Inc., 3925 Reed Boulevard, Suite 400, Murrysville, PA 15668-1848, on behalf of Herky Pollock, Regional Development Partners—McKnight-Seibert, LP, 5544 Darlington Road, Pittsburgh, PA 15217-1508, submitted a Final Report concerning remediation of soil and groundwater contaminated with VOCs. The Final Report is intended to document remediation of the site to meet the 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: Randy Farmerie, P.G., Environmental Program Manager, 570-327-3716.

Krick # 16 OG Well, Primary Facility ID # **878417**, Curry Run Road, Mahaffey, PA 15757, Greenwood Township, **Clearfield County**. Moody and Associates, Inc., 1720 Washington Road, Suite 100, Washington, PA 15301, on behalf of Diversified Production LLC, 125 Industry Road, # 201, Waynesburg, PA 15370, submitted a Final Report concerning remediation of soil contaminated with production fluid. The Final Report demonstrated attainment of the Statewide health standards. Approved: December 11, 2024.

Muncy Homes LLC, Primary Facility ID # **877031**, I-180 E MM1, Watsonstown, PA 17777, Delaware Township, **Northumberland County**. Bressler's Environmental Service, 2994 E Valley Road, Loganton, PA 17747, on behalf of Muncy Homes LLC, 1567 Route 442 Highway, Muncy, PA 17758, submitted a Final Report concerning remediation of soil contaminated with used motor oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: January 2, 2025.

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

Contact: Eric Supey, Environmental Program Manager.

Burning Bush Petroleum, Primary Facility ID # **879769**, 7118 State Route 92, South Gibson, PA 18842, Lenox Township, **Susquehanna County**. Geological & Environmental Associates, 430 West Mountain Road, Plymouth, PA 18651, on behalf of Burning Bush Petroleum, Inc., 302 State Route 92, Nicholson, PA 18446, submitted a Final Report concerning remediation of soil contaminated with gasoline. The Final Report demonstrated attainment of the Statewide health standards. Approved: January 2, 2025.

Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Jared, 814-332-6127.

Falcon 6 OG Well, Primary Facility ID # **879870**, Dairy Road, Mayport, PA 16240, Redbank Township, **Clarion County**. Moody and Associates, Inc., 1720 Washington Road, Suite 100, Washington, PA 15301, on behalf of Diversified Production, LLC, 126 Industry Road, # 201, Waynesburg, PA 15370, submitted a Final Report concerning remediation of soil contaminated with aluminum, barium, boron, chloride, iron, lithium, manganese, selenium, strontium, vanadium, and zinc. The Final Report demonstrated attainment of the Statewide health standards. Approved: January 6, 2025.

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.

ASC Engineered Solutions, LLC, Primary Facility ID # **622602**, 1411 Lancaster Avenue, Columbia, PA 17512, Columbia Borough, **Lancaster County**. WSP USA, Inc., 13530 Dulles Technology Drive, Suite 300, Herndon, VA 20171 on behalf of ASC Engineered Solutions, LLC, 1411 Lancaster Avenue, Columbia, PA 17512, submitted a Remedial Investigation Report concerning remediation of groundwater contaminated with spent pickling liquor. The Report demonstrated attainment of the site-specific standards. Approved: January 2, 2025.

ASC Engineered Solutions, LLC, Primary Facility ID # **622602**, 1411 Lancaster Avenue, Columbia, PA 17512, Columbia Borough, **Lancaster County**. WSP USA, Inc., 13530 Dulles Technology Drive, Suite 300, Herndon, VA 20171, on behalf of Emerson Electric Company, 8000 West Florissant Avenue, Saint Louis, MO 63136, submitted a Remedial Investigation Report concerning remediation of groundwater contaminated with spent pickling liquor. The Report demonstrated attainment of the site-specific standards. Approved: January 2, 2025.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: C. David Brown, Professional Geologist Manager, 484-250-5792.

Devereux Foundation Brandywine Campus Bingham Building, Primary Facility ID # **774959**, 100 Shaw Drive, Glenmoore, PA 19343, Wallace Township, **Chester County**. Alpha Geoscience, 679 Plank Road, Clifton Park, NY 12065, on behalf of The Devereux Foundation, 160 Devereux Road, Glenmoore, PA 19343, submitted a Final Report concerning remediation of soil and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standards. Approved: December 19, 2024.

1820 West Allegheny Avenue Site, Primary Facility ID # **817769**, 1820 West Allegheny Avenue, Philadelphia, PA 19132, City of Philadelphia, **Philadelphia County**. Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103, on behalf of NewCourtland Elder Services, 6970 Germantown Avenue, Philadelphia, PA 19119, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of soil contaminated with inorganics, lead, and PAHs. The Report Was not acceptable to meet site-specific standards. Issued a technical deficiency letter: December 20, 2024.

Anthony & Sylvan Pools Site, Primary Facility ID # **871197**, 3739 Easton Road, Doylestown, PA 18902, Buckingham Township, **Bucks County**. Whitestone Associates, Inc., 1600 Manor Drive, Suite 220, Chalfont, PA 18914, on behalf of Old Easton Realty, LLC, 876 North Easton Road, Doylestown, PA 18902, submitted a Final Report concerning remediation of soil contaminated with PCBs. The Final Report demonstrated attainment of the Statewide health standards. Approved: December 20, 2024.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Janelle Hromyak, Clerical Assistant 2, 412-442-4091.

EQT Beta Cameron Well Pad, Primary Facility ID # **829952**, 607 Behm Road, Wind Ridge, PA 15380, Richhill Township, **Greene County**. Brendan Poffenbaugh, Groundwater & Environmental Services, Inc., 508 Thomson Park Drive, Cranberry Township, PA 16066, on behalf of Douglas Oberdorf, EQT Corporation, 400 Woodcliff Drive, Canonsburg, PA 15317, submitted a Final Report concerning remediation of soil contaminated with aluminum, arsenic, barium, boron, chromium, copper, iron, lead, manganese, strontium, vanadium, zinc, chloride, phenolics, and methanol. The Final Report demonstrated attainment of the Statewide health standards. Approved: January 3, 2025.

General Electric Former Parts and Repair Service Center, Primary Facility ID # **772273**, 4930 Butter-milk Hollow Road, West Mifflin, PA 15122, West Mifflin Borough, **Allegheny County**. Laura Jones, P.G., Arcadis U.S., Inc., 2100 Georgetown Drive, Suite 402, Sewickley, PA 15143, on behalf of Victoria Creteur, GE Vernova International LLC, 1 River Road, Building 33, Room 207, Schenectady, NY 12345, submitted a Cleanup Plan concerning remediation of soil and groundwater contaminated with arsenic, VOCs, SVOCs, metals, PCBs. The Plan Was acceptable to meet site-specific standards. Approved: December 10, 2024.

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.

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

Contact: Lisa D. Houser, P.E., Environmental Program Manager, 570-327-3752.

100761. Cameron County Solid Waste Borough, 1681 Rich Valley Road, Emporium, PA 15834, Shippen Township, **Cameron County**. Minor modification for the reduction in frequency of groundwater monitoring annually. Application received: November 29, 2024. Issued: December 4, 2024.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Environmental Program Manager, 570-327-3752, Northcentral Region, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

301315. Talen Energy/Montour, LLC, 600 Hamilton Street, Suite 600, Allentown, PA 18101, Derry Township, **Montour County**. Major Modification to allow borrow areas adjacent to Ash Basin No. 1 which will provide soil for closure activities and expand the permit boundary; incorporate the revised timelines for the impoundment to cease operations and complete closure; modify proposed CCR grades based on the expected plant operations; update surface water improvements to Basin No. 1 and add options for channel lining and discharge locations; update information regarding management of water collected in the French Drain during closure and post-closure; and update the property boundary based on property transactions. Application received: June 25, 2024. Issued: December 23, 2024.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Environmental Program Manager, 570-327-3752, Northcentral Region, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636. TDD users may contact DEP through the Pennsylvania Hamilton Relay Service, 800-654-5984.

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

Contact: Waste Management Program Manager.

101571. Mostoller Landfill LLC, 7095 Glades Pike, Somerset, PA 15501-4213, Somerset Township, Brothersvalley Township, **Somerset County**. Renewal of the solid waste permit for continued operation of the Mostoller Landfill at 7095 Glades Pike, Somerset, PA 15501. Application received: May 3, 2024. Renewal issued: December 27, 2024.

Persons interested in reviewing the permit may contact Regional Files (412-442-4100), Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. 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: Shailesh Patel, P.E., Environmental Group Manager.

AG5A-58-00007B: SWN Production Company, LLC, P.O. Box 18496, Oklahoma City, OK 73154, New Milford Township, **Susquehanna County**. For the renewal of

their existing AG5A permit at the NR-02 Endless Mountain Wellpad. Application received: December 31, 2024. Issued: December 30, 2024.

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

Contact: William Weaver, Air Program Manager, 717-705-4868.

GP14-22-03084B: Minnich Family Funeral Homes, Inc., 118 S. Market Street, Millersburg, PA 17061-1330, Millersburg Borough, **Dauphin County**. For a human crematory unit, under GP14. Application received: December 23, 2024. Issued: December 27, 2024.

GP14-22-03085B: Minnich Family Funeral Homes, Inc., 103 West Main Street, Elizabethville, PA 17023, Elizabethville Borough, **Dauphin County**. For an animal crematory unit, under GP14. Application received: December 23, 2024. Issued: December 27, 2024.

GP4-36-03229: Ross Industrial, LLC, 104 N. Maple Avenue, Leola, PA 17540-9799, Upper Leacock Township, **Lancaster County**. For a burnoff oven, under GP4. Application received: November 18, 2024. Issued: December 27, 2024.

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

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

GP14-09-0150: Naugle Funeral & Crematory, 135 W Pumping Station Rd, Quakertown, PA 18951-4215, Richland Township, **Bucks County**. This action is for the issuance of a General Plan Approval and General Operating Permit for a Natural Gas Fired Human Crematory Unit. Application received: December 12, 2024. Issued: January 2, 2025.

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.

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

Contact: Shailesh Patel, EEM, 570-826-2341.

54-00101A: BET Associates IV, LLC, 1501 Ligonier Street, Latrobe, PA 15650, Coaldale Borough, **Carbon County**. Plan Approval 54-00101A was issued for the construction and operation of a coal preparation and processing plant. The facility will operate a natural gas fired coal dryer with a baghouse. The vibrating dryer operation is subject to NSPS Subpart Y requirements. BET Associates IV, LLC indicates that the coal dryer process to be constructed will comply with all regulatory requirements pertaining to air contamination source and the emission of air contaminants including, NSPS Subpart Y, 25 Pa. Code § 123.41 for visible emissions and the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. The proposed baghouse will collect more than 99% of particulate emissions generated from the coal drying operation before discharging into atmosphere. The use of a baghouse capable of removing more than 99% of emissions meets Department's BAT criteria for this type of process. The company will operate the sources and maintain the system in accordance with the good engineering practices to assure proper operation of the system. The Plan Approval will contain additional recordkeeping and operating restric-

tions designed to keep the facility operating within all applicable air quality requirements. Application received: June 25, 2024. Accepted: July 1, 2024. Issued: December 11, 2024.

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

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

46-0037AE: Global Advanced Metals USA Inc., 650 County Line Rd, Boyertown, PA 19512, Douglass Township, **Montgomery County**. This action is for a plan approval extension for the temporary shakedown of a new vacuum belt filter and dust collector. Application received: November 27, 2024. Issued: December 23, 2024.

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.

65-00125A: ATI Flat Rolled Products Holdings, LLC, 100 River Road, Brackenridge, PA 15014, Derry Township, **Westmoreland County**. On January 3, 2025, the Department issued a Plan Approval extension to ATI Flat Rolled Products Holdings, LLC for 180 days to modify and revise NO_x emission limits in the plan approval of ATI Latrobe facility located at Derry Township, Westmoreland County. Application received: December 23, 2024. Issued: January 3, 2025.

26-00402D: Chestnut Valley Landfill, 1184 McClellandtown Rd, McClellandtown, PA 15458, German Township, **Fayette County**. On December 30, 2024, the Department issued a plan approval to authorize the temporary operations of a landfill gas-to-renewable natural gas (RNG) processing facility. The plan approval includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements at the facility located in German Township, Fayette County. Application received: February 1, 2024. Issued: December 30, 2024.

63-00154: MCC International, Inc., 110 Centrifugal Court, McDonald, PA 15057, Cecil Township, **Washington County**. On December 30, 2024, the Department issued a plan approval to authorize the temporary operation of one (1) new electric induction furnace, to increase throughput, and to vent two (2) of their previously installed dust collectors to the outdoors. The plan approval includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements at the facility located in Cecil Township, Washington County. Application received: May 1, 2024. Issued: December 30, 2024.

Plan Approval Revision(s) Issued Including Extension(s), Minor Modification(s) and Transfer(s) of Ownership Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

32-00449A: Gruppo/Air Liquide Advanced Technologie Biomethane Facility, 119 Business Park, Lot 2, Center Township, PA 15717-1225, Center Township, **Indiana County**. Issued an 18-month plan approval extension, to allow more time for construction of the biomethane facility. At this time, construction is approxi-

mately 70% complete. This extension expires June 30, 2026. Application received: December 31, 2024. Issued: December 31, 2024.

25-01068A: Family Friends Pet Loss Services LLC, 500 West 12th Street, Erie, PA 16501-1507, City of Erie, **Erie County**. Issued a 4-month plan approval extension to allow more time for a DEP plan approval inspection. This extension expires 4/30/2025. Application received: December 31, 2024. Issued: December 31, 2024.

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

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4863.

34-05002A: Texas Eastern Transmission, LP, 5400 Westheimer Court, Houston, TX 77056, Lack Township, **Juniata County**. For an engine project at the Perulack Compressor Station. The Plan Approval authorizes the following items: 1.) Retrofit the existing natural gas-fired Cooper Bessemer GMVA-8 engine (Source 031), as clean burn spark ignition engine (SI RICE), without increasing its rated 1,100 hp, 2.) Install Control ID C031, Oxygen Catalyst on Source 031. The plan approval was extended. Application received: December 12, 2024. Issued: December 30, 2024.

67-05007F: Adhesives Research Inc., 400 Seaks Run Road, Glen Rock, PA 17327, Springfield Township, **York County**. For the installation of a new coating line, drying oven and regenerative thermal oxidizer (RTO) at the facility. The coating line will apply adhesives to substrates which are then dried in a 15 mmBtu/hr natural gas oven. VOC emissions from the coating line will be captured and controlled by a 5.2 mmBtu/hr natural gas fired RTO. The plan approval was extended. Application received: December 11, 2024. Issued: December 31, 2024.

Contact: William Weaver, Air Program Manager, 717-705-4868.

38-03003E: Bayer Healthcare, LLC, 400 West Stoever Avenue, Myerstown, PA 17067, Myerstown Borough, **Lebanon County**. For the installation of a Combined Heat and Power (CHP), 2.0 MW, Siemens Model KG2 3G (or similar) natural gas fired combustion turbine. The turbine will be equipped with a heat recovery steam generator (HRSG). NO_x emissions will be controlled by a Dry Low Emissions (DLE) combustion system. The CHP system will be installed at the Myerstown plant. The plan approval was extended. Application received: December 17, 2024. Issued: January 2, 2025.

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.

45-00032: Biospectra Inc., 100 Majestic Way, Bangor, PA 18013, Stroud Township, **Monroe County**. The Department issued a renewal State-Only Operating Permit for the operation of sources at their medicinal and botanical 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: March 25, 2024. Accepted: March 28, 2024. Issued: December 2, 2024.

40-00150: Freedom Corrugated LLC, 595 Oak Ridge Road, Hazle Township, PA 18202-9362, Hazle Township, **Luzerne County**. The Department has issued an initial State-Only (Synthetic Minor) Operating Permit for the Hazle Township facility. Sources at this facility include their boilers, corrugators, parts washer, and a starch storage silo with bin vent. 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 3, 2024. Accepted: October 3, 2024. Issued: January 2, 2025.

40-00156: Fabri-Kal LLC, 955 Oak Hill Rd, Mountain Top, PA 18202, Wright Township, **Luzerne County**. The Department has issued an initial State-Only (Natural Minor) Operating Permit for the Wright Township facility. Sources at this facility include their dry offset lithographic printing process. 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 25, 2024. Accepted: October 25, 2024. Issued: January 2, 2025.

48-00119: Ultra-Poly Corporation, 102 Demi Road, Portland, PA 18351-8700, Portland Borough, **Northumberland County**. The Department has issued an initial State-Only (Natural Minor) Operating Permit for the Portland Borough facility. Sources at this facility include their extruders and Aero-cleaning process. Sources at this facility also includes their dust collectors as control devices. 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 9, 2024. Accepted: October 9, 2024. Issued: January 2, 2025.

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

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

10-00359: MarkWest Liberty Bluestone—Sarsen Gas Plant, 736 Prospect Rd, Evans City, PA 16033, Forward Township, **Butler County**. The Department recently issued the renewal of the State-Only Operating Permit of a natural gas gathering and processing facility. With a 40-mmscf/day capacity, the facility is equipped with inlet and residue compressors, a dehydration unit and reboiler, a cryogenic gas processing unit and a refrigeration system, condensate tanks, truck loading operation, and process heaters. With PTEs of 78.4 TPY CO, 38.5 TPY NO_x, 37.1 TPY VOC, 6.99 TPY HAPs, 3.95 TPY PM, 1.86 TPY single HAP (formaldehyde) and 0.24 TPY SO_x, the facility is Natural Minor. The applicable conditions of 25 Pa. Code §§ 129.131—129.140 (Control of VOC Emissions from Conventional Oil and Natural Gas Sources) are incorporated into this renewal permit. Ministerial changes made to 40 CFR 60 Subpart VVa, Subpart OOOO, Subpart JJJJ, and 40 CFR 63 Subpart HH are incorporated. Application received: August 1, 2023. Issued: December 4, 2024.

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

25-01006: Lake Erie Biofuels, LLC, 1540 E Lake Rd, Erie, PA 16511-1032, City of Erie, **Erie County**. The Department issued the renewal State Only Natural Minor

Operating Permit for the biofuels production facility. The facility's primary emission sources include the two (2) natural gas-fired process steam boilers, the biodiesel production process, storage tanks, a high-pressure steam generator for the fatty acid stripper, an emergency generator, and an emergency fire pump. The potential emissions of the primary pollutants from the facility are as follows: 15.20 TPY (tons per year) NO_x, 27.91 TPY CO, 8.01 TPY VOC, 5.45 TPY total HAPs, 3.29 TPY PM₁₀ and PM_{2.5}, and 0.63 TPY SO_x; thus, the facility is a natural minor. The boilers are subject to 40 CFR 60 Subpart Dc, Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units. The biodiesel production process is subject to 40 CFR 60 Subpart VV, Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemical Manufacturing Industry (SOCMI), 40 CFR 60 Subpart NNN, Standards of Performance for Volatile Organic Compound (VOC) Emissions from SOCMI Distillation Operations, and 40 CFR 60 Subpart RRR, Standards of Performance for VOC Emissions from SOCMI Reactor Processes. The storage tanks are subject to 40 CFR 60 Subpart Kb, Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984. The two diesel-fired engines are subject to 40 CFR 60 Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. Application received: October 30, 2023. Issued: December 31, 2024.

43-00396: Crosstex International, Inc., 534 Vine St, Sharon, PA 16146, City of Sharon, **Mercer County**. The Department issued a new State Only Operating Permit for Crosstex International, Inc., which manufactures healthcare and dental instruments. The primary sources at the facility include a 6-color press, an 8-color press, laminator adhesive operations, and saliva ejector machinery. The facility is a Natural Minor. Potential emissions are as follows: 15.7 tpy VOC, 1.38 tpy NO_x, 1.16 tpy CO, 0.01 tpy SO_x, 0.03 tpy filter PM, 0.1 tpy filterable & condensable PM₁₀, 0.1 tpy filterable & condensable PM_{2.5}, and 0.03 tpy HAPs. The conditions and requirements from previous plan approvals are incorporated into the Operating Permit. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. Application received: June 7, 2023. Permit issued: January 2, 2025.

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

Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4863.

67-03143: ESAB Group, Inc., 1500 Karen Lane, Hanover, PA 17331-8122, Hanover Borough, **York County**. For the welding rod manufacturing facility. The State-Only permit was renewed. Application received: August 21, 2024. Issued: December 30, 2024.

01-03030: Cargill, Inc., 1892 York Road, Gettysburg, PA 17325-8205, Straban Township, **Adams County**. For the feed mill. The State-Only permit was renewed. Application received: August 8, 2024. Issued: December 30, 2024.

07-03018: Central PA Humane Society, 1837 East Pleasant Valley Blvd., Altoona, PA 16602-7348, Logan

Township, **Blair County**. For the animal crematory unit at the facility. The State-Only permit was renewed. Application received: August 26, 2024. Issued: December 31, 2024.

Contact: William Weaver, Air Program Manager, 717-705-4868.

36-03182: Charles F. Snyder Funeral Home, Inc., 3110 Lititz Pike, Lititz, PA 17543-7701, Manheim Township, **Lancaster County**. For the human crematory facility. The State-Only permit was renewed. Application received: November 17, 2024. Issued: December 30, 2024.

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

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

09-00082: Quakertown Vet Clinic PC, 2250 N Old Bethlehem Pike, Quakertown, PA 18951-3948, Milford Township, **Bucks County**. This action is for the renewal of the existing State-Only, natural minor Operating Permit for a full-service clinic offering small and large animal veterinary medicine that operates one (1) natural gas-fired or liquid propane-fired animal crematory. Application received: October 3, 2023. Issued: December 30, 2024.

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.

26-00057: Matt Canestrone Contracting Inc., P.O. Box 234, Belle Vernon, PA 15012, Luzerne Township, **Fayette County**. On December 31, 2024, the Department of Environmental Protection (DEP) authorized a renewed Synthetic Minor State-Only Operating Permit for barge unloading and transferring facility located in Luzerne Township, Fayette County. The site's operations support a reclamation project using coal ash and river dredge material to cap material on a coal refuse pile. The permit includes operating requirements, monitoring requirements, and recordkeeping requirements for the site. Application received: January 19, 2024. Deemed administratively complete: January 31, 2024.

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.

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.

04-00445: Veka, Inc., 100 Veka Drive, Fombell, PA 16123, Marion Township, **Beaver County**. On December 31, 2024, the Department of Environmental Protection issued an amended synthetic minor State-Only Operating Permit to VEKA, Inc. for the residential and commercial polyvinyl chloride (PVC) window and door system profiles manufacturing facility located in Marion Township, Beaver County. The Operating Permit incorporated the applicable requirements of plan approval PA-04-00445E. Application received: December 16, 2024. Accepted: December 30, 2024.

30-00195: Equitrans, LP, 2200 Energy Drive, Canonsburg, PA 15317, Jefferson Township, **Greene County**. On December 30, 2024, the Department of Environmental Protection issued a modified Title V Operating Permit to Equitrans, LP's Jefferson Compressor Station to incorporate the applicable presumptive RACT III requirements of 25 Pa. Code §§ 129.111—129.115. No other changes to the Operating Permit were made at this time. This facility is located off of Denny Hill Road at coordinates 39.909611, -80.074528 in Jefferson Township, Greene County. Application received: May 11, 2023. Deemed administratively complete: May 24, 2023.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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.

DEM-65-01037B: Alcoa Technical Center LLC, 859 White Cloud Road, New Kensington, PA 15068, Upper Burrell Township, **Westmoreland County**.

On October 18, 2024, Alcoa Technical Center LLC (859 White Cloud Road, New Kensington, PA 15068) submitted a notice of a de minimis increase which would result in an emission increase at its Alcoa Technical Center. This Notice is published per 25 Pa. Code § 127.449(i). The Alcoa Technical Center is a research facility. This facility is regulated by natural minor, State Only Operating Permit, SOOP-65-01037, last renewed on October 14, 2021. The project is the installation of one (1), new induction furnace, new cell operations that will be controlled by a 2,150 cfm, lime scrubber, and one (1) new, 12,000 cfm batch autopsy dust collector. The Alcoa Technical Center will comply with requirements in DEM-65-1037B. Installation of this project will not change potential air emissions from any other source at the facility.

The following table shows emission changes at the research facility since its operation was authorized by SOOP-65-01037 on October 14, 2021:

Action	Date	Source	NO _x (tpy)	CO	VOC	PM ₁₀	PM _{2.5}	SO ₂	Combined HAPs	CO _{2e}
Potential Facility Emissions at SOOP renewal										
SOOP-65-1037	10/14/21	Facility	5.86	53.32	0.84	1.15	1.15	0.03	0.21	6,365
Previous Potential Emission Changes										
9993	4/10/23	Addition of Batch Kiln	0.00	0.00	0.20	0.00	0.00	0.00	0.20	0.00

10026	6/30/23	Addition of Furnace w/Thermal Oxidizer	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00
10615	7/10/24	Addition of two Batch Kilns	0.00	0.00	0.28	0.00	0.00	0.00	0.00	0.00
10411	8/21/24	Addition of emergency 750-kw generator at 200-annual hours	0.64	0.64	0.07	0.02	0.02	0.00	0.00	134
DEM-65-01037A	9/25/24	Addition of temporary, emergency, 264-kw generator at 100-annual hours	0.68	0.15	0.07	0.05	0.05	0.04	0.00	25
10826	10/2/24	Addition of emergency, 2,000-kw generator at 100-annual hours	1.41	0.77	0.10	0.04	0.04	0.30	0.00	158
Current Potential Emission Change										
DEM-65-01037B	12/12/24	Induction Furnace	0.00	0.00	0.00	0.0015	0.0015	0.00	0.00	0.00
		Cell Operations	0.00	0.00	0.00	0.496	0.496	0.00	0.00005	0.00
		Batch Autopsy Dust Collector	0.00	0.00	0.00	0.1234	0.1234	0.00	0.00	0.00
		Total	0.00	0.00	0.00	0.62	0.62	0.00	0.00	0.00
Sum of Potential Emission Changes			2.73	1.56	0.72	0.73	0.73	0.34	0.20	317
Potential Facility Emissions after Changes			8.59	54.88	1.56	1.88	1.88	0.37	0.41	6,682

After review, the Department has determined that this project is exempt from Plan Approval as a de minimis emission increase per Section 127.14(a)(8) listed as Number 36 "Sources qualifying under § 127.449 as a de minimis increase" in the Department's Plan Approval and Operating Permit Exemption List (275-2101-003/July 1, 2021) established under 25 Pa. Code § 127.14(d). Also, this project is not exempt from Operating Permit. If the equipment installed in this project is still in place at the time of Operating Permit renewal, the constructed equipment and these requirements will be incorporated into the State Only Operating Permit at a later time. If you have any questions or require further assistance, please contact Sheri Guerrieri at 412-442-4174 or via email at shguerrieri@pa.gov.

DEM-63-00967B: Diversified Energy Company, 125 Industry Road, Waynesburg, PA 15370, Fallowfield Township, Washington County.

On November 26, 2024, Diversified Energy Company (125 Industry Road, Waynesburg, PA 15370), submitted a request for a de minimis emission increase at its California Station located in Fallowfield Township, Washington County. This Notice is published per 25 Pa. Code § 127.449(i). The coal bed methane (CBM) station extracts CBM from a portion of an underground coal mine and contains one (1) reciprocating, natural gas compressor driven by a 425-bhp, natural gas-fired engine. The project is to construct a TEG glycol heater of less than 100,000 Btu/hr capacity. Diversified Energy Company will comply with requirements in DEM-63-00967B. Currently operation of the station pad is authorized by GP-5-63-00967B. Installation of this TEG glycol heater will not change potential air emissions from any other source at the facility.

Per Section 15 of BAQ-GPA/GP-5 for Natural Gas Compression Stations, Processing Plants, and Transmission Stations which requires compliance with the emission limits in 25 Pa. Code § 127.449(d) among other requirements, the Department has determined this change is exempt from Plan Approval as a de minimis emission increase. Also, this project is not exempt from Operating Permit. At the time of General Permit renewal, the constructed equipment and these requirements will be incorporated into the General Permit. The following table shows emission changes at the compressor station since its operation was reauthorized by use of GP-5-63-00967B:

Table 1—Change in Potential Emissions since Authorization for Use of GP5-63-00966B on August 27, 2020.

Diversified Energy Company—California Station

Action	Date	Source	VOC	HAPs	CO ₂ e
			(tpy)		
Potential Facility Emissions at Time GP5-65-00816 Reauthorized for use.					
GP5-63-00967B Authorized for use	8/27/2020	Facility	3.10	1.43	1,296
Changes in Potential Emissions Since Renewal.					
DEM-63-00967B	12/19/2024	Addition of 100,000 Btu/hr glycol heater	0.02	0.01	17.2
Sum of Potential Emission Changes			0.02	0.01	17.2
Potential Facility Emissions after Changes			3.12	1.44	1,313

If you have any questions or require further assistance, please contact Sheri Guerrieri at 412-442-4174 or via email at shguerrieri@pa.gov.

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.

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

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

20-00030: Crawford Ctl Sch Dist Biomass Dist Heating Plt, 11280 Mercer Pike, Meadville, PA 16335, City of Meadville, **Crawford County**. The biomass boiler last used 4/18/24. The unit will be demolished and space re-purposed by the Crawford County Career and Technical Center. The remaining sources are exempt from plan approval and Operating Permit. Since there is no longer a need for the permit, the permit was revoked. Application received: December 13, 2024. Revoked: December 23, 2024.

43-00347: Doren Inc. Taylor Mine, 2313 State Route 18, Wampum, PA 16157-2217, Jefferson Township, **Mercer County**. The facility has not operated for the past two years. The power is being shut off and the facility will no longer be operated. The equipment is being sold and moved off-site. Therefore, the permit was no longer needed and has been revoked. Application received: November 15, 2024. Revoked: December 23, 2024.

37-00266: Shenango Area School District, 2501 Old Pittsburgh Rd, New Castle, PA 16101-6095, Shenango Township, **Lawrence County**. The coal boilers have been removed and replaced by 4 MMBtu/hr natural gas boilers (2). The sources are all exempt from plan approval and total actual emissions are less than Operating Permit thresholds in the exemption list. The permit was therefore revoked. Application received: October 31, 2024. Revoked: November 26, 2024.

ACTIONS ON COAL AND NONCOAL APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the National Pollutant Discharge Elimination System (NPDES) permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1103). Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Coal Permits

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

Contact: Lori Jenkins, Clerical Assistant 3.

Mining Permit No. 30841313. Consol Mining Company LLC, 275 Technology Drive, Suite 101, Canonsburg, PA 15317, Cumberland Township, **Greene County**. To renew the permit for reclamation and water treatment only. Application received: February 10, 2021. Accepted: May 5, 2021. Issued: December 17, 2024.

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

Contact: RA-EPCAMBRIADMO@pa.gov.

Mining Permit No. 3366BSM84. NPDES No. PA0248797. Penn Coal Land, Inc., P.O. Box 68, Boswell, PA 15531, Brothersvalley Township, **Somerset County**. NPDES renewal for the mine drainage treatment—reclamation only of a bituminous surface mine affecting 12.5 acres. Receiving stream: Tubs Run classified for the following use: CWF. Application received: February 20, 2024. Permit issued: December 30, 2024.

Mining Permit No. 4072SM2. NPDES No. PA0248878. Penn Coal Land, Inc., P.O. Box 68, Boswell, PA 15531, Elk Lick Township, **Somerset County**. Permit renewal for Mine Drainage Treatment—reclamation only of a bituminous surface and auger mine affecting 392 acres. Receiving stream: unnamed tributary to Meadow Run, classified for the following use: CWF. Application received: March 28, 2024. Permit issued: December 30, 2024.

Mining Permit No. 4072SM22. NPDES No. PA0248894. Penn Coal Land, Inc., P.O. Box 68, Boswell, PA 15531, Somerset Township, **Somerset County**. Permit renewal for Mine Drainage Treatment—reclamation only of a bituminous surface mine affecting 121.9 acres. Receiving stream: unnamed tributary to Kimberly Run, classified for the following use: CWF. Application received: March 28, 2024. Permit issued: December 30, 2024.

Mining Permit No. 4075SM12. NPDES No. PA0248860. Penn Coal Land, Inc., P.O. Box 68, Boswell, PA 15531, Summit Township, **Somerset County**. Permit renewal for Mine Drainage Treatment—reclamation only of a bituminous surface mine affecting 184 acres. Receiving stream: unnamed tributary to Casselman River, classified for the following use: CWF. Application received: March 28, 2024. Permit issued: December 30, 2024.

Mining Permit No. 4072SM11. NPDES No. PA0248886. Penn Coal Land, Inc., P.O. Box 68, Boswell, PA 15531, Summit Township, **Somerset County**. Permit renewal for Mine Drainage Treatment—reclamation only of a bituminous surface mine, affecting 199 acres. Receiving stream: unnamed tributary to Miller Run, classified for the following use: CWF. Application received: March 28, 2024. Permit issued: January 2, 2025.

Mining Permit No. 56050105. Svonavec, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, Milford Township, **Somerset County**. Revision to change the land use from cropland to industrial/commercial on approximately 2.0 acres on a bituminous surface mine affecting 273.6 acres. Receiving streams: unnamed tributaries to and Middle Creek and UT to and South Glade Creek, classified for the following uses: TSF and WWF. Application received: November 5, 2024. Permit issued: January 6, 2025.

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

Contact: Cassie Stanton, Clerical Assistant 2.

Mining Permit No. 17753180. NPDES No. PA0609439. Penn Coal Land, Inc., P.O. Box 68, Boswell, PA 15531, Boggs Township, **Clearfield County**. Permit renewal issued for a bituminous surface coal mine and associated NPDES permit affecting 140 acres. Remaining mining activities consist of operation and maintenance of a post-mining mine drainage water treatment system and reclamation only. Receiving stream(s): Laurel Run classified for the following use(s): CWF, MF. Application received: January 11, 2024. Accepted: January 22, 2024. Issued: January 6, 2025.

Noncoal Permits

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Mining Permit No. 64000301. NPDES Permit No. PA0224073. H & K Group, Inc., P.O. Box 196, Skippack, PA 19474, Lebanon Township, **Wayne County**. Renewal of an NPDES Permit on a quarry operation. Receiving stream: UNT to Big Brook. Application received: November 6, 2023. Renewal issued: January 2, 2025.

Mining Permit No. 7674SM1. NPDES Permit No. PA0613312. Pennsy Supply, Inc., 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, South Lebanon and Jackson Townships, **Lebanon County**. Renewal of an NPDES Permit on a quarry operation. Receiving stream: Tulpehocken Creek. Application received: November 14, 2022. Renewal issued: January 3, 2025.

Mining Permit No. 64142801. NPDES Permit No. PA0226050. Litts & Sons Stone Co., Inc., 19 Primrose Drive, Spring Brook Township, PA 18444, Sterling Township, **Wayne County**. Renewal of an NPDES Permit on a quarry operation. Receiving stream: Buttermilk Creek. Application received: June 17, 2024. Renewal issued: January 3, 2025.

Mining Permit No. 58080301. NPDES Permit No. PA0226211. PA Bluestone Supply, LLC, 875 Pine Tree Way, Lancaster, PA 17602, Harmony Township & Lanesboro Borough, **Susquehanna County**. Transfer of a quarry operation and NPDES Permit affecting 465.6 acres. Receiving streams: Canawacta Creek and Starrucca Creek. Application received: June 30, 2023. Transfer issued: January 6, 2025.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Action(s) Taken on Application(s) Under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting Activity Performed as Part of a Coal or Noncoal Mining Activity will be Regulated by the Mining Permit for that Coal or Noncoal Mining Activity.

Blasting Permits

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

Contact: Cassie Stanton, Clerical Assistant 2.

Permit No. 14244110. Douglas Explosives Services, LLC, 2052 Philipsburg Bigler Hwy, Philipsburg, PA 16866-8116, Spring Township, **Centre County**. Blasting for Residential Development for Logan Greene Phase 2 A, with an expiration date of December 30, 2025. Application

received: December 24, 2024. Issued: December 24, 2024. Expiration date: December 30, 2025.

Permit No. 14244001. Controlled Demolition, Inc., 13401 Still Haven Court, Phoenix, MD 21131, College Township, **Centre County**. Blasting for Commercial Development for Beaver Stadium Press Box, with an expiration date of January 4, 2025. Application received: November 30, 2024. Issued: January 2, 2025. Expiration date: January 4, 2025.

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

Contact: RA-EPPottsvilleDMO@pa.gov.

Permit No. 46244114. Rock Work, Inc., 1257 Dekalb Pike, Blue Bell, PA 19422, Lower Pottsgrove Township, **Montgomery County**. Construction blasting for 422 Reconstruction Project ECMS 16738. Application received: December 12, 2024. Permit issued: December 19, 2024. Expiration date: January 1, 2026.

Permit No. 54244107. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, Orwigsburg Borough and West Brunswick Township, **Schuylkill County**. Construction blasting for Industrial Drive Development. Application received: December 10, 2024. Permit issued: December 26, 2024. Expiration date: December 1, 2025.

Permit No. 36244138. Keystone Blasting Service, 15 Hopeland Road, Lititz, PA 17543, Sadsbury Township, **Lancaster County**. Construction blasting for Paneling Sales Warehouse. Application received: December 21, 2024. Permit issued: December 27, 2024. Expiration date: June 30, 2025.

Permit No. 46244115. Rock Work, Inc., 1257 Dekalb Pike, Blue Bell, PA 19422, Abington Township, **Montgomery County**. Construction blasting for Foxchase Manor Park. Application received: December 20, 2024. Permit issued: December 27, 2024. Expiration date: January 1, 2026.

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.

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

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

E6602123-002. PA Department of Transportation, Eng District 4-0, 55 Keystone Industrial Park, Dunmore, PA 18512, Eaton Township, Wyoming County. U.S. Army Corps of Engineers Baltimore District.

To authorize the following water obstructions and encroachments associated with the SR 0029 Section WID project: 1. To place 0.003 acre of fill in the floodway and watercourse along approximately 150-LF of a Bowman Creek (HQ-CWF, MF) for the purpose of riprap stream-bank protection and stabilization along with roadway widening and roadway drainage improvements. (Impacts FW-A, FW-B, JPA-A, JPA-B) The proposed project is located along SR 0029 and extends from approximately 1700' south of the SR 0029/SR 3003 intersection (southern terminus) to 715' north of the SR 0029/SR 3003 intersection (northern terminus) (Tunkhannock, PA Quadrangle, Latitude: 41.502003°; Longitude: -75.984698° to Latitude: 41.509399°; Longitude: -75.982142°) in Eaton Township, Wyoming County. Application received: December 8, 2023. Issued: December 24, 2024.

E3902223-005. Upper Saucon Township, 5500 Camp Meeting Road, Center Valley, PA 18034, Upper Saucon Township, Lehigh County. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain 8,383 linear feet of 8-inch diameter gravity sewer main, 4,511 linear feet of 6-inch diameter sanitary sewer force main, 53 manholes, and a sanitary sewer pump station within the Saucon Creek Watershed (CWF, MF). Project includes the following activities: 1. Install a 6-inch diameter sewer main with a length of 2.1 feet and approximately 4.0-feet below Stream 1 (Tributary Saucon Creek). Pipe will be bored beneath existing stream crossing. 2. Install a 6-inch diameter water main in Wetland 1 (EV), with an impact of approximately 36.4 square feet. Pipe will be installed via horizontal directional drill. 3. Install a 6-inch diam-

eter sewer main with a length of 9.2 feet and approximately 4.0 foot below Stream 2 (Tributary Saucon Creek). Pipe will be bored beneath existing stream crossing. 4. Install a 6-inch diameter sewer main in Wetland 2 (EV), with an impact of approximately 39.05 square feet. Pipe will be installed via horizontal directional drill. 5. Install a 3-foot diameter sewer main in Wetland 3 (EV), with an impact of approximately 67.8 square feet. Pipe will be installed via open cut. 6. Install a 3-foot diameter encased sewer main with a length of 3.94 feet and approximately 4.0 foot below Stream 4 (Tributary Saucon Creek). Pipe will be installed via open cut. 7. Install a 1.33-foot diameter encased sewer main with a length of 7.82 feet and approximately 4.0 foot below Stream 5 (Tributary Saucon Creek). Pipe will be bored beneath existing stream crossing. 8. Install a 3-foot diameter encased sewer main with a length of 2.9 feet and approximately 4.0 foot below Stream 6 (Tributary Saucon Creek). Pipe will be installed via open cut. The project also includes the installation of a temporary crossing of Wetland 3 for use during construction consisting of 1,280 square feet of temporary timber matting. Stream 4 will have temporary impacts, for a temporary bridge crossing with a length of 16 feet. Total project impacts equal 355 square feet of stream crossings. The project is located along T-410, Chestnut Hill Road and adjacent areas in Upper Saucon Township, Lehigh County (Allentown East, PA Quadrangle, Latitude: 40° 31' 24"; Longitude: -75°, 26', 55"). Application received: September 13, 2023. Issued: January 2, 2025.

E4802224-008. Pennsylvania American Water Company, 2699 Stafford Avenue, Scranton, PA 18505, Wind Gap Borough, Northampton County. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain a 16-inch ductile iron pipe for a new water main line. The entire length of the pipe is 990 LF and will be installed in an existing utility easement and will cross a wetland in two different areas. Crossing 1 will be installed via open cut trenching, impacting 0.013 acre of the wetland, and Crossing 2 will be installed via traditional boring techniques, impacting 120 sq. ft. of the wetland. 40°, 50', 15", -75°, 18', 03". Application received: May 7, 2024. Issued: January 2, 2025.

E6402224-002. Honesdale Solar 1, LLC, 55 Technology Drive, Suite 102, Lowell, MA 01851, Damascus Township, Lebanon Township, Wayne County. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain a 20-foot-wide gravel access drive crossing one PEM wetland (EV) for site access associated with the 10 Funaro Court 5MW Solar Farm project. A total of 0.02 acre of permanent wetland impacts is proposed. The project is located on the left of the Cochetown Turnpike (PA-371 E) approximately 1.1 miles southeast from its intersection with the Hancock Highway (PA-191) (Galilee, PA Quadrangle Latitude: 41°, 42', 47"; Longitude: -75°, 12', 26") in Damascus & Lebanon Townships, Wayne County. Application received: September 10, 2024. Issued: January 2, 2025.

E4002224-010. Geisinger Wyoming Valley Medical Center, 100 N. Academy Ave., Danville, PA 17822-2455, Plains Township, Luzerne County. U.S. Army Corps of Engineers Baltimore District.

To construct and maintain two pedestrian bridges as part of a walking trail over wetlands (EV) within the Mill Creek (HQ-CWF, MF) watershed. Both bridges are reinforced concrete with concrete footings and will cross at different locations. Bridge 1 is 14'L x 7'W and Bridge 2 is

11'L x 7'W, 41°, 15', 30", -75°, 48', 20". Application received: July 11, 2024. Issued: January 3, 2025.

Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: RA-EPWW-NWRO@pa.gov.

E4306224-005. Bessemer & Lake Erie Railroad Company, 17641 South Ashland Avenue, Homewood, IL 60430, Delaware Township, **Mercer County**. U.S. Army Corps of Engineers Pittsburgh District.

Replace and maintain two crossings on the existing Bessemer and Lake Erie Railroad permanently impacting approximately 0.02 acre of watercourse and 0.003 acre of wetlands in Delaware Township, Mercer County: 1. To remove the existing structure and to construct and maintain two 40-foot long, 5-foot diameter corrugate steel pipe culverts buried 1.5 feet below proposed grade providing an approximate effective waterway opening of 19.63 square feet in Lawango Run at Mile Post 80.50 (Bessemer, PA Quadrangle N: 41.33865°; W: -80.30291°) 2. To remove the existing structure and to construct and maintain four 40-foot long, 5-foot diameter corrugated steel pipe culverts buried 2.5 feet below proposed grade providing an approximate effective open area of 58.72 square feet in Lawango Run at Mile Post 80.90 (Bessemer, PA Quadrangle N: 41.34051°; W: -80.30690°). Application received: June 5, 2024. Issued: January 2, 2025.

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

Contact: RA-EP-WW-SERO-105@pa.gov.

E1501223-001. Pennsylvania American Water Company, 852 Wesley Drive, Mechanicsburg, PA 17055, East Vincent Township, **Chester County**. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain new Lock 57—Water Treatment Plant (WTP) of capacity 6.6 MGD to 11 MGD near the existing Shady Lane WTP along the floodway/floodplain of the Schuylkill River, associated with the rapid customer growth in the service area. The project will include two lagoons for wastewater handling, intake/raw water pump station, piping, outfall structure, rock apron etc. The existing water treatment plant will be de-commissioned after the new WTP is brought online. Latitude: 40.191073°, Longitude: -75.59991°. Application received: January 11, 2023. Accepted: March 18, 2023. Approved: January 2, 2025.

E0901224-006. Andrew Klimenko & Regina Litovsky, 1358 Spencer Road, Ivyland, PA 18954, Northampton Township, **Bucks County**. U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain retaining wall about 100-foot long and 10-feet high along eroded stream banks within the floodway of the UNT to little Neshaminy Creek (WWF) associated with eroded bank stabilization to protect the applicant's property. Recent extreme weather events have caused streambank erosion adjacent to dwelling. The project will include segmental reinforced retaining wall with riprap protection. The site is located at 1358 Spencer Road (Hatboro, PA, USGS Quadrangle Latitude 40.238235; Longitude -75.031639) in Northampton Township, Bucks County. Application received: June 12, 2024. Accepted: July 13, 2024. Approved: January 2, 2025.

ENVIRONMENTAL ASSESSMENTS

Cambria District Mining Office: Bureau of Abandoned Mine Reclamation, 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1800.

Contact: Troy Bodenschatz, Civil Engineer Manager.

EA-1709-1-24-001. PA DEP Bureau of Abandoned Mine Reclamation, 286 Industrial Park Road, Ebensburg, PA 15931-0000, Knox Township, **Clearfield County**. U.S. Army Corps of Engineers Baltimore District.

The intent of this project is to backfill approximately 3,450 linear feet of dangerous highwall using existing spoil material in Knox Township, Clearfield County. There are also several abandoned remnants of mining structures on the site that will be demolished and properly disposed of. The scope of work includes implementing the erosion and sediment control plan, dewatering ponded areas, installing subsurface drains, grading and revegetating the site. The total project earth disturbance of Abandoned Mine Land (AML) eligible area measures thirty-four (34) acres in size. One wetland and three waterbodies will be removed during reclamation activities. Waterbody P-1 measures 0.63 acre and Waterbody P-2 measures 1.17 acres, both of which have good water quality. Waterbody P-3 measures 0.11 acre and has poor water quality which includes a 3.9 pH, elevated Manganese of 5.2 mg/L, and elevated Aluminum of 7.7 mg/L. The Wetland 0918231049 measures 0.28 acre and has poor water quality of 3.8 pH and elevated Aluminum of 4.3 mg/L. The United States Army Corps of Engineers (USACE) Baltimore District has issued an Approved Jurisdictional Determination on November 13, 2024 and has determined that these waters are non-jurisdictional. Latitude: 40.879754°, Longitude: -78.476787°. Application received: November 13, 2024. Approved: December 30, 2024. Issued: January 7, 2025.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free

pro bono representation. Call the Secretary to the Board at 717-787-3483 for more information.

Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.

Contact: RA-EPEASTERNOGPRG@pa.gov.

CORRECTION—previously published on December 28, 2024.

ESCGP # 4 **ESG29081140043-01**

Applicant Name **Range Resources Appalachia LLC**
Contact Person Karl Matz
Address 3000 Town Center Blvd
City, State, Zip Canonsburg, PA 15317
Township(s) Jackson Township
County **Lycoming County**
Receiving Stream(s) and Classification(s) Packhorse Creek (EV) Secondary Receiving Waters: Stream Valley Run (EV)

Application received: December 10, 2024

Issued: December 12, 2024

ESCGP # 4 **ESG290824023-00**

Applicant Name **Blackhill Energy LLC**
Contact Person Matt Pitts
Address 4600 J Barry Court, Suite 320
City, State, Zip Canonsburg, PA 15317
Township(s) Springfield Township
County **Bradford County**
Receiving Stream(s) and Classification(s) Mill Creek (TSF, MF)

Application received: October 23, 2024

Issued: December 30, 2024

ESCGP # 3 **ESG295324002-01**

Applicant Name **Greylock Production LLC**
Contact Person Gavin Reed
Address 500 Corporate Landing
City, State, Zip Charleston, WV 25311-1264
Township(s) Hector Township
County **Potter County**
Receiving Stream(s) and Classification(s) UNT (22246) to Tubbs Hollow (HQ-CWF, MF), Scott Hollow (HQ-CWF, MF)

Application received: October 15, 2024

Issued: December 31, 2024

Northwest Region: Oil and Gas Management Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: RA-EPOILGASDROPBOX@pa.gov.

ESCGP # 3 **ESG080324011-00**

Applicant Name **PennEnergy Resources LLC**
Contact Person Cody Salmon
Address 3000 Westinghouse Drive, Suite 300
City, State, Zip Cranberry Township, PA 16066-5239
Township(s) West Franklin Township
County **Armstrong County**
Receiving Stream(s) and Classification(s) Buffalo Creek (HQ-TSF), TRIB 42681 of Buffalo Creek (HQ-TSF), TRIB 42681 to Buffalo Creek (HQ-TSF), UNT 1 to TRIB 42681 of Buffalo Creek (HQ-TSF)

Application received: October 10, 2024

Issued: December 30, 2024

**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.

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

Contact: Gregory Bowman, Environmental Group Manager, 717-705-4705.

Byler Management Co., Storage Tank Facility ID # **36-23172**, 920 West Main Street, New Holland, PA 17557-9330, East Earl Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Byler Management Corporation, 118 Springwood Drive, Suite 300, Lebanon, PA 17042, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to document the remedial actions for meeting nonresidential site-specific standards.

Contact: Robin L. Yerger, LPG, 717-705-4705.

Turkey Hill 137, Storage Tank Facility ID # **67-08904**, 536 Baltimore Street, Hanover, PA 17331, Hanover Borough, **York County**. AECOM Technical Service, 625 West Ridge Pike, Conshohocken, PA 19428, on behalf of Turkey Hill Minit Market LLC, 165 Flanders Road, Westborough, MA 01581, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The plan is intended to document the remedial actions for meeting nonresidential Statewide health standards.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Richard M. Staron, Professional Geologist Manager, 484-250-5717.

710 S Gulph Rd, Storage Tank Facility ID # **46-06937**, 710 S Gulph Rd, King of Prussia, PA 19406, Upper Merion Township, **Montgomery County**. Synergy Envi-

ronmental, Inc., 155 Railroad Plaza, 1st Floor, Royersford, PA 19468, on behalf of PALG UST, LLC, 600 W. Hamilton Street, Suite 400, Allentown, PA 18101, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The plan is intended to document the remedial actions for meeting residential Statewide health and site-specific standards.

USA 41 FUEL STOP, Storage Tank Facility ID # **15-45034**, 1803 Baltimore Pike, Avondale, PA 19311, Avondale Borough, **Chester County**. Geo-Enviro Consulting & Remediation LLC, 371 Hoes Lane, Suite 200, Piscataway, NJ 08854, on behalf of Maruti 123 LLC, US 41 Fuel Station, 1803 Baltimore Pike, Avondale, PA 19311, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with kerosene. The report is intended to document the remedial actions for meeting nonresidential Statewide health standards.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

Action(s) Taken on the Following Plans and Reports Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

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

DEP has received the following plans and reports.

Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.

Contact: Jordan, 814-332-6172.

Surfine 0457 4653, Storage Tank Facility ID # **20-36816**, 800 Main Street, Conneautville, PA 16406, Conneautville Borough, **Crawford County**. EnviroTrac

Ltd, 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sunoco, Inc., 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, total xylenes, methyl tert-butyl ether, naphthalene, isopropyl benzene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The report demonstrated attainment of the nonresidential Statewide health standards and was approved by DEP on January 3, 2025.

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

Contact: Robin L. Yerger, LPG, 717-705-4705.

Turkey Hill 137, Storage Tank Facility ID # **67-08904**, 536 Baltimore Street, Hanover, PA 17331, Hanover Borough, **York County**. AECOM Technical Service, 625 West Ridge Pike, Conshohocken, PA 19428, on behalf of Turkey Hill Minit Market LLC, 165 Flanders Road, Westborough, MA 01581, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The plan was not acceptable to meet the nonresidential Statewide health standards and was disapproved by DEP on December 30, 2024.

Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.

Contact: Richard M. Staron, Professional Geologist Manager, 484-250-5717.

Texaco 51 006 0000, Storage Tank Facility ID # **23-45357**, 1000 Calcon Hook Road, Sharon Hill, PA 19079, Darby Township, **Delaware County**. TRC Environmental, Inc., 1617 John F. Kennedy Blvd., Suite 510, Philadelphia, PA 19103, on behalf of Brigaloon, Inc., 112 Chesley Drive, Suite 200, Media, PA 19063, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with leaded and unleaded gasoline, and diesel fuel. The report demonstrated attainment of the residential and nonresidential Statewide health and site-specific standards and was approved by DEP on December 26, 2024.

1229 MacDade Blvd Woodlyn, Storage Tank Facility ID # **23-06787**, 229 MacDade Blvd, Woodlyn, PA 19094, Ridley Township, **Delaware County**. Synergy Environmental, Inc., 155 Railroad Plaza, 1st Floor, Royersford, PA 19468, on behalf of PALG UST VI, LLC, 645 Hamilton Road, Allentown, PA 18101, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The plan was acceptable to meet the nonresidential Statewide health standards and was approved by DEP on January 7, 2025.

Southwest Region: Environmental Cleanup & Brownfields Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.

Contact: Janelle Hromyak, Clerical Assistant 2, 412-442-4091.

Charleroi Gulf, Storage Tank Facility ID # **63-09229**, 62 McKean Avenue, Charleroi, PA 15022, Charleroi Borough, **Washington County**. Converse Consultants, Inc., 2738 W. College Avenue, State College, PA 16801, on behalf of Charleroi Gulf, 8 Gardner Street, Uniontown, PA 15022, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report was not acceptable to meet the nonresidential Statewide health standards and was disapproved by DEP on December 30, 2024.

SPECIAL NOTICES

WATER PROGRAMS

Application for National Pollutant Discharge Elimination System (NPDES) Permit for Discharges of Stormwater Associated with Construction Activities.

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

Contact: RA-EPWW-NCRO@pa.gov.

The Department of Environmental Protection (DEP) has received an application for an Individual NPDES Permit from the applicant named as follows to authorize discharges of stormwater associated with construction activities from the project site named as follows to surface waters of the Commonwealth.

Applicant: **Jason Bartlebaugh**

Applicant Address: 116 West Main Street, Rebersburg, PA 16872

Application Number: **PAD140117**

Project Site Name: Bartlebaugh Storage Buildings

Project Site Address: Southeast corner of East Street and Shaffertown Road, Madisonburg, PA 16852

Municipality/County: Miles Township, **Centre County**

Total Earth Disturbance Area: 3.88 acres

Surface Waters Receiving Stormwater Discharges: UNT to Elk Creek (EV, MF)

Project Description: Construction of storage buildings

DEP has made a tentative decision to deny the application for the Individual NPDES Permit. A 30-day public comment period applies to this application and tentative decision. Interested persons may submit written comments to DEP at the previously listed address for DEP's consideration in taking a final action on the permit application. You may also review the permit application file by contacting DEP's File Review Coordinator at RA-EPWW-NCRO@pa.gov.

[Pa.B. Doc. No. 25-88. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bid Opportunity

OSM 16(1055)101.1, Abandoned Mine Reclamation Project, East Fryburg, Washington Township, Clarion County. The principal items of work and approximate quantities include the following: implementation of the erosion and sediment pollution control plan—rock construction entrance, 2 each; implementation of the erosion and sediment pollution control plan—compost filter sock (32" diameter), 2,878 linear feet; clearing and grubbing, 16 acres; grading—grading, 16,000 cubic yards; grading—hummocky piles, 5.5 acres; grading—ripping, 4.0 acres; and planting—tree seedlings, 6,464 each.

This bid issues on January 10, 2025, and bids will be opened on February 13, 2025, at 2 p.m. Bid documents, including drawings in PDF format and AutoCAD Map 3D format, may be downloaded for free beginning on the

issue date from the Department of Environmental Protection by going to www.BidExpress.com. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C. §§ 1201—1328) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or RA-ConstructionContr@pa.gov for more information on this bid.

JESSICA SHIRLEY,
Acting Secretary

[Pa.B. Doc. No. 25-89. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Draft National Pollutant Discharge Elimination System General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems (PAG-13)

The Department of Environmental Protection (Department) is announcing the availability of a draft National Pollutant Discharge Elimination System (NPDES) General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems (PAG-13). To access the draft General Permit and related documents, visit the Department's eLibrary website at <https://greenport.pa.gov/elibrary/> (select "Permit and Authorization Packages," then "Clean Water," then "Draft PAG-13 NPDES General Permit for Stormwater Discharges from Small Municipal Separate Storm Sewer Systems (MS4s)"). PAG-13 is intended to provide NPDES permit coverage to small municipal separate storm sewer systems (MS4) for stormwater discharges to surface waters.

The following significant changes are proposed in the draft PAG-13 General Permit in comparison to the PAG-13 General Permit that became effective on March 16, 2018 (2018 General Permit):

- As guided by the workgroup, the Department convened to develop changes to the PAG-13 (see 52 Pa.B. 6107 (September 24, 2022)), the Department is proposing a new approach in the draft PAG-13 for restoring surface waters that are impaired for reasons that may be related to urban stormwater, including the Chesapeake Bay. In recognition of the anticipated increase in runoff in this Commonwealth as a result of climate change, and the fact that the impact of excessive runoff through flooding is more easily understood by local officials and residents, the Department is proposing to focus the draft PAG-13 on the reduction or management of runoff volume, rather than directly on pollutant loads, with the strong scientific consensus that managing stormwater runoff volume also decreases loads of key pollutants, like nutrients and sediment.

- The Department is proposing to require MS4s to complete a Maximum Extent Practicable (MEP) Calculator Spreadsheet and submit the results with the Notice of Intent (NOI) for coverage under the reissued PAG-13 General Permit. The MEP Calculator Spreadsheet is intended to determine the volume of stormwater runoff management that is feasible for each MS4—based on the socioeconomic characteristics and opportunities for stormwater management within the MS4—in preparation

for the development of a Volume Management Plan (VMP), which would be due by September 30, 2028. The MEP Calculator Spreadsheet also includes the option for MS4s to receive credits for collaboration with other MS4s; these credits can reduce an MS4's Volume Management Objective (VMO) in their VMP. The Department proposes to provide MS4s with 2 years to prepare VMPs. The VMP would replace the Pollutant Reduction Plan (PRP) requirement from the 2018 PAG-13 General Permit. Instructions for using the MEP Calculator Spreadsheet are provided in the draft PAG-13 NOI Instructions (3800-PM-BCW0100a) and the draft MEP Calculator Spreadsheet has been posted to the Department's MS4 website at www.dep.pa.gov/MS4. For VMPs, the Department also proposes to provide an incentive, in the form of an additional 10% volume management credit when stormwater control measures (SCM) will be located in Environmental Justice (EJ) areas and when SCMs will help alleviate local flooding. More information on VMPs has been provided in the draft VMP instructions (3800-PM-BCW0100h) and draft PAG-13 Fact Sheet (3800-PM-BCW0100g).

- The Department is proposing to discontinue implementation of Pollutant Control Measures in the draft PAG-13 to provide time for the Department to evaluate the results of this effort.

- The Department is proposing two changes to eligibility requirements. First, the 2018 General Permit prohibits any MS4 that discharges to waters impaired for nutrients or sediment from using PAG-13 when the MS4 is required to achieve a wasteload allocation in a Total Maximum Daily Load. The Department is proposing to update the causes of impairment from nutrients or sediment to include turbidity, Total Suspended Solids, siltation, algae, eutrophication, nutrients, flow regime modification and habitat alterations. Second, if an MS4 discharges to waters impaired for the updated causes, the MS4 would not be eligible to use PAG-13 unless it identifies a VMO in the NOI and submits a VMP to the Department by September 30, 2028.

- The 2018 General Permit required MS4s to prepare and submit an update to their stormwater management ordinance by September 30, 2022, that is consistent with the Department's 2022 Model Ordinance. The Department is proposing changes to the 2022 Model Ordinance. The model ordinance would be renamed to the 2028 Model Ordinance and PAG-13 would require updates to local ordinances consistent with the 2028 Model Ordinance by September 30, 2028.

- The Department is proposing a requirement that any municipal permittees relying on a delegated county conservation district (CCD) to implement Minimum Control Measures (MCM) # 4 and # 5 of the PAG-13 General Permit attempt to enter into a Memorandum of Understanding or other written agreement with the CCDs to ensure clear understanding of roles and responsibilities for earth disturbance activities under MCMs # 4 and # 5.

- For the 2018 General Permit, coverage was approved without an expiration date and the submission of annual reports also served as an NOI to continue coverage each year. The Department is proposing to change this approach by requiring submission of a renewal NOI every 5 years rather than every year.

- For MCM # 2 (Public Involvement/Participation), the Department is proposing that if a permittee's jurisdiction

contains EJ areas, the Public Involvement and Participation Plan must include targeted outreach for EJ areas.

- References to the 2010 census have been updated to the 2020 census. If an entity was automatically designated a small regulated MS4 due to the presence of urbanized areas according to the 2010 census but has no urban area according to the 2020 census, the entity will continue to be considered a small regulated MS4, although these entities may be eligible for a waiver if the permittee has satisfied its obligations in the prior permit term.

The proposed NOI fee of \$2,500, paid in annual increments of \$500, has not changed in comparison to the 2018 General Permit. The NOI fee is due annually by September 30.

The Department published notice at 52 Pa.B. 6107 that the PAG-13 General Permit had been extended to March 15, 2025. On May 18, 2024, The Department published notice at 54 Pa.B. 2693 (May 18, 2024) that the PAG-13 General Permit had been extended until the general permit is reissued. The Department anticipates that the final PAG-13 General Permit will become effective on October 1, 2026.

The Department anticipates that MS4s seeking to obtain new coverage under PAG-13 or continue existing coverage will need to submit an NOI to the appropriate Department regional office by September 30, 2026. If a small MS4 has existing PAG-13 coverage and has not complied with the terms and conditions of the existing PAG-13 General Permit, including the requirement to submit a final report documenting implementation of an approved PRP (as applicable), the Department anticipates that the MS4 will need to submit an application for an individual NPDES permit by September 30, 2026.

Written Comments: Interested persons are invited to submit written comments regarding the draft PAG-13 General Permit and associated documents through Wednesday, March 19, 2025. Commentators are encouraged to submit comments using the Department's online eComment system at www.ahs.dep.pa.gov/eComment. Written comments can also be submitted by email to ecomment@pa.gov or by mail to the Department of Environmental Protection, Policy Office, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Comments, including comments submitted by email, must include the originator's name and address.

Written comments submitted during the 60-day comment period will be retained by the Department and considered in finalizing the General Permit. The Department will provide an opportunity for any interested person or group of persons, any affected state, any affected interstate agency, the United States Environmental Protection Agency or any interested agency, to request or petition for a public hearing with respect to the proposed General Permit. The request or petition for public hearing, which must be filed within the 60-day period allowed for filing of written comments, must indicate the interest of the party filing the request and the reasons a hearing is warranted. A hearing will be held if there is significant public interest.

JESSICA SHIRLEY,
Acting Secretary

[Pa.B. Doc. No. 25-90. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Draft New and Revised Water Quality Assessment Methodology; Available for Public Comment

The Department of Environmental Protection (Department) is requesting public comment for new and revised draft Assessment and Listing Methodology (assessment methodology) for the 2026 Integrated Water Quality Monitoring and Assessment Report (Integrated Report). Sections 303(d), 305(b) and 314 of the Federal Clean Water Act (33 U.S.C. §§ 1313(d), 1315(b) and 1324) require states to report on the condition of all surface waters in the biennial Integrated Report. The methodology referred to in this public notice will be used, when finalized, to assess the quality of this Commonwealth's waters under this legal mandate.

The draft new assessment methodology includes the Wadeable Freestone Acidification Assessment Method, the Physicochemical Potable Water Supply Assessment Method and the Bacteriological Source Method. The draft revised assessment methodology includes the General Source and Cause Method and the Eutrophication Cause Method. The Department will accept and consider all public comments on the draft new and revised assessment methodology.

The draft assessment methodology is available on the Department's eComment System at <http://www.ahs.dep.pa.gov/eComment>.

Interested persons may submit written comments on the draft water quality assessment methodology through Wednesday, March 19, 2025. Commentators are encouraged to submit written comments using the Department's online eComment system at www.ahs.dep.pa.gov/eComment. Written comments can be submitted by email to ecomment@pa.gov or by mail to the Department of Environmental Protection, Policy Office, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Comments, including comments submitted by email, must include the originator's name and address.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Dustin Shull at (717) 787-9639 or through the Pennsylvania Hamilton Relay Service at (800) 654-5894 (TTD) to discuss how the Department may accommodate their needs.

JESSICA SHIRLEY,
Acting Secretary

[Pa.B. Doc. No. 25-91. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF HEALTH

Pennsylvania Achieving Better Care by Monitoring All Prescriptions Board Meetings

The Pennsylvania Achieving Better Care by Monitoring All Prescriptions Board, established under the Achieving Better Care by Monitoring All Prescriptions Program (ABC-MAP) Act (35 P.S. §§ 872.1—872.40), has set its calendar for 2025. The meeting dates are scheduled as follows: April 22, 2025, and October 28, 2025.

Meetings will begin at 10:30 a.m. and will be held at the Health and Human Services Building, Room 129, 625

Forster Street, Harrisburg, PA 17120. Individuals may also attend virtually. Meeting agenda and virtual access information will be posted at bit.ly/PAPDMP.

Items to be discussed at the meetings include program status updates and current and upcoming activities.

For additional information, for individuals who wish to attend the meetings or for persons with a disability who wish to attend the meetings and require an auxiliary aid, service or other accommodation to do so, contact the Clerical Supervisor of the Drug Surveillance and Misuse Prevention Office, Department of Health, Health and Human Services Building, 625 Forster Street, Harrisburg, PA 17120, (844) 377-7367, 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).

These meetings are subject to cancellation without notice.

DR. DEBRA L. BOGEN,
Secretary

[Pa.B. Doc. No. 25-92. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Disproportionate Share Payments to Qualifying Hospitals

The Department of Human Services (Department) is announcing its intent to allocate funds in Fiscal Year (FY) 2024-2025 to establish a new class of disproportionate share hospital (DSH) payments to qualifying Medical Assistance (MA) enrolled acute care general hospitals to promote access to comprehensive inpatient services for MA eligible persons by assuring an adequate supply of healthcare professionals who have been trained in rural hospital settings.

Qualifying Criteria

A hospital is eligible for this additional class of DSH payments if the hospital meets all the following criteria:

- a) The hospital is enrolled in the PA MA Program as a general acute care hospital.
- b) The hospital is licensed by the Department of Health.
- c) The hospital is located in a county of the fourth class.
- d) The hospital is associated with a state-related institution, as defined in 65 Pa.C.S. § 103 (relating to definitions) referred to as The Pennsylvania Procurement Code as of September 1, 2024, that has a campus in the same fourth class county.

e) The hospital had at least 220 beds available based on its FY 2021-2022 MA-336 Hospital Cost Report available to the Department as of July 10, 2024.

f) The hospital qualified for DSH Payment to Small and Sole Community Hospitals under page 21p of State Plan Attachment 4.19A in FY 2023-2024.

Payment Methodology

Payments will be divided proportionately among qualified hospitals based on each hospital's fee-for-service (FFS) PA MA inpatient discharges to total FFS PA MA

inpatient discharges for all qualifying hospitals as reported on the FY 2018-2019 MA-336 Medicaid Hospital Cost Report (available to the Department as of June 22, 2021).

Payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment and that no hospital may receive DSH payment in excess of its hospital-specific limit. The Department will not redistribute DSH payments made under this additional class of DSH payments to qualifying hospitals as a result of a qualifying hospital exceeding its hospital specific DSH limit.

Fiscal Impact

For FY 2024-2025, the Department will allocate an annualized amount of \$7.905 million in total funds for these DSH payments, upon approval by the Centers for Medicare & Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding the eligibility criteria and payment methodology in this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, P.O. Box 2675, Harrisburg, PA 17120, RA-PWMAProgComments@pa.gov. The Department will review and consider comments received within 30 days in determining the eligibility criteria and final payment methodology for these payments.

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) or (800) 654-5988 (voice users).

VALERIE A. ARKOOSH,
Secretary

Fiscal Note: 14-NOT-1672. Under section 612 of The Administrative Code of 1929 (71 P.S. § 232), (1) General Fund; (2) Implementing Year 2024-25 is \$3,550,000; (3) 1st Succeeding Year 2025-26 through 5th Succeeding Year 2029-30 are \$0; (4) 2023-24 Program—\$697,354,000; 2022-23 Program—\$589,137,000; 2021-22 Program—\$644,059,000; (7) MA—FFS; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 25-93. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Nursing Facility Assessment Program for Fiscal Year 2024-2025

The Department of Human Services (Department) is providing final notice of the assessment amount, the assessment methodology and the estimated aggregate impact on nursing facilities that will be subject to the assessment under the Nursing Facility Assessment Program (Assessment Program) for Fiscal Year (FY) 2024-2025.

Background

Article VIII-A of the Human Services Code (code) (62 P.S. §§ 801-A—815-A) authorizes the Department to im-

pose an annual monetary assessment on nonpublic and county nursing facilities in this Commonwealth. See 62 P.S. §§ 803-A and 815-A.¹

Under Article VIII-A of the code, the Department may impose the assessment only to the extent that the assessment revenues qualify as the State share of Medical Assistance (MA) Program expenditures eligible for Federal financial participation (FFP). To ensure receipt of FFP, Article VIII-A of the code requires the Department to seek a waiver from the Centers for Medicare & Medicaid Services (CMS), if necessary, to implement the Assessment Program. See 62 P.S. § 812-A. CMS approved the Department's waiver request on October 16, 2024.

For each fiscal year that the Assessment Program is implemented, the Secretary of the Department (Secretary) determines the aggregate amount of the assessment and the annual assessment rates in consultation with the Secretary of the Budget. See 62 P.S. § 804-A. The annual assessment rates must be sufficient to generate at least \$50 million in additional revenue, but not more than the maximum aggregate assessment amount that qualifies for FFP. See 62 P.S. § 804-A.

Before imposing an annual assessment for a fiscal year, the Secretary must publish a notice in the *Pennsylvania Bulletin*. The notice must specify the amount of the assessment being proposed, explain the proposed assessment methodology, identify the estimated assessment amount and aggregate impact on nursing facilities subject to the assessment and provide interested persons a 30-day period to comment. See 62 P.S. § 805-A.

After consideration of any comments received during the 30-day comment period, the Secretary must publish a second notice announcing the rate of assessment for the fiscal year. See 62 P.S. § 805-A. The annual aggregate assessment amount and assessment rate for the fiscal year must be approved by the Governor. See 62 P.S. § 804-A.

The Secretary published a notice at 54 Pa.B. 3720 (June 29, 2024) announcing the proposed assessment rates, the aggregate amount and the impact for FY 2024-2025. Comments were not received by the Department in response to the proposed rates notice.

Assessment Methodology and Rates

The following nursing facilities will continue to be exempt from the Assessment Program in 2024-2025:

- (1) State-owned and operated nursing facilities.
- (2) State-owned Veteran's nursing facilities.
- (3) Nursing facilities that provide nursing facility services free of charge to all residents.
- (4) Nursing facilities that have not been licensed and operated by either the current or a previous owner for the full calendar quarter prior to the calendar quarter for which an assessment is collected. A nursing facility that changes ownership is not considered a newly licensed nursing facility for assessment purposes.

For FY 2024-2025, the Department will continue to assess nonexempt nursing facilities at two rates. An assessment rate of \$9.32 will continue to apply to the following five categories of nursing facilities:

- County nursing facilities.
- Nursing facilities that have 44 or fewer licensed beds.

¹ Act 54 of 2022, § 16 amended the Commonwealth's Fiscal Code to reauthorize the assessment under Article VIII-A through June 30, 2026. See 72 P.S. § 1606-T.

- Certain continuing care retirement community (CCRC) nursing facilities (see 40 Pa.B. 7297 (December 18, 2010)).

- Nursing facilities with an MA occupancy rate of at least 94% based on calendar year (CY) 2021 resident days as of July 19, 2022. For the purpose of qualifying for the lower assessment rate, a nursing facility's MA occupancy rate will be calculated as follows: MA Occupancy Rate = Sum of Total PA MA Days from the CY 2021 resident days data ÷ Sum of Total Resident Days from the CY 2021 resident days data, rounded to two decimals (nearest whole percent).

- Nursing facilities with at least 75,000 MA days based on the CY 2021 resident days as of July 19, 2022.

For all other nonexempt facilities, including nursing facilities that began participation in a CCRC on or after July 1, 2010, an assessment rate of \$33.41 will continue to apply.

Aggregate Assessment Amounts and Fiscal Impact

The Department estimates that the annual aggregate assessment fees for nonexempt nursing facilities will total \$464.053 million. The Department will use the State revenue derived from the assessment fees and any associated FFP to support payments to qualified MA nursing facility providers in accordance with applicable laws and regulations.

VALERIE A. ARKOOSH,
Secretary

Fiscal Note: 14-NOT-1669. Under section 612 of The Administrative Code of 1929 (71 P.S. § 232), (1) General Fund; (2) Implementing Year 2024-25 is \$-464,053,000; (3) 1st Succeeding Year 2025-26 through 5th Succeeding Year 2029-30 are \$0; (4) 2023-24 Program—\$5,282,000,000; 2022-23 Program—\$4,460,000,000; 2021-22 Program—\$4,252,000,000; (7) Community HealthChoices; (8) recommends adoption. The enacted budget is reflective of the assessment rates.

[Pa.B. Doc. No. 25-94. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Supplemental Payments to Qualifying Hospitals

The Department of Human Services (Department) is announcing its intent to allocate funds in Fiscal Year (FY) 2024-2025 to establish a new class of supplemental payments to qualifying Medical Assistance (MA) enrolled general acute care hospitals to promote the availability of emergency department services to the MA population in an area of this Commonwealth with the highest number of MA beneficiaries.

Qualifying Criteria

A hospital is eligible for this additional class of supplemental payments if the hospital meets all the following criteria:

- a) The hospital is enrolled in the PA MA Program as a general acute care hospital.
- b) The hospital is licensed by the Department of Health (DOH).
- c) The hospital is located in a city of the first class.

d) The hospital provided more than 140,000 visits to the emergency room as reported to the DOH for the period January 1, 2022, through December 31, 2022, and contained in Report 4.

Payment Methodology

Payments will be divided proportionately among qualified hospitals based on each hospital's fee-for-service (FFS) PA MA outpatient revenue to the total FFS PA MA outpatient revenue for all qualifying hospitals as reported on the FY 2018-2019 MA-336 Medicaid Hospital Cost Report (available to the Department as of June 22, 2021).

Supplemental payments are subject to the regulations at 42 CFR 447.272 (relating to inpatient services: application of upper payment limits) and the application of upper payment limits for outpatient hospital services.

Fiscal Impact

Beginning with FY 2024-2025, the Department will allocate an annualized amount of \$23.000 million in total funds (Federal and State) for these supplemental payments, upon approval by the Centers for Medicare & Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding the eligibility criteria and payment methodology in this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, P.O. Box 2675, Harrisburg, PA 17120, RA-PWMAProgComments@pa.gov. The Department will review and consider comments received within 30 days in determining the qualifying criteria and final payment methodology for these payments.

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) or (800) 654-5988 (voice users).

VALERIE A. ARKOOSH,
Secretary

Fiscal Note: 14-NOT-1671. Under section 612 of The Administrative Code of 1929 (71 P.S. § 232), (1) General Fund; (2) Implementing Year 2024-25 is \$6,546,000; (3) 1st Succeeding Year 2025-26 through 5th Succeeding Year 2029-30 are \$6,546,000; (4) 2023-24 Program—\$697,354,000; 2022-23 Program—\$589,137,000; 2021-22 Program—\$644,059,000; (7) MA-FFS; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 25-95. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Supplemental Payments to Qualifying Hospitals

The Department of Human Services (Department) is announcing its intent to allocate funds in Fiscal Year (FY) 2024-2025 to establish a new class of supplemental payments to qualifying Medical Assistance (MA) enrolled general acute care hospitals that serve a disproportionate share of elderly individuals and relies primarily on government payers.

Qualifying Criteria

A hospital is eligible for this additional class of supplemental payments if the hospital meets all the following criteria:

- a) The hospital is enrolled in the PA MA Program as a general acute care hospital.
- b) The hospital is located in a city of the first class.
- c) The hospital is licensed by the Department of Health (DOH).
- d) The hospital ratio of discharges for individuals 65 years of age or older to total discharges is greater than 60% as reported to the DOH for the period January 1, 2022, through December 31, 2022, and contained in Report 3-A.
- e) The hospital has a combined Medicare Share of net patient revenue (NPR) and Medicaid Share of NPR of greater than 65% based on the Pennsylvania Health Care Cost Containment Council Financial Analysis 2022—Volume One.
- f) The hospital has a Percent of Uncompensated Care of greater than 2.0% based on the Pennsylvania Health Care Cost Containment Council Financial Analysis 2022—Volume One.

Payment Methodology

Payments will be divided proportionately among qualified hospitals based on each hospital's fee-for-service (FFS) PA MA inpatient discharges to total FFS PA MA inpatient discharges for all qualifying hospitals as reported on the FY 2018-2019 MA-336 Medicaid Hospital Cost Report (available to the Department as of June 22, 2021).

Supplemental payments are subject to the regulations at 42 CFR 447.272 (relating to inpatient services: application of upper payment limits) and the application of upper payment limits for inpatient services.

Fiscal Impact

For FY 2024-2025, the Department will allocate an annualized amount of \$17.569 million in total funds (Federal and State) for these supplemental payments, upon approval by the Centers for Medicare & Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding the eligibility criteria and payment methodology in this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, P.O. Box 2675, Harrisburg, PA 17120, RA-PWMAProgComments@pa.gov. The Department will review and consider comments received within 30 days in determining the qualifying criteria and final payment methodology for these payments.

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) or (800) 654-5988 (voice users).

VALERIE A. ARKOOSH,
Secretary

Fiscal Note: 14-NOT-1670. Under section 612 of The Administrative Code of 1929 (71 P.S. § 232), (1) General Fund; (2) Implementing Year 2024-25 is \$5,000,000; (3) 1st Succeeding Year 2025-26 through 5th Succeeding Year 2029-30 are \$0; (4) 2023-24 Program—\$697,354,000; 2022-23 Program—\$589,137,000; 2021-22 Program—

\$644,059,000; (7) MA—FFS; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 25-96. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Pennsylvania Workforce Development Board Meetings

The Pennsylvania Workforce Development Board meetings for 2025 will take place on the following dates:

- February 18, 2025
- May 14, 2025
- August 6, 2025
- November 18, 2025

Meetings are typically held from 10 a.m. to 2 p.m. with further information provided at <https://www.pa.gov/agencies/dli/programs-services/workforce-development-home/pa-workforce-development-board.html> closer to the meeting date.

NANCY WALKER,
Secretary

[Pa.B. Doc. No. 25-97. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania All About Money Instant Lottery Game 1725

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 All About Money ("All About Money"). The game number is PA-1725.

2. *Price:* The price of an All About Money instant lottery game ticket is \$5.

3. *Play symbols:* Each All About Money instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area, a "YOUR NUMBERS" area and two "MONEY BONUS" spots. The "MONEY BONUS" spots are played separately. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), and 30 (THIRT). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16

(SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), Spray Paint (SPRYPNT) symbol and a Sunglasses (WINALL) symbol. The play symbols and their captions located in the “MONEY BONUS” spots are: TRY AGAIN (NO BONUS) symbol, NO BONUS (TRYAGAIN) symbol, NO BONUS (TRYAGAIN) symbol, TRY AGAIN (NO BONUS) symbol, TRY AGAIN (NO BONUS) play symbol, and a Stack of Money (MONEY) symbol.

4. *Prize symbols:* The prize symbols and their captions located in the play area are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$200,000 (TWOHUNTHO). The prize symbols and their captions located in the “MONEY BONUS” spots are: \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN) and \$1,000 (ONE THO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$30, \$50, \$100, \$200, \$500, \$1,000, \$5,000 and \$200,000. The prizes that can be won in the “MONEY BONUS” spots are: \$5, \$10, \$20, \$30, \$50, \$100, \$200, \$500 and \$1,000. For a complete description of how these prizes can be won, see section 8 (relating to number and description of prizes and approximate odds). A player can win up to 14 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 12,000,000 tickets will be printed for the All About Money instant lottery game.

7. *Determination of prize winners:*

(a) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either of the “WINNING NUMBERS” play symbols and a prize symbol of \$200,000 (TWOHUNTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200,000.

(b) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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 Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1,000 (ONE THO) appears in two of the “prize” areas, a prize symbol of \$500 (FIV HUN) appears in four of the “prize” areas and a prize symbol of \$100 (ONE HUN) appears in six of the “prize” areas, on a single ticket, shall be entitled to a prize of \$4,600.

(d) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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.

(e) Holders of tickets upon which a Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY

BONUS” spots and a prize symbol of \$1,000 (ONE THO) appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in eight 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.

(h) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in six of the “prize” areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in five of the “prize” areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$800.

(i) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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.

(j) Holders of tickets upon which a Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY BONUS” spots and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN) appears in two 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 \$500.

(m) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE 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 \$30⁰⁰ (THIRTY) appears in three of the “prize” areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in four 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 \$480.

(n) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50⁰⁰ (FIFTY) appears in eight of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in four of the “prize” areas, on a single ticket, shall be entitled to a prize of \$480.

(o) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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.

(p) Holders of tickets upon which a Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN)

appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY BONUS” spots and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$200.

(r) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$30⁰⁰ (THIRTY) appears in five of the “prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in three of the “prize” areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in four of the “prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(s) Holders of tickets upon which a Sunglasses (WINALL) play 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 seven of the “prize” areas, on a single ticket, shall be entitled to a prize of \$170.

(t) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in all 12 of the “prize” areas, on a single ticket, shall be entitled to a prize of \$120.

(u) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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 Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$100.

(w) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY BONUS” spots and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$100.

(x) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the “prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the “prize” areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in eight of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(y) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in six of the “prize” areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in six of the “prize” areas, on a single ticket, shall be entitled to a prize of \$90.

(z) Holders of tickets upon which a Sunglasses (WINALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in all 12 of the “prize” areas, on a single ticket, shall be entitled to a prize of \$60.

(aa) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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.

(bb) Holders of tickets upon which a Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$50.

(cc) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY BONUS” spots and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$50.

(dd) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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 Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$30.

(ff) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY BONUS” spots and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$30.

(gg) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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.

(hh) Holders of tickets upon which a Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$20.

(ii) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY BONUS” spots and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$20.

(jj) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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.

(kk) Holders of tickets upon which a Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$10.

(ll) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY BONUS” spots and a prize symbol of \$10⁰⁰ (TEN DOL)

appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$10.

(mm) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either of the “WINNING NUMBERS” play symbols and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(nn) Holders of tickets upon which a Spray Paint (SPRYPNT) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5.⁰⁰ (FIV DOL)

appears in the “prize” area under that Spray Paint (SPRYPNT) symbol, on a single ticket, shall be entitled to a prize of \$5.

(oo) Holders of tickets upon which a Stack of Money (MONEY) symbol appears in either of the “MONEY BONUS” spots and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the “prize” area under that Stack of Money (MONEY) symbol, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and description of prizes and approximate odds:* The following table sets forth the approximate number of winners, amounts of prizes and approximate odds of winning:

<i>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>MONEY BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
	\$5 w/ STACK OF MONEY	\$5	24	500,000
\$5 w/ SPRAY PAINT		\$5	20.69	580,000
\$5		\$5	60	200,000
\$5 × 2		\$10	300	40,000
\$5 w/ SPRAY PAINT	\$5 w/ STACK OF MONEY	\$10	85.71	140,000
	(\$5 w/ STACK OF MONEY) × 2	\$10	100	120,000
	\$10 w/ STACK OF MONEY	\$10	120	100,000
\$10 w/ SPRAY PAINT		\$10	40	300,000
\$10		\$10	300	40,000
\$5 × 4		\$20	600	20,000
(\$10 w/ SPRAY PAINT) + \$5	\$5 w/ STACK OF MONEY	\$20	100	120,000
	(\$10 w/ STACK OF MONEY) × 2	\$20	120	100,000
	\$20 w/ STACK OF MONEY	\$20	200	60,000
\$20 w/ SPRAY PAINT		\$20	200	60,000
\$20		\$20	600	20,000
\$10 × 3		\$30	600	20,000
(((\$5 w/ SPRAY PAINT) × 3) + \$5	(\$5 w/ STACK OF MONEY) × 2	\$30	600	20,000
(\$20 w/ SPRAY PAINT) + (\$5 w/ SPRAY PAINT)	\$5 w/ STACK OF MONEY	\$30	600	20,000
	\$30 w/ STACK OF MONEY	\$30	600	20,000
\$30 w/ SPRAY PAINT		\$30	600	20,000
\$30		\$30	600	20,000
\$10 × 5		\$50	600	20,000
(\$5 w/ SPRAY PAINT) × 10		\$50	600	20,000
(((\$10 w/ SPRAY PAINT) × 2) + (((\$5 w/ SPRAY PAINT) × 2) + \$5	(\$10 w/ STACK OF MONEY) + (\$5 w/ STACK OF MONEY)	\$50	600	20,000
	\$50 w/ STACK OF MONEY	\$50	600	20,000

<i>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>MONEY BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
\$50 w/ SPRAY PAINT		\$50	600	20,000
\$50		\$50	600	20,000
SUNGLASSES w/ (\$5 × 12)	(\$20 w/ STACK OF MONEY) × 2	\$100	571.43	21,000
SUNGLASSES w/ ((\$10 × 6) + (\$5 × 6))	\$10 w/ STACK OF MONEY	\$100	571.43	21,000
SUNGLASSES w/ ((\$20 × 2) + (\$10 × 2) + (\$5 × 8))		\$100	571.43	21,000
\$20 × 5		\$100	12,000	1,000
(((\$20 w/ SPRAY PAINT) × 2) + (\$10 × 4))	\$20 w/ STACK OF MONEY	\$100	12,000	1,000
(\$50 w/ SPRAY PAINT) + ((\$10 w/ SPRAY PAINT) × 2) + (\$5 × 4)	(\$5 w/ STACK OF MONEY) × 2	\$100	12,000	1,000
	(\$50 w/ STACK OF MONEY) × 2	\$100	12,000	1,000
	\$100 w/ STACK OF MONEY	\$100	12,000	1,000
\$100 w/ SPRAY PAINT		\$100	12,000	1,000
\$100		\$100	12,000	1,000
SUNGLASSES w/ (\$10 × 12)	(\$50 w/ STACK OF MONEY) + (\$30 w/ STACK OF MONEY)	\$200	8,000	1,500
SUNGLASSES w/ ((\$20 × 5) + (\$10 × 7))	\$30 w/ STACK OF MONEY	\$200	8,000	1,500
SUNGLASSES w/ ((\$30 × 5) + (\$10 × 3) + (\$5 × 4))		\$200	8,000	1,500
\$50 × 4		\$200	40,000	300
	\$200 w/ STACK OF MONEY	\$200	24,000	500
\$200 w/ SPRAY PAINT		\$200	24,000	500
\$200		\$200	60,000	200
SUNGLASSES w/ ((\$50 × 8) + (\$20 × 4))	(\$10 w/ STACK OF MONEY) × 2	\$500	12,000	1,000
SUNGLASSES w/ ((\$100 × 2) + (\$50 × 2) + (\$30 × 3) + (\$20 × 4) + \$10)	\$20 w/ STACK OF MONEY	\$500	12,000	1,000
SUNGLASSES w/ ((\$200 × 2) + (\$10 × 10))		\$500	24,000	500
	\$500 w/ STACK OF MONEY	\$500	60,000	200
\$500 w/ SPRAY PAINT		\$500	60,000	200
\$500		\$500	120,000	100
SUNGLASSES w/ ((\$100 × 6) + (\$30 × 5) + \$50)	(\$100 w/ STACK OF MONEY) × 2	\$1,000	1,200,000	10
SUNGLASSES w/ ((\$100 × 8) + (\$50 × 4))		\$1,000	1,200,000	10
	\$1,000 w/ STACK OF MONEY	\$1,000	1,200,000	10
\$1,000 w/ SPRAY PAINT		\$1,000	1,200,000	10
\$1,000		\$1,000	1,200,000	10

<i>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>MONEY BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
SUNGLASSES w/ $((\$1,000 \times 2) + (\$500 \times 4) + (\$100 \times 6))$	$(\$200 \text{ w/ STACK OF MONEY}) \times 2$	\$5,000	1,200,000	10
\$1,000 $\times 5$		\$5,000	1,200,000	10
\$5,000		\$5,000	1,200,000	10
\$200,000		\$200,000	1,200,000	10

Reveal a “Spray Paint” (SPRYPNT) symbol to win prize shown under that symbol automatically.

Reveal a “Sunglasses” (WINALL) symbol to win ALL 12 prizes shown in the YOUR NUMBERS area.

MONEY BONUS: Reveal a “Stack of Money” (MONEY) symbol in either MONEY BONUS spot to win prize shown under that symbol automatically! MONEY BONUS is played separately.

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell All About Money 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 All About Money, prize money from winning All About Money 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 All About Money 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 All About Money or through normal communications methods.

PATRICK BROWNE,
Secretary

[Pa.B. Doc. No. 25-98. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Four Leaf Frenzy Instant Lottery Game 1727

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 Four Leaf Frenzy (“Four Leaf Frenzy”). The game number is PA-1727.

2. *Price:* The price of a Four Leaf Frenzy instant lottery game ticket is \$2.

3. *Play symbols:* Each Four Leaf Frenzy instant lottery game ticket will contain one play area and a “4X FRENZY” area. The play symbols and their captions located in the play area are: Hat (HAT) symbol, Pot of Gold (POTGOLD) symbol, Leprechaun (LEPRCN) symbol, Gold Bars (GOLD) symbol, Wallet (WALLET) symbol, Star (STAR) symbol, Purse (PURSE) symbol, Piggy Bank (PIGBANK) symbol, Safe (SAFE) symbol, Stack of Coins (COINS) symbol, Rainbow (RAINBOW) symbol, Cash (CASH) symbol, Moneybag (MONEYBAG) symbol, Crown (CROWN) symbol, Diamond (DIAMOND) symbol, Horse-shoe (HSHOE) symbol, Dollar Sign (DLRSN) symbol, Gem (GEM) symbol, Treasure Chest (TREASURE) symbol, Debit Cards (CARDS) symbol, Money Clip (MNYCLIP) symbol, Four Leaf Clover (CLOVER) symbol and a FRENZY (WINALL) symbol. The play symbols and their captions located in the “4X FRENZY” area are: TRY AGAIN (NOMULT) symbol, TRY AGAIN (NOMULT) symbol, TRY AGAIN (NOMULT) symbol, TRY AGAIN (NOMULT) symbol, and a 4X (4TIMES) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$2.⁰⁰ (TWO

DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$8⁰⁰ (EGT DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$80⁰⁰ (EIGHTY), \$100 (ONE HUN), \$400 (FOR HUN), \$4,000 (FORTH0) and \$17,000 (SVNTNTH0).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$8, \$10, \$20, \$40, \$80, \$100, \$400, \$4,000 and \$17,000. For a complete description of how these prizes can be won, see section 9 (relating to number and description of prizes and approximate odds). A player can win up to 11 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 4,800,000 tickets will be printed for the Four Leaf Frenzy instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery ("Lottery") will conduct a Spread the Luck Second-Chance Drawing ("Drawing") for which non-winning Four Leaf Frenzy lottery game tickets may be eligible as provided for in section 10 (relating to second-chance drawing).

8. *Determination of prize winners:*

(a) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$17,000 (SVNTNTH0) appears in the "prize" area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$17,000.

(b) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$4,000 (FORTH0) appears in the "prize" area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$4,000.

(c) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$400 (FOR HUN) appears in all ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(d) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$400 (FOR HUN) appears in the "prize" area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$400.

(e) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Four Leaf Clover (CLOVER) symbol, and upon which a 4X (4TIMES) symbol appears in the "4X FRENZY" area, on a single ticket, shall be entitled to a prize of \$400.

(f) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$40⁰⁰ (FORTY) appears in all ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(g) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in all ten of the "prize" areas, and upon which a 4X (4TIMES) play symbol appears in the "4X FRENZY" area, on a single ticket, shall be entitled to a prize of \$400.

(h) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which two Four Leaf Clover (CLOVER) play symbols appear in the play area and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "prize" area under one of the Four Leaf Clover (CLOVER) play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in

the "prize" area under the other Four Leaf Clover (CLOVER) play symbol, and upon which a 4X (4TIMES) symbol appears in the "4X FRENZY" area, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which six Four Leaf Clover (CLOVER) play symbols appear in the play area and a prize symbol of \$4⁰⁰ (FOR DOL) appears in five of the "prize" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in one of the "prize" areas under those Four Leaf Clover (CLOVER) play symbols, and upon which a 4X (4TIMES) symbol appears in the "4X FRENZY" area, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in all ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(l) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$2⁰⁰ (TWO DOL) appears in eight of the "prize" areas, a prize symbol of \$5⁰⁰ (FIV DOL) appears in one of the "prize" areas and a prize symbol of \$4⁰⁰ (FOR DOL) appears in one of the "prize" areas, and upon which a 4X (4TIMES) symbol appears in the "4X FRENZY" area, on a single ticket, shall be entitled to a prize of \$100.

(m) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$80⁰⁰ (EIGHTY) appears in the "prize" area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$80.

(n) Holders of tickets upon which a Four Leaf Clover (CLOVER) play symbol appears in the play area and a prize symbol of \$20⁰⁰ (TWENTY) appears in the prize area under that Four Leaf Clover (CLOVER) play symbol, and upon which a 4X (4TIMES) symbol appears in the "4X FRENZY" area, on a single ticket, shall be entitled to a prize of \$80.

(o) Holders of tickets upon which two Four Leaf Clover (CLOVER) play symbols appear in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in both of the "prize" areas under those Four Leaf Clover (CLOVER) play symbols, and upon which a 4X (4TIMES) symbol appears in the "4X FRENZY" area, on a single ticket, shall be entitled to a prize of \$80.

(p) Holders of tickets upon which five Four Leaf Clover (CLOVER) play symbols appear in the play area and a prize symbol of \$4⁰⁰ (FOR DOL) appears in all five of the "prize" areas under those Four Leaf Clover (CLOVER) play symbols, and upon which a 4X (4TIMES) symbol appears in the "4X FRENZY" area, on a single ticket, shall be entitled to a prize of \$80.

(q) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$20⁰⁰ (TWENTY) appears in two of the "prize" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in eight of the "prize" areas, on a single ticket, shall be entitled to a prize of \$80.

(r) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in six of the "prize" areas and a prize symbol of \$5⁰⁰ (FIV DOL) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$80.

(s) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol \$2⁰⁰ (TWO DOL) appears in all ten of the "prize" areas, and upon which a 4X (4TIMES) symbol

appears in the “4X FRENZY” area, on a single ticket, shall be entitled to a prize of \$80.

(t) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$40.

(u) Holders of tickets upon which a Four Leaf Clover (CLOVER) play symbol appears in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Four Leaf Clover (CLOVER) play symbol, and upon which a 4X (4TIMES) symbol appears in the “4X FRENZY” area, on a single ticket, shall be entitled to a prize of \$40.

(v) Holders of tickets upon which two Four Leaf Clover (CLOVER) play symbols appear in the play area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in both of the “prize” areas under those Four Leaf Clover (CLOVER) play symbols, and upon which a 4X (4TIMES) symbol appears in the “4X FRENZY” area, on a single ticket, shall be entitled to a prize of \$40.

(w) Holders of tickets upon which three Four Leaf Clover (CLOVER) play symbols appear in the play area and a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the “prize” areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the “prize” areas under those Four Leaf Clover (CLOVER) play symbols, and upon which a 4X (4TIMES) symbol appears in the “4X FRENZY” area, on a single ticket, shall be entitled to a prize of \$40.

(x) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$4⁰⁰ (FOR DOL) appears in all ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$40.

(y) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$2⁰⁰ (TWO DOL) appears in eight of the “prize” areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the “prize” areas and a prize symbol of \$4⁰⁰ (FOR DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$40.

(z) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$20.

(aa) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize

symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Four Leaf Clover (CLOVER) symbol, and upon which a 4X (4TIMES) symbol appears in the “4X FRENZY” area, on a single ticket, shall be entitled to a prize of \$20.

(bb) Holders of tickets upon which a FRENZY (WINALL) play symbol appears in the play area and a prize symbol of \$2⁰⁰ (TWO DOL) appears in all ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$20.

(cc) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$10.

(dd) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$8⁰⁰ (EGT DOL) appears in the “prize” area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$8.

(ee) Holders of tickets upon which a Four Leaf Clover (CLOVER) play symbol appears in the play area and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that Four Leaf Clover (CLOVER) symbol, and upon which a 4X (4TIMES) symbol appears in the “4X FRENZY” area, on a single ticket, shall be entitled to a prize of \$8.

(ff) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$5.

(gg) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the “prize” area under that Four Leaf Clover (CLOVER) symbol, on a single ticket, shall be entitled to a prize of \$4.

(hh) Holders of tickets upon which a Four Leaf Clover (CLOVER) symbol appears in the play area and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that Four Leaf Clover (CLOVER) 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 “Four Leaf Clover” (CLOVER) Symbol To 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 4,800,000 Tickets:</i>
\$2	\$2	10	480,000
\$4	\$4	19.48	246,400
\$5	\$5	62.5	76,800
\$2 × 4	\$8	1,500	3,200
\$2 w/ 4X	\$8	40.54	118,400
\$8	\$8	1,500	3,200
\$2 × 5	\$10	1,500	3,200
\$5 × 2	\$10	375	12,800

<i>Reveal A "Four Leaf Clover" (CLOVER) Symbol To 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 4,800,000 Tickets:</i>
(\$4 × 2) + \$2	\$10	250	19,200
\$10	\$10	1,500	3,200
FRENZY w/ (\$2 × 10)	\$20	300	16,000
\$4 × 5	\$20	1,500	3,200
\$5 w/ 4X	\$20	187.5	25,600
\$20	\$20	1,500	3,200
FRENZY w/ ((\$2 × 8) + \$20 + \$4)	\$40	3,871	1,240
FRENZY w/ (\$4 × 10)	\$40	3,871	1,240
\$10 × 4	\$40	12,000	400
((\$4 × 2) + \$2) w/ 4X	\$40	6,000	800
(\$5 × 2) w/ 4X	\$40	6,000	800
\$10 w/ 4X	\$40	6,000	800
\$40	\$40	12,000	400
(FRENZY w/ (\$2 × 10)) w/ 4X	\$80	1,500	3,200
FRENZY w/ ((\$10 × 6) + (\$5 × 4))	\$80	1,500	3,200
FRENZY w/ ((\$20 × 2) + (\$5 × 8))	\$80	1,500	3,200
\$20 × 4	\$80	40,000	120
(\$4 × 5) w/ 4X	\$80	6,000	800
(\$10 × 2) w/ 4X	\$80	6,000	800
\$20 w/ 4X	\$80	6,000	800
\$80	\$80	40,000	120
(FRENZY w/ ((\$2 × 8) + \$5 + \$4)) w/ 4X	\$100	12,000	400
FRENZY w/ (\$10 × 10)	\$100	12,000	400
\$20 × 5	\$100	120,000	40
((\$4 × 5) + \$5) w/ 4X	\$100	24,000	200
(\$20 + \$5) w/ 4X	\$100	24,000	200
\$100	\$100	120,000	40
(FRENZY w/ (\$10 × 10)) w/ 4X	\$400	120,000	40
FRENZY w/ (\$40 × 10)	\$400	120,000	40
\$100 w/ 4X	\$400	120,000	40
\$400	\$400	120,000	40
FRENZY w/ (\$400 × 10)	\$4,000	480,000	10
\$4,000	\$4,000	480,000	10
\$17,000	\$17,000	480,000	10

Reveal a "FRENZY" (WINALL) symbol to win ALL 10 prizes shown!

4X FRENZY: Reveal a "4X" (4TIMES) symbol in the 4X FRENZY area to multiply the TOTAL WON by 4 TIMES!

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

10. *Second-Chance Drawing:* Second-Chance Drawing: The Pennsylvania Lottery's Spread the Luck Second-Chance Drawing for qualifying instant lottery game tickets:

(a) *Qualifying Tickets:* Non-winning PA-1726 Lucky Luck (\$5), PA-1727 Four Leaf Frenzy (\$2) and PA-1728 Sham-rockin' Surprise (\$1) lottery game tickets ("Qualifying Tickets") are eligible for entry into the Drawing.

(b) *Participation and entry:*

(1) Entrants must have a 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 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 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 accepted.

(7) Only one claimant per entry is 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 Spread the Luck Second-Chance Drawing from among all instant lottery game Qualifying Tickets entered into the Drawing. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 20, 2025, through 11:59:59 p.m. March 20, 2025, will be entered into the Drawing tentatively scheduled to be held between March 21, 2025 and April 4, 2025.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The purchase price and corresponding number of entries for the Qualifying Tickets are as follows: PA-1726 Lucky Luck (\$5) = five entries, PA-1727 Four Leaf Frenzy (\$2) = two entries and PA-1728 Sham-rockin' Surprise (\$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 sixth 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 seventh through the ninth 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 tenth through the fifty-ninth 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 cash 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 Lottery's publicly accessible web site.

(6) The odds of winning a prize 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 one entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure. Entries not received for any other reason will not be considered entries.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), MUSL, Scientific Games, 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 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 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 Lottery.

(7) The 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 one replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery terms and conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 30 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 Four Leaf Frenzy 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 Four Leaf Frenzy, prize money from winning Four Leaf Frenzy 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 Four Leaf Frenzy 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 Four Leaf Frenzy or through normal communications methods.

PATRICK BROWNE,
Secretary

[Pa.B. Doc. No. 25-99. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania The Hunt for \$3,000,000 Instant Lottery Game 1723

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 The Hunt for \$3,000,000 ("The Hunt for \$3,000,000"). The game number is PA-1723.

2. *Price:* The price of a The Hunt for \$3,000,000 instant lottery game ticket is \$30.

3. *Play symbols:* Each The Hunt for \$3,000,000 instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area, a "YOUR NUMBERS" area, four "BULLSEYE" spots and one "BIG BUCKS BULLSEYE" spot. The "BULLSEYE" spots are played separately. The "BIG BUCKS BULLSEYE" spot is played separately. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21

(l) Holders of tickets upon which a Cabin (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$300 (THR HUN) appears in ten of the “prize” areas and a prize symbol of \$30⁰⁰ (THIRTY) appears in 15 of the “prize” areas, on a single ticket, shall be entitled to a prize of \$3,450.

(m) 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 \$1,500 (FIFTNHUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,500.

(n) Holders of tickets upon which a Binoculars (BNCULRS) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1,500 (FIFTNHUN) appears in the “prize” area under that Binoculars (BNCULRS) symbol, on a single ticket, shall be entitled to a prize of \$1,500.

(o) Holders of tickets upon which a prize amount of \$1,500 (FIFTNHUN) appears in any one of the “BULLSEYE” spots, on a single ticket, shall be entitled to a prize of \$1,500.

(p) Holders of tickets upon which a Cabin (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$150 (ONEHUNFTY) appears in five of the “prize” areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in five of the “prize” areas, a prize symbol of \$40⁰⁰ (FORTY) appears in five of the “prize” areas and a prize symbol of \$30⁰⁰ (THIRTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,500.

(q) Holders of tickets upon which a Cabin (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50⁰⁰ (FIFTY) appears in all 25 of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,250.

(r) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$750 (SVNHUNFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$750.

(s) Holders of tickets upon which a Binoculars (BNCULRS) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$750 (SVNHUNFTY) appears in the “prize” area under that Binoculars (BNCULRS) symbol, on a single ticket, shall be entitled to a prize of \$750.

(t) Holders of tickets upon which a prize amount of \$750 (SVNHUNFTY) appears in any one of the “BULLSEYE” spots, on a single ticket, shall be entitled to a prize of \$750.

(u) Holders of tickets upon which a Cabin (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$30⁰⁰ (THIRTY) appears in all 25 of the “prize” areas, on a single ticket, shall be entitled to a prize of \$750.

(v) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$300 (THR HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$300.

(w) Holders of tickets upon which a Binoculars (BNCULRS) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$300 (THR HUN) appears in the “prize” area under that Binoculars (BNCULRS) symbol, on a single ticket, shall be entitled to a prize of \$300.

(x) Holders of tickets upon which a prize amount of \$300 (THR HUN) appears in any one of the “BULLSEYE” spots, on a single ticket, shall be entitled to a prize of \$300.

(y) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$150 (ONEHUNFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$150.

(z) Holders of tickets upon which a Binoculars (BNCULRS) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$150 (ONEHUNFTY) appears in the “prize” area under that Binoculars (BNCULRS) symbol, on a single ticket, shall be entitled to a prize of \$150.

(aa) Holders of tickets upon which a prize amount of \$150 (ONEHUNFTY) appears in any one of the “BULLSEYE” spots, on a single ticket, shall be entitled to a prize of \$150.

(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 \$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.

(cc) Holders of tickets upon which a Binoculars (BNCULRS) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that Binoculars (BNCULRS) symbol, on a single ticket, shall be entitled to a prize of \$50.

(dd) Holders of tickets upon which a prize amount of \$50⁰⁰ (FIFTY) appears in any one of the “BULLSEYE” spots, on a single ticket, shall be entitled to a prize of \$50.

(ee) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$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.

(ff) Holders of tickets upon which a Binoculars (BNCULRS) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under that Binoculars (BNCULRS) symbol, on a single ticket, shall be entitled to a prize of \$40.

(gg) Holders of tickets upon which a prize amount of \$40⁰⁰ (FORTY) appears in any one of the “BULLSEYE” spots, on a single ticket, shall be entitled to a prize of \$40.

(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 \$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.

(ii) Holders of tickets upon which a Binoculars (BNCULRS) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$30⁰⁰ (THIRTY) appears in the “prize” area under that Binoculars (BNCULRS) symbol, on a single ticket, shall be entitled to a prize of \$30.

(jj) Holders of tickets upon which a prize amount of \$30⁰⁰ (THIRTY) appears in any one of the “BULLSEYE” spots, on a single ticket, shall be entitled to a prize of \$30.

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>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>BULLSEYE:</i>	<i>BIG BUCKS BULLSEYE:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
	\$30		\$30	21.43	224,000
\$30 w/ BINOCULARS			\$30	30	160,000
\$30			\$30	30	160,000
	\$40		\$40	25	192,000
\$40 w/ BINOCULARS			\$40	60	80,000
\$40			\$40	60	80,000
	\$50		\$50	27.27	176,000
\$50 w/ BINOCULARS			\$50	30	160,000
\$50			\$50	75	64,000
\$50 × 3			\$150	300	16,000
(((\$30 w/ BINOCULARS) × 2) + (\$30 × 2))	\$30		\$150	300	16,000
\$50 w/ BINOCULARS	\$50 × 2		\$150	150	32,000
	\$150		\$150	300	16,000
\$150 w/ BINOCULARS			\$150	300	16,000
\$150			\$150	300	16,000
\$30 × 10			\$300	12,000	400
(\$50 × 2) + (\$40 × 5)			\$300	12,000	400
(\$30 w/ BINOCULARS) × 5	\$150		\$300	1,200	4,000
\$150 w/ BINOCULARS	(\$40 × 3) + \$30		\$300	3,000	1,600
	\$300		\$300	3,000	1,600
\$300 w/ BINOCULARS			\$300	3,000	1,600
\$300			\$300	3,000	1,600
CABIN w/ (\$30 × 25)			\$750	338.03	14,200
\$150 × 5			\$750	12,000	400
\$50 × 10	(\$30 × 2) + \$150 + \$40		\$750	3,000	1,600
(((\$150 w/ BINOCULARS) × 3) + (\$30 × 5))	\$50 × 3		\$750	2,400	2,000
(\$300 w/ BINOCULARS) + (\$150 w/ BINOCULARS) + (\$50 × 3)	\$150		\$750	2,400	2,000
	\$750		\$750	1,200	4,000
\$750 w/ BINOCULARS			\$750	24,000	200
\$750			\$750	12,000	400
CABIN w/ (\$50 × 25)	(\$50 × 2) + \$150		\$1,500	24,000	200
CABIN w/ (((\$150 × 5) + (\$50 × 5) + (\$40 × 5) + (\$30 × 10)))			\$1,500	24,000	200
\$750 × 2			\$1,500	40,000	120
(((\$300 w/ BINOCULARS) × 3) + (\$30 × 15))	(\$40 × 3) + \$30		\$1,500	40,000	120
	\$1,500		\$1,500	40,000	120
\$1,500 w/ BINOCULARS			\$1,500	40,000	120
\$1,500			\$1,500	40,000	120
CABIN w/ (\$150 × 25)	\$750 + \$300 + \$150 + \$50		\$5,000	30,000	160
CABIN w/ (((\$300 × 10) + (\$30 × 15)))	\$1,500 + \$50		\$5,000	30,000	160

<i>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>BULLSEYE:</i>	<i>BIG BUCKS BULLSEYE:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
CABIN w/ $((\$300 \times 15) + (\$50 \times 10))$			\$5,000	120,000	40
$(\$1,500 \times 2) + (\$750 \times 2) + (\$150 \times 3) + \50			\$5,000	120,000	40
	\$5,000		\$5,000	120,000	40
\$5,000 w/ BINOCULARS			\$5,000	120,000	40
\$5,000			\$5,000	120,000	40
CABIN w/ $((\$750 \times 15) + (\$300 \times 10))$	$(\$150 \times 3) + \300		\$15,000	960,000	5
CABIN w/ $((\$1,500 \times 2) + (\$750 \times 12) + (\$300 \times 9) + (\$150 \times 2))$			\$15,000	960,000	5
\$1,500 $\times 10$			\$15,000	960,000	5
\$5,000 w/ BINOCULARS	\$5,000 $\times 2$		\$15,000	960,000	5
\$15,000			\$15,000	960,000	5
CABIN w/ $((\$15,000 \times 16) + (\$5,000 \times 9))$	\$5,000 $\times 3$		\$300,000	960,000	5
\$300,000			\$300,000	960,000	5
		\$3,000,000 w/ \$3M BUCK SYMBOL	\$3,000,000	960,000	5

Reveal a “Binoculars” (BNCULRS) symbol to win prize shown under that symbol automatically.

Reveal a “Cabin” (WINALL) symbol to win ALL 25 prizes shown in the YOUR NUMBERS area!

BULLSEYE: Reveal a cash prize amount in any BULLSEYE spot to win that amount automatically!

BIG BUCKS BULLSEYE: Reveal a “\$3M BUCK” (WIN3MIL) symbol in the BIG BUCKS BULLSEYE spot to WIN \$3,000,000 instantly!

BULLSEYE and BIG BUCKS BULLSEYE are each played separately.

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell The Hunt for \$3,000,000 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 The Hunt for \$3,000,000, prize money from winning The Hunt for \$3,000,000 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 The Hunt for \$3,000,000 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 The Hunt for \$3,000,000 or through normal communications methods.

PATRICK BROWNE,
Secretary

[Pa.B. Doc. No. 25-100. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Lady Luck Instant Lottery Game 1724

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 Lady Luck (“Lady Luck”). The game number is PA-1724.

2. *Price:* The price of a Lady Luck instant lottery game ticket is \$10.

3. *Play symbols:* Each Lady Luck instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, and a “YOUR NUMBERS” area containing three “LINE” areas, designated as “LINE 1,” “LINE 2” and “LINE 3,” respectively. Each “LINE” contains four “YOUR NUMBERS” play symbols and one “DOUBLE LUCK” play symbol. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The “DOUBLE LUCK” play symbols printed on a Horseshoe and located in each “LINE” are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT) and a LUCK (LUCK) symbol.

4. *Prize symbols:* The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$70⁰⁰ (SEVENTY), \$100 (ONE HUN), \$300 (THR HUN), \$700 (SVN HUN), \$1,000 (ONE THO), \$7,000 (SVNTHO) and \$500,000 (FIVHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$20, \$30, \$70, \$100, \$300, \$700, \$1,000, \$7,000 and \$500,000. For a complete description of how these prizes can be won, see section 8 (relating to number and

description of prizes and approximate odds). A player can win up to 13 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 14,400,000 tickets will be printed for the Lady Luck instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery (“Lottery”) will conduct a Women in Country Music Second-Chance Drawing (“Drawing”) for which non-winning Lady Luck instant lottery game tickets may be eligible as provided for in section 10 (relating to second-chance drawing).

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 \$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 (SVNTHO) 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 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.

(d) Holders of tickets upon which a LUCK (LUCK) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area under that LUCK (LUCK) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which the “DOUBLE LUCK” play symbol on any “LINE” matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in all five of the “Prize” areas on that “LINE,” on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which the “DOUBLE LUCK” play symbol on any “LINE” matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$70⁰⁰ (SEVENTY) appears in two of the “Prize” areas on that “LINE,” a prize symbol of \$30⁰⁰ (THIRTY) appears in two of the “Prize” areas on that “LINE” and a prize symbol of \$300 (THR HUN) appears in one of the “Prize” areas on that “LINE,” on a single ticket, shall be entitled to a prize of \$1,000.

(g) 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.

(h) Holders of tickets upon which a LUCK (LUCK) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$700 (SVN HUN) appears in the “Prize” area under that LUCK (LUCK) symbol, on a single ticket, shall be entitled to a prize of \$700.

(i) Holders of tickets upon which the “DOUBLE LUCK” play symbol on any “LINE” matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in three of the “Prize” areas on that “LINE,” a prize symbol of \$30⁰⁰ (THIRTY) appears

in one of the "Prize" areas on that "LINE" and a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the "Prize" areas on that "LINE," on a single ticket, shall be entitled to a prize of \$700.

(j) Holders of tickets upon which the "DOUBLE LUCK NUMBER" play symbol on any "LINE" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$70⁰⁰ (SEVENTY) appears in all five of the "Prize" areas on that "LINE," on a single ticket, shall be entitled to a prize of \$700.

(k) 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 \$300 (THR HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$300.

(l) Holders of tickets upon which a LUCK (LUCK) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$300 (THR HUN) appears in the "Prize" area under that LUCK (LUCK) symbol, on a single ticket, shall be entitled to a prize of \$300.

(m) Holders of tickets upon which the "DOUBLE LUCK" play symbol on any "LINE" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30⁰⁰ (THIRTY) appears in all five of the "Prize" areas on that "LINE," on a single ticket, shall be entitled to a prize of \$300.

(n) Holders of tickets upon which the "DOUBLE LUCK" play symbol on any "LINE" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in four of the "Prize" areas on that "LINE" and a prize symbol of \$70⁰⁰ (SEVENTY) appears in one of the "Prize" areas on that "LINE," on a single ticket, shall be entitled to a prize of \$300.

(o) Holders of tickets upon which the "DOUBLE LUCK" play symbol on any "LINE" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in all five of the "Prize" areas on that "LINE," on a single ticket, shall be entitled to a prize of \$200.

(p) Holders of tickets upon which the "DOUBLE LUCK" play symbol on any "LINE" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30⁰⁰ (THIRTY) appears in two of the "Prize" areas on that "LINE," a prize symbol of \$10⁰⁰ (TEN DOL) appears in two of the "Prize" areas on that "LINE" and a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the "Prize" areas on that "LINE," on a single ticket, shall be entitled to a prize of \$200.

(q) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$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.

(r) Holders of tickets upon which a LUCK (LUCK) symbol appears in the "YOUR NUMBERS" area and a

prize symbol of \$100 (ONE HUN) appears in the "Prize" area under that LUCK (LUCK) symbol, on a single ticket, shall be entitled to a prize of \$100.

(s) Holders of tickets upon which the "DOUBLE LUCK" play symbol on any "LINE" matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in all five of the "Prize" areas on that "LINE," on a single ticket, shall be entitled to a prize of \$100.

(t) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$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.

(u) Holders of tickets upon which a LUCK (LUCK) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$70⁰⁰ (SEVENTY) appears in the "Prize" area under that LUCK (LUCK) symbol, on a single ticket, shall be entitled to a prize of \$70.

(v) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$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.

(w) Holders of tickets upon which a LUCK (LUCK) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$30⁰⁰ (THIRTY) appears in the "Prize" area under that LUCK (LUCK) symbol, on a single ticket, shall be entitled to a prize of \$30.

(x) 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.

(y) Holders of tickets upon which a LUCK (LUCK) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "Prize" area under that LUCK (LUCK) symbol, on a single ticket, shall be entitled to a prize of \$20.

(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 \$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.

(aa) Holders of tickets upon which a LUCK (LUCK) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under that LUCK (LUCK) symbol, on a single ticket, shall be entitled to a prize of \$10.

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>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS Win PRIZE Shown Under That Match. Win With:</i>	<i>DOUBLE LUCK:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 14,400,000 Tickets:</i>
\$10 w/ LUCK SYMBOL		\$10	8.57	1,680,000

<i>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS Win PRIZE Shown Under That Match. Win With:</i>	<i>DOUBLE LUCK:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 14,400,000 Tickets:</i>
\$10		\$10	15.79	912,000
\$10 × 2		\$20	600	24,000
(\$10 w/ LUCK SYMBOL) + \$10		\$20	300	48,000
(\$10 w/ LUCK SYMBOL) × 2		\$20	300	48,000
\$20 w/ LUCK SYMBOL		\$20	300	48,000
\$20		\$20	600	24,000
\$10 × 3		\$30	300	48,000
(\$10 w/ LUCK SYMBOL) + \$20		\$30	150	96,000
(\$20 w/ LUCK SYMBOL) + \$10		\$30	120	120,000
\$30 w/ LUCK SYMBOL		\$30	60	240,000
\$30		\$30	300	48,000
\$10 × 7		\$70	600	24,000
(\$20 w/ LUCK SYMBOL) + (\$10 w/ LUCK SYMBOL) + (\$20 × 2)		\$70	200	72,000
(\$30 w/ LUCK SYMBOL) + (\$10 × 4)		\$70	200	72,000
\$70 w/ LUCK SYMBOL		\$70	200	72,000
\$70		\$70	600	24,000
	DOUBLE LUCK NUMBER MATCH w/ (\$10 × 5)	\$100	100	144,000
(\$10 w/ LUCK SYMBOL) × 10		\$100	600	24,000
\$100 w/ LUCK SYMBOL		\$100	600	24,000
\$100		\$100	600	24,000
	DOUBLE LUCK NUMBER MATCH w/ ((\$20 × 4) + \$70)	\$300	4,000	3,600
	DOUBLE LUCK NUMBER MATCH w/ (\$30 × 5)	\$300	4,000	3,600
\$20 × 5	DOUBLE LUCK NUMBER MATCH w/ (\$20 × 5)	\$300	3,000	4,800
(((\$30 w/ LUCK SYMBOL) × 5) + (\$20 × 2) + \$10	DOUBLE LUCK NUMBER MATCH w/ (\$10 × 5)	\$300	3,000	4,800
\$30 × 10		\$300	60,000	240
(((\$20 w/ LUCK SYMBOL) × 10) + \$70 + \$30		\$300	24,000	600
\$300 w/ LUCK SYMBOL		\$300	24,000	600
\$300		\$300	120,000	120
	DOUBLE LUCK NUMBER MATCH w/ (\$70 × 5)	\$700	5,714	2,520
	DOUBLE LUCK NUMBER MATCH w/ ((\$100 × 3) + \$30 + \$20)	\$700	5,714	2,520
(\$70 × 5) + \$100 + \$30 + \$20	DOUBLE LUCK NUMBER MATCH w/ (\$20 × 5)	\$700	5,714	2,520

<i>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS Win PRIZE Shown Under That Match. Win With:</i>	<i>DOUBLE LUCK:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 14,400,000 Tickets:</i>
$((\$70 \text{ w/ LUCK SYMBOL}) \times 5) + (\$20 \times 2) + \$10$	DOUBLE LUCK NUMBER MATCH w/ $(\$30 \times 5)$	\$700	5,455	2,640
$\$70 \times 10$		\$700	120,000	120
$(\$300 \text{ w/ LUCK SYMBOL}) + (\$100 \text{ w/ LUCK SYMBOL}) + (\$30 \times 10)$		\$700	120,000	120
$\$700 \text{ w/ LUCK SYMBOL}$		\$700	120,000	120
$\$700$		\$700	120,000	120
	DOUBLE LUCK NUMBER MATCH w/ $((\$70 \times 2) + (\$30 \times 2) + \$300)$	\$1,000	60,000	240
	DOUBLE LUCK NUMBER MATCH w/ $(\$100 \times 5)$	\$1,000	60,000	240
$((\$70 \text{ w/ LUCK SYMBOL}) \times 3) + ((\$30 \text{ w/ LUCK SYMBOL}) \times 3)$	DOUBLE LUCK NUMBER MATCH w/ $(\$70 \times 5)$	\$1,000	60,000	240
$((\$300 \text{ w/ LUCK SYMBOL}) \times 2) + (\$70 \times 2) + (\$30 \times 2)$	DOUBLE LUCK NUMBER MATCH w/ $((\$30 \times 2) + (\$10 \times 2) + \$20)$	\$1,000	60,000	240
$\$100 \times 10$		\$1,000	120,000	120
$\$1,000 \text{ w/ LUCK SYMBOL}$		\$1,000	120,000	120
$\$1,000$		\$1,000	120,000	120
$\$7,000$		\$7,000	720,000	20
$\$500,000$		\$500,000	1,440,000	10

Reveal a "LUCK" (LUCK) symbol to win PRIZE shown under that symbol automatically.

DOUBLE LUCK: Match the DOUBLE LUCK number in any LINE to any of the WINNING NUMBERS to DOUBLE and win ALL 5 PRIZES shown for that LINE!

Each LINE is played separately.

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

10. *Second-Chance Drawing:* The Pennsylvania Lottery's Women in Country Music Second-Chance Drawing for qualifying instant and Fast Play lottery game tickets.

(a) *Qualifying Tickets:* Non-winning PA-1724 Lady Luck (\$10) instant lottery game tickets and PA-5270 Lady Luck (\$10) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry into the Drawing.

(b) *Participation and entry:*

(1) Entrants must have a 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 Lottery's official mo-

bile 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 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 accepted.

(7) Only one claimant per entry is 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 Women in Country Music Second-Chance Drawing from among all instant and Fast Play lottery game Qualifying Tickets entered into the Drawing. All time references are Eastern Prevailing Time.

(2) The entry period for instant lottery game Qualifying Tickets will begin after 11:59:59 p.m. January 20, 2025, and will end at 11:59:59 p.m. April 3, 2025. The entry period for Fast Play lottery game Qualifying Tickets will begin after 4:59:59 a.m. February 4, 2025, and will end at 11:59:59 p.m. April 3, 2025. All entries received during the entry periods will be entered in the Drawing tentatively scheduled to be held between April 14, 2025 and April 18, 2025.

(3) The entry periods for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-1724 Lady Luck (\$10) = ten entries and PA-5270 Lady Luck (\$10) = ten entries.

(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 mentioned anywhere in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c)(2).

(3) The first through the tenth 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 one Trip Prize Package, as described in section 10(e) (relating to trip prize package description) of these rules.

(4) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(5) The odds of winning a prize in the Drawing depend upon the number of entries received for the Drawing.

(6) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Trip Package Description:*

(1) Each Trip Package will consist of a four-day, three-night trip for the winner of the Trip Package ("Trip Package Winner") and up to one guest to Pigeon Forge, Tennessee, during the Summer of 2025. The Trip Package also includes two tickets to an Event Experience. The Event Experience includes admittance to a concert featuring Martina McBride and an up-and-coming female country music artist, the chance to win a \$10,000 cash prize, a chance to win the \$500,000 Grand Prize, and a series of other activities and experiences.

(2) The specific date and location of the Trip Package events are subject to change and will be confirmed during the fulfillment process. Each Trip Package and Event Experience shall include:

(i) Roundtrip flights for the winner and one guest to Knoxville Airport (TYS) from any major international/regional airports that is closest to the Trip Package Winner's home.

(ii) Three (3) nights run of house accommodation for two (2) people, double occupancy, at Dollywood's Dream-More Resort & Spa ("Resort"). All Trip Package Winners and their guests will be notified of appropriate check-in and checkout times. Hotel incidentals and other similar expenses not expressly listed here shall be the sole responsibility of the Trip Package Winner and its guest.

(iii) Roundtrip ground transportation from Knoxville Airport to the destination Resort and from the Resort to Knoxville Airport. Roundtrip ground transportation to all scheduled Event Experience activities will be covered by the host of the Event Experience ("Event Host"). Transportation will not be provided between the airport and Trip Package Winner's residence or for personal trips not booked by the Event Host.

(iv) All Trip Package Winners and guests will have access to a complimentary daily breakfast buffet or equivalent at the Resort.

(v) Each Trip Package Winner and guest will receive a custom welcome gift with a retail value of at least \$50.

(vi) On the first day of the Event Experience there will be a private Welcome Reception at the Resort that will include a station dinner and tokens for two drinks for each Trip Package Winner and guest.

(vii) On the second day, there will be a shuttle schedule from the Resort to downtown Gatlinburg, TN.

(viii) A private buffet dinner for each Trip Package Winner and guest and non-alcoholic drinks.

(ix) Each Trip Package Winner and guest will receive park passes and access to scheduled shuttles to and from the Dollywood Theme Park.

(x) Prior to the concert with Martina McBride, each Trip Package Winner and guest will receive a Southern BBQ Dinner and non-alcoholic drinks.

(xi) A private Spotlight Artist will be the opening act before Martina McBride's performance or at a location identified by the Event Host. The Spotlight Artist will be chosen in early 2025 and will be an up-and-coming female country artist.

(xii) All Trip Package Winners and guests will have complimentary access to the Resort and exclusive complimentary tickets to the once-in-a-lifetime intimate concert

by Martina McBride on the 3rd night of the trip. Roundtrip shuttle services will be provided from the Resort to Dollywood.

(xiii) Five hundred dollars (\$500) in the form of a check or prepaid gift card that will be mailed to each Trip Package Winner approximately ninety (90) calendar days prior to the Event Experience start date.

(xiv) All primary gratuities, taxes, resort fees, porter fees and maid fees are included.

(xv) State income tax withholding in the amount of \$147.33 and federal income tax withholding in the amount of \$4,151.79 (excluding any additional prizes won during the Event Experience).

(xvi) Each Trip Package Winner will automatically be entered into a drawing to win the following additional Event Experience cash prizes:

(A) Each Trip Package Winner will be eligible to be randomly selected for one (1) \$10,000 Cash Prize. There will be one (1) \$10,000 winner from each participating state lottery. Martina McBride will announce all winners per state during the concert.

(B) Each Trip Package Winner will be eligible to be randomly selected for the \$500,000 Grand Prize from all participating state winners. Martina McBride will award the Grand Prize winner on stage at the completion of the concert.

(C) The Event Host will randomly select one (1) Trip Package Winner (one from each participating lottery) and their guest to be part of the meet & greet before or after the concert on the third night and receive VIP seating.

(f) Prize Package restrictions:

(1) There is no cash option for the Trip Prize Package.

(2) The Trip Package prizes do not include insurance, parking fees, baggage fees, alcoholic beverages (other than the two drink tokens to be used at any dinner), any items not expressly specified, and personal expenses such as telephone calls, valet service, room service, laundry, incidentals and the like, all of which shall be the obligation of the Trip Package Winner.

(3) The Trip Package Winner will have all required state and federal withholding taxes paid for them for both the Trip Package and any cash prizes won during the Event Experience.

(4) If a Trip Package Winner fails to make the scheduled flight departure time, the Event Host will attempt to rebook the flight at the sole cost of the Trip Package Winner. Any prize element, or portion thereof, that is not used due to the delay in travel will be forfeited.

(5) If a Trip Package Winner requests or makes arrangements to depart or travel home before their originally booked flight, any associated costs would be at the sole cost of the Trip Package Winner.

(6) If the Trip Package Winner fails to show at the designated time and place for any of the Event Experience activities that portion of the Trip Package will be forfeited. Any Event Experience cash prizes awarded to Trip Package Winners that are not in attendance when their name is announced will be contacted and arrangements will be made to claim and award the Event Cash Prize to the selected Trip Package Winner not in attendance.

(7) Once a Trip Package Winner claims a Trip Package prize, they will be subject to reporting and withholding taxes on the full value the Trip Package regardless of whether they forfeit any or all aspects of the Event

Experience due to failure to attend, delays in travel, or other causes beyond the reasonable control of The Event Host.

(8) Trip Package Winners who do not elect to take a guest or whose guest does not actually make the trip will forfeit that portion of the prize but shall remain subject to reporting and withholding taxes on the full value of the Trip Package.

(9) At the request of a Trip Package Winner, and with the approval of the Lottery, a Trip Package Winner may appoint a proxy to travel to the Event Experience and participate in their place. If such request is made prior to the booking deadline, such request will be at no additional cost to SG or Lottery. If such request is made after the booking deadline and a charge is imposed for changing arrangements, the Trip Package Winner will be responsible for paying all additional direct charges imposed by the Resort or Airline. If a proxy is appointed, the entire Trip Package value will remain taxable to the original Trip Package Winner. Proxies will receive no monetary sums or Spending Cash; all such sums will be provided to the Trip Package Winner. In the event that an originally named proxy cannot attend, a second proxy may be named provided that no booking deadlines have passed at the time of the request.

(10) All Trip Package Winners must be at least 18 years of age and guests must be at least 21 years of age, as specified in the Lottery promotional rules. Each Trip Package Winner is solely responsible for the actions of any guest(s) accompanying that Trip Package Winner on the Event Experience.

(11) All Trip Package Winners, their proxies and/or guest(s) must have a valid credit card to be recorded with the Resort for all incidentals at the Resort.

(12) Each Trip Package Winner and its guest will be awarded a welcome gift during registration and will need to retrieve their gifts at The Event Host's hospitality desk. The Event Host will deliver any unclaimed welcome gifts to Trip Package Winners' rooms or will arrange for unclaimed gifts to be shipped to the identified Trip Package Winners that did not receive their gifts during the Event Experience.

(13) In the event that the Event Host is unable to perform any of the services due to the unavailability of facilities, accommodations, spaces, sub-contractor(s), Talent or other circumstances ("Original Accommodations") that are beyond the control of the Event Host, the Event Host shall use commercially reasonable efforts to identify alternate facilities, accommodations, spaces, sub-contractor(s), talent, etc. as similar to those originally planned ("Alternate Accommodations").

(14) If the Trip Package Winner does not have outstanding state-owed debts or child support, the Event Host will issue the Trip Package Winner the \$500 cash in the form of a check (paper or electronic) or a prepaid gift card within approximately 90 calendar days prior to the start of the Event Experience.

(15) The Event Host will direct mail Trip Package Winners a winner packet for the Trip Package prize. The winner packet will be mailed to each Trip Package Prize Winner within 30 days of names being provided to The Event Host and will detail the Trip Package Winner's prize, timelines, forms, and how they should contact the Event Host in order to have their prize fulfilled.

(g) *Prize claim procedures:*

(1) Winners of any prize awarded in the Drawing will be contacted by email by the Lottery to initiate the prize claim procedure.

(2) Winners will have seven (7) business days from the date they are notified by the Lottery, pursuant to this section, to claim their prizes. In order to claim their prizes, winners must respond to the Lottery's email regarding prize claim procedure and must submit a properly completed prize claim form within seven (7) business days from the date they are notified by the Lottery. Failure to comply with the prize claim requirements as set forth herein, for any reason, shall result in the winner forfeiting their right to receive the prize. An alternate winner will be awarded the respective prize, according to Lottery procedure, as further described in section 10(i).

(3) By entering into the Drawing, players agree to be bound by these rules and the prize claim requirements set forth herein, and expressly waive any claim against the Lottery for a prize not awarded in conformance with these rules.

(h) *Delinquent Support Offset:*

(1) If the Department of Human Services, pursuant to 23 Pa.C.S.A. § 4308, the Department of Revenue or the Administrative Office of Pennsylvania Courts, pursuant to 72 P.S. § 215, determines that a prize winner is a delinquent support obligor as provided in 23 Pa.C.S.A. § 4308 or 72 P.S. § 215, and if the amount of any arrearages shall be \$500, or less, the amount of any arrearages shall be deducted from the spending money portion of the Trip Package. After the delinquent support obligation is met, the Prize Package winner will receive the remaining portion of the Prize Package spending money, if any, which shall be fulfilled according to Lottery procedure.

(2) If the Department of Human Services, pursuant to 23 Pa.C.S.A. § 4308, the Department of Revenue or the Administrative Office of Pennsylvania Courts, pursuant to 72 P.S. § 215, determines that a prize winner is a delinquent support obligor, as provided in 23 Pa.C.S.A. § 4308 or 72 P.S. § 215, and if the amount of any arrearages shall be greater than \$500, the prize winner shall forfeit the prize and shall be considered to have waived their right to receive the prize. In this event, the Lottery will select another entry to replace the forfeited entry in accordance with these rules and Lottery procedure, as further described in section 10(i).

(i) *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. If an 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 Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), Scientific

Games, LLC and MDI Entertainment, LLC (collectively "SG"), 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 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 beyond the control of the Lottery that, in the Lottery's sole 7, 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 Lottery.

(7) The 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) 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).

(10) A winner is responsible for all taxes arising from or in connection with any prize won.

(11) 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 Drawing will be disqualified and a replacement entry will be selected.

(12) Prizes are not transferrable.

(13) Other restrictions may apply.

11. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Lady Luck 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 Lady Luck, prize money from winning Lady Luck 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 Lady Luck 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 Lady Luck or through normal communications methods.

PATRICK BROWNE,
Secretary

[Pa.B. Doc. No. 25-101. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Lucky Luck Instant Lottery Game 1726

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 Luck (“Lucky Luck”). The game number is PA-1726.

2. *Price:* The price of a Lucky Luck instant lottery game ticket is \$5.

3. *Play symbols:* Each Lucky Luck instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area, and a “BONUS” area containing three play symbols. The “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), 5 (FIVE), 6 (SIX), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 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 (TWYFIV), 25 (TWYSIX), 26 (TWYSVN), 27 (TWYEGT), 28 (TWYNIN), 30 (THIRT), 7X (7TIMES) symbol and a LUCKY (WINALL) symbol. The play symbols and their captions located in the “BONUS” area are: NO BONUS (TRYAGAIN) symbol, TRY AGAIN (NOBONUS) symbol, NO BONUS (TRYAGAIN) symbol, TRY AGAIN (NOBONUS) symbol, NO BONUS

(TRYAGAIN) symbol, TRY AGAIN (NOBONUS) symbol, NO BONUS (TRYAGAIN) symbol, TRY AGAIN (NOBONUS) symbol and a LUCK (WIN17) symbol.

4. *Prize symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$5⁰⁰ (FIV DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$17⁰⁰ (SEVENTEEN), \$49⁰⁰ (FRY NIN), \$70⁰⁰ (SEVENTY), \$100 (ONE HUN), \$170 (ONEHNSVTY), \$300 (THR HUN), \$1,700 (SVNTNHUN), \$17,000 (SVNTN THO) and \$70,000 (SVTY THO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$7, \$10, \$17, \$49, \$70, \$100, \$170, \$300, \$1,700, \$17,000 and \$70,000. The prize that can be won in the each of the three “BONUS” spots is \$17. For a complete description of how these prizes can be won, see section 9 (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 4,800,000 tickets will be printed for the Lucky Luck instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery (“Lottery”) will conduct a Spread the Luck Second-Chance Drawing (“Drawing”) for which non-winning Lucky Luck instant lottery game tickets may be eligible as provided for in section 10 (relating to second-chance drawing).

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 \$70,000 (SVTY THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$70,000.

(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 \$17,000 (SVNTN THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$17,000.

(c) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1,700 (SVNTNHUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1,700.

(d) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$300 (THR HUN) appears in four of the “prize” areas, a prize symbol of \$100 (ONE HUN) appears in four of the “prize” areas, a prize symbol of \$17⁰⁰ (SEVENTEEN) appears in three of the “prize” areas and a prize symbol of \$49⁰⁰ (FRY NIN) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,700.

(e) 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.

(f) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$49⁰⁰ (FRY NIN) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$343.

(g) 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 \$300

(THR HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$300.

(h) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$70.⁰⁰ (SEVENTY) appears in three of the “prize” areas and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in nine of the “prize” areas, on a single ticket, shall be entitled to a prize of \$300.

(i) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in ten of the “prize” areas, a prize symbol of \$100 (ONE HUN) appears in one of the “prize” areas and a prize symbol of \$49.⁰⁰ (FRY NIN) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$249.

(j) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$170 (ONEHNSVTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$170.

(k) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$17.⁰⁰ (SEVENTEEN) appears in eight of the “prize” areas, a prize symbol of \$10.⁰⁰ (TEN DOL) appears in two of the “prize” areas and a prize symbol of \$7.⁰⁰ (SVN DOL) appears in two of the “prize” areas, on a single ticket, shall be entitled to a prize of \$170.

(l) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$17.⁰⁰ (SEVENTEEN) appears in five of the “prize” areas, a prize symbol of \$10.⁰⁰ (TEN DOL) appears in two of the “prize” areas, a prize symbol of \$7.⁰⁰ (SVN DOL) appears in three of the “prize” areas and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in two of the “prize” areas, on a single ticket, shall be entitled to a prize of \$136.

(m) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$17.⁰⁰ (SEVENTEEN) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$119.

(n) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” 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 eight of the “prize” areas and a prize symbol of \$49.⁰⁰ (FRY NIN) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$119.

(o) 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.

(p) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$17.⁰⁰ (SEVENTEEN) appears in three of the “prize” areas, a prize symbol of \$7.⁰⁰ (SVN DOL) appears in two of the “prize” areas and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in seven of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(q) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$7.⁰⁰ (SVN DOL) appears in nine of the “prize” areas, a prize symbol of \$5.⁰⁰ (FIV DOL) appears

in two 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 \$83.

(r) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$70.⁰⁰ (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.

(s) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$70.

(t) Holders of tickets upon which a LUCKY (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10.⁰⁰ (TEN DOL) appears in two of the “prize” areas and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$70.

(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 \$49.⁰⁰ (FRY NIN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$49.

(v) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$7.⁰⁰ (SVN DOL) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$49.

(w) Holders of tickets upon which a 7X (7TIMES) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5.⁰⁰ (FIV DOL) appears in the “prize” area under that 7X (7TIMES) symbol, on a single ticket, shall be entitled to a prize of \$35.

(x) 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 \$17.⁰⁰ (SEVENTEEN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$17.

(y) Holders of tickets upon which a LUCK (WIN17) symbol appears in any of the “BONUS” spots, on a single ticket, shall be entitled to a prize of \$17.

(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 \$10.⁰⁰ (TEN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(aa) 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 \$7.⁰⁰ (SVN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$7.

(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 \$5.⁰⁰ (FIV DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

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>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
\$5		\$5	8.7	552,000
\$7		\$7	28.57	168,000
\$5 x 2		\$10	60	80,000
\$10		\$10	150	32,000
\$10 + \$7		\$17	600	8,000
(\$5 x 2) + \$7		\$17	600	8,000
	\$17 w/ LUCK SYMBOL	\$17	37.5	128,000
\$17		\$17	600	8,000
\$7 x 7		\$49	600	8,000
\$17 + \$10 + \$5	\$17 w/ LUCK SYMBOL	\$49	600	8,000
(\$5 w/ 7X) + (\$7 x 2)		\$49	600	8,000
\$7 w/ 7X		\$49	600	8,000
\$49		\$49	600	8,000
LUCKY SYMBOL w/ ((\$10 x 2) + (\$5 x 10))		\$70	600	8,000
(\$7 x 2) + \$5	(\$17 w/ LUCK SYMBOL) x 3	\$70	600	8,000
(\$7 x 3) + \$10 + \$5	(\$17 w/ LUCK SYMBOL) x 2	\$70	600	8,000
\$10 w/ 7X		\$70	600	8,000
\$70		\$70	600	8,000
LUCKY SYMBOL w/ ((\$7 x 9) + (\$5 x 2) + \$10)	\$17 w/ LUCK SYMBOL	\$100	2,400	2,000
LUCKY SYMBOL w/ ((\$17 x 3) + (\$7 x 2) + (\$5 x 7))		\$100	2,400	2,000
\$10 x 10		\$100	120,000	40
(\$5 w/ 7X) + (\$7 x 3) + \$10	(\$17 w/ LUCK SYMBOL) x 2	\$100	12,000	400
\$7 w/ 7X	(\$17 w/ LUCK SYMBOL) x 3	\$100	12,000	400
(\$10 w/ 7X) + (\$10 x 3)		\$100	17,143	280
\$100		\$100	120,000	40
LUCKY SYMBOL w/ ((\$10 x 3) + (\$5 x 8) + \$49)	(\$17 w/ LUCK SYMBOL) x 3	\$170	774.19	6,200
LUCKY SYMBOL w/ ((\$17 x 5) + (\$10 x 2) + (\$7 x 3) + (\$5 x 2))	(\$17 w/ LUCK SYMBOL) x 2	\$170	774.19	6,200
LUCKY SYMBOL w/ ((\$17 x 8) + (\$10 x 2) + (\$7 x 2))		\$170	24,000	200
\$17 x 10		\$170	4,000	1,200
(\$7 w/ 7X) + \$17	(\$17 w/ LUCK SYMBOL) x 2	\$170	3,429	1,400
\$17 w/ 7X	(\$17 w/ LUCK SYMBOL) x 3	\$170	12,000	400
\$170		\$170	12,000	400
LUCKY SYMBOL w/ ((\$10 x 10) + \$100 + \$49)	(\$17 w/ LUCK SYMBOL) x 3	\$300	12,000	400

<i>Match Any Of YOUR NUMBERS To Any Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>BONUS:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
LUCKY SYMBOL w/ $((\$70 \times 3) + (\$10 \times 9))$		\$300	12,000	400
$\$100 \times 3$		\$300	120,000	40
$((\$10 \text{ w/ } 7X) \times 4) + (\$10 \times 2)$		\$300	60,000	80
$(\$17 \text{ w/ } 7X) + (\$10 \times 3) + \$100$	$(\$17 \text{ w/ LUCK SYMBOL}) \times 3$	\$300	120,000	40
\$300		\$300	120,000	40
LUCKY SYMBOL w/ $((\$300 \times 4) + (\$100 \times 4) + (\$17 \times 3) + \$49)$		\$1,700	120,000	40
$\$170 \times 10$		\$1,700	480,000	10
$((\$70 \text{ w/ } 7X) \times 2) + ((\$49 \text{ w/ } 7X) \times 2)$	$(\$17 \text{ w/ LUCK SYMBOL}) \times 2$	\$1,700	480,000	10
\$1,700		\$1,700	480,000	10
$\$1,700 \times 10$		\$17,000	480,000	10
\$17,000		\$17,000	480,000	10
\$70,000		\$70,000	480,000	10

Reveal a "7X" (7TIMES) symbol to win 7 TIMES the prize shown under that symbol.

Reveal a "LUCKY" (WINALL) symbol to win ALL 12 prizes shown in the YOUR NUMBERS area!

BONUS: Win \$17 for each "LUCK" (WIN17) symbol revealed in the BONUS area! 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 Spread the Luck Second-Chance Drawing for qualifying instant lottery game tickets:

(a) *Qualifying Tickets:* Non-winning PA-1726 Lucky Luck (\$5), PA-1727 Four Leaf Frenzy (\$2) and PA-1728 Sham-rockin' Surprise (\$1) lottery game tickets ("Qualifying Tickets") are eligible for entry into the Drawing.

(b) *Participation and entry:*

(1) Entrants must have a 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 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 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 accepted.

(7) Only one claimant per entry is 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 Spread the Luck Second-Chance Drawing from among all instant lottery game Qualifying Tickets entered into the Drawing. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 20, 2025, through 11:59:59 p.m. March 20, 2025, will be entered into the Drawing tentatively scheduled to be held between March 21, 2025 and April 4, 2025.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The purchase price and corresponding number of entries for the Qualifying Tickets are as follows: PA-1726 Lucky Luck (\$5) = five entries, PA-1727 Four Leaf Frenzy (\$2) = two entries and PA-1728 Sham-rockin' Surprise (\$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 sixth 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 seventh through the ninth 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 tenth through the fifty-ninth 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 cash 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 Lottery's publicly accessible web site.

(6) The odds of winning a prize 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 one entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure. Entries not received for any other reason will not be considered entries.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), MUSL, Scientific Games, 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 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 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 Lottery.

(7) The 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 one replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery terms and conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 30 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 Lucky Luck 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 Lucky Luck, prize money from winning Lucky Luck 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 Luck 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 Lucky Luck or through normal communications methods.

PATRICK BROWNE,
Secretary

[Pa.B. Doc. No. 25-102. Filed for public inspection January 17, 2025, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Sham-rockin' Surprise Instant Lottery Game 1728

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 Sham-rockin' Surprise ("Sham-rockin' Surprise"). The game number is PA-1728.

2. *Price:* The price of a Sham-rockin' Surprise instant lottery game ticket is \$1.

3. *Play symbols:* Each Sham-rockin' Surprise instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT) and a Shamrock (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$3⁰⁰ (THR DOL), \$7⁰⁰ (SVN DOL), \$10⁰⁰ (TEN DOL), \$17⁰⁰ (SEVENTEEN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$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, \$2, \$3, \$7, \$10, \$17, \$20, \$30, \$100, \$300 and \$1,700. For a complete description of how these prizes can be won, see section 9 (relating to number and description of prizes and approximate odds). A player can win up to six times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 4,800,000 tickets will be printed for the Sham-rockin' Surprise instant lottery game.

7. *Second-Chance Drawing:* The Pennsylvania Lottery ("Lottery") will conduct a Spread the Luck Second-Chance Drawing ("Drawing") for which non-winning Sham-rockin' Surprise lottery game tickets may be eligible as provided for in section 10 (relating to second-chance drawing).

8. Determination of prize winners:

(a) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,700 (SVNTNHUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,700.

(b) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match either of the "WINNING NUMBERS" play symbols and a prize symbol of \$300 (THR HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$300.

(c) Holders of tickets upon which a Shamrock (WINALL) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$100 (ONE HUN) appears in two of the "prize" areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in three of the "prize" areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in one of the "prize" areas, on a single ticket, shall be entitled to a prize of \$300.

(d) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match either of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "prize" area under the

of \$7⁰⁰ (SVN DOL) appears in one of the “prize” areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$17.

(o) Holders of tickets upon which a Shamrock (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in five of the “prize” areas and a prize symbol of \$7.⁰⁰ (SVN DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$17.

(p) Holders of tickets upon which a Shamrock (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1.⁰⁰ (ONE DOL) appears in four of the “prize” areas, a prize symbol of \$10.⁰⁰ (TEN DOL) appears in one of the “prize” areas and a prize symbol of \$3.⁰⁰ (THR DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$17.

(q) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either 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.

(r) Holders of tickets upon which a Shamrock (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$2^{.00} (TWO DOL) appears in four of the “prize” areas and a prize symbol of \$1^{.00} (ONE DOL) appears in two of the “prize” areas, on a single ticket, shall be entitled to a prize of \$10.

(s) Holders of tickets upon which a Shamrock (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in two of the “prize” areas, a prize symbol of \$1.⁰⁰ (ONE DOL) appears in three of the “prize” areas and a prize symbol of \$3.⁰⁰ (THR DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either of the “WINNING NUMBERS” play symbols and a prize symbol of \$7.⁰⁰ (SVN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$7.

(u) Holders of tickets upon which a Shamrock (WINALL) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1.⁰⁰ (ONE DOL) appears in five 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 \$7.

(v) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either of the “WINNING NUMBERS” play symbols and a prize symbol of \$3⁰⁰ (THR DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(w) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either of the “WINNING NUMBERS” play symbols and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(x) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1.⁰⁰

(ONE DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1.

(y) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match either of the “WINNING NUMBERS” play symbols and a prize symbol of FREE (TICKET) appears in the “prize” area under the matching

“YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of one Sham-rockin’ Surprise 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>Match Any Of YOUR NUMBERS To Either Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
FREE	FREE \$1 TICKET	8.85	542,400
\$1 × 2	\$2	40	120,000
\$2	\$2	71.43	67,200
\$1 × 3	\$3	100	48,000
\$2 + \$1	\$3	100	48,000
\$3	\$3	125	38,400
SHAMROCK w/ ((\$1 × 5) + \$2)	\$7	83.33	57,600
(\$2 × 3) + \$1	\$7	1,000	4,800
(\$3 × 2) + \$1	\$7	1,000	4,800
\$7	\$7	1,000	4,800
SHAMROCK w/ ((\$2 × 2) + (\$1 × 3) + \$3)	\$10	500	9,600
SHAMROCK w/ ((\$2 × 4) + (\$1 × 2))	\$10	333.33	14,400
\$2 × 5	\$10	1,000	4,800
(\$3 × 3) + \$1	\$10	1,000	4,800
\$7 + \$3	\$10	1,000	4,800
\$10	\$10	1,000	4,800
SHAMROCK w/ ((\$1 × 4) + \$10 + \$3)	\$17	406.78	11,800
SHAMROCK w/ ((\$2 × 5) + \$7)	\$17	406.78	11,800
SHAMROCK w/ ((\$3 × 2) + (\$1 × 2) + \$7 + \$2)	\$17	406.78	11,800
\$10 + \$7	\$17	12,000	400
\$17	\$17	24,000	200
SHAMROCK w/ ((\$2 × 5) + \$10)	\$20	6,000	800
SHAMROCK w/ ((\$3 × 4) + \$7 + \$1)	\$20	6,000	800
SHAMROCK w/ ((\$7 × 2) + (\$2 × 2) + (\$1 × 2))	\$20	6,000	800
\$10 × 2	\$20	30,000	160
(\$7 × 2) + (\$3 × 2)	\$20	30,000	160
\$20	\$20	60,000	80
SHAMROCK w/ ((\$3 × 4) + \$17 + \$1)	\$30	2,667	1,800
SHAMROCK w/ ((\$7 × 3) + (\$3 × 3))	\$30	2,667	1,800
\$10 × 3	\$30	24,000	200
\$30	\$30	24,000	200
SHAMROCK w/ ((\$20 × 4) + (\$10 × 2))	\$100	24,000	200
\$20 × 5	\$100	24,000	200
\$100	\$100	24,000	200

<i>Match Any Of YOUR NUMBERS To Either Of The WINNING NUMBERS To Win Prize Shown Under That Match. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
SHAMROCK w/ (((\$100 × 2) + (\$30 × 3) + \$10)	\$300	480,000	10
\$100 × 3	\$300	480,000	10
\$300	\$300	480,000	10
\$1,700	\$1,700	480,000	10

Reveal a “Shamrock” (WINALL) symbol to win ALL 6 prizes shown!

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

10. *Second-Chance Drawing:* The Pennsylvania Lottery’s Spread the Luck Second-Chance Drawing for qualifying instant lottery game tickets:

(a) *Qualifying Tickets:* Non-winning PA-1726 Lucky Luck (\$5), PA-1727 Four Leaf Frenzy (\$2) and PA-1728 Sham-rockin’ Surprise (\$1) lottery game tickets (“Qualifying Tickets”) are eligible for entry into the Drawing.

(b) *Participation and entry:*

(1) Entrants must have a 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 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 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 accepted.

(7) Only one claimant per entry is 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 Spread the Luck Second-Chance Drawing from among all instant lottery game Qualifying Tickets entered into the Drawing. All time references are Eastern Prevailing Time.

(2) All entries received after 11:59:59 p.m. January 20, 2025, through 11:59:59 p.m. March 20, 2025, will be entered into the Drawing tentatively scheduled to be held between March 21, 2025 and April 4, 2025.

(3) The entry period for the Drawing will be posted to the Lottery’s publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The purchase price and corresponding number of entries for the Qualifying Tickets are as follows: PA-1726 Lucky Luck (\$5) = five entries, PA-1727 Four Leaf Frenzy (\$2) = two entries and PA-1728 Sham-rockin’ Surprise (\$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 sixth 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 seventh through the ninth 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 tenth through the fifty-ninth 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 cash 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 Lottery's publicly accessible web site.

(6) The odds of winning a prize 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 one entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure. Entries not received for any other reason will not be considered entries.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC, MUSL, Scientific Games, 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 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 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 Lottery.

(7) The 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 one replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery terms and conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 30 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 Sham-rockin' Surprise 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 Sham-rockin' Surprise, prize money from winning Sham-rockin' Surprise 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 Sham-rockin’ Surprise 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 Sham-rockin’ Surprise or through normal communications methods.

PATRICK BROWNE,
Secretary

[Pa.B. Doc. No. 25-103. Filed for public inspection January 17, 2025, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (IRRC) may issue comments within 30 days of the close of the public comment period. IRRC comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

IRRC has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

Reg. No.	Agency/Title	Close of the Public Comment Period	IRRC Comments Issued
14-555	Department of Human Services Psychiatric Residential Treatment Facilities 54 Pa.B. 7156 (November 2, 2024)	12/02/24	01/02/25

Department of Human Services Regulation # 14-555
(IRRC # 3417)
Psychiatric Residential Treatment Facilities
January 2, 2025

The Independent Regulatory Review Commission (Commission) submits for your consideration the following comments on the proposed rulemaking published in the November 2, 2024 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Department of Human Services (Department) to respond to all comments received from us or any other source.

1. **Determining whether the regulation is in the public interest; Economic or fiscal impacts; Protection of the public health, safety, and welfare; Clarity, feasibility, and reasonableness; Need; Implementation procedures and timetables for compliance.**

Under Chapter 3800 (relating to child residential and day treatment facilities), the Department currently licenses residential treatment facilities (RTFs) that serve children, youths, or young adults. A subset of the RTFs that provide medically necessary behavioral treatment in a residential setting to children, youths, or young adults under 21 years of age with a behavioral health diagnosis is also certified by the Department and referred to as psychiatric residential treatment facilities (PRTFs) in the proposed rulemaking. The Department is proposing this rulemaking to codify the minimum licensing standards for PRTFs in new Chapter 5330, to codify the Medical Assistance (MA) participation requirements and payment conditions for PRTFs in new Chapter 1330, and to exempt PRTFs from Chapter 3800 requirements. All PRTFs will need to be licensed under and comply with Chapter 5330, while Chapter 1330 will only apply to those PRTFs that seek to receive MA payment.

Section 5.2 of the RRA (71 P.S. § 745.5b) directs the Commission to determine whether a regulation is in the public interest. When making this determination, the Commission considers criteria such as: economic or fiscal impacts; protection of the public health, safety, and welfare; clarity, feasibility, and reasonableness; need; and implementation procedures and timetables for compliance. To make that determination, the Commission must analyze the text of the preamble and proposed regulation and the reasons for the new or amended language. The Commission also considers the information a promulgating agency is required to provide under Section 745.5(a) in the Regulatory Analysis Form (RAF).

Fiscal impacts and reasonableness of staffing (Sections 5330.41—5330.53)

The Commission acknowledges that Chapter 5330 is entirely new, and we note various “additional,” “new,” “enhanced,” or “increased” provisions related to staffing in the Department’s description of the regulation in the *Pennsylvania Bulletin*.

- “. . .staff may need to have additional years of experience and meet new educational requirements.”
- “. . .staff positions are added to this proposed rulemaking to meet the treatment needs of children, youth[s] or young adults in a PRTF setting. . . New required positions include a treatment team leader, mental health professional and a registered nurse.”
- “The regulation also adds supervision requirements for registered nurses, clinical directors, advanced practice professionals, licensed practical nurses, mental health professionals, mental health worker supervisors, and mental health workers, including requirements for direct observation, face-to-face supervision, and documentation of the supervision.”
- “This proposed rulemaking also includes new requirements for the supervision of clinical and direct care staff at a PRTF.”

- “The staffing ratios for a PRTF are also proposed to be enhanced. The staff-to-child, youth or young adult ratios are proposed to be increased. . . .”

- “New proposed behavioral health training areas include trauma-informed care principles; cultural competency and equity; principles of child development and behavioral health diagnosis; and conditions and needs that impact the child, youth[s] or young adult.”

The Department states that these requirements are needed for various reasons, such as to incorporate requirements included in the Federal regulations for PRTFs, enable staff to better serve children, youths, or young adults with behavioral health needs, and increase oversight of the behavioral health treatment of children, youths, or young adults.

The Department acknowledges in response to RAF # 17 that PRTFs may incur additional costs because of an increase in staff training requirements, an increase in supervisory staff, and changes to staff responsibilities and supervisory ratios with costs varying among providers dependent on the provider’s current organizational structure. The Department states,

If providers incur additional costs as a result of the new requirements in the proposed rulemaking, allowable costs may be submitted for payment through the cost reporting process. The Department’s behavioral health managed care organizations’ capitation rates and MA provider rates are *anticipated* to be adjusted to reflect the increased PRTF costs. Since all current licensed and certified RTFs are MA providers, *the Department does not anticipate a cost to the regulated community.* (Emphasis added.)

Commenters, however, strongly disagree with the Department’s conclusion, submitting extensive comments asserting that they are not adequately funded currently, and the proposed staffing requirements will only exacerbate the situation and could have significant negative impacts. One commenter states, “The increased expenses related to implementing these new heightened standards come at a time when agencies are already struggling with rates that fail to adequately reimburse the expenses they incur. . . . Conducting a fiscal impact analysis after the final regulations have been approved and implemented could shrink or deplete capacity levels significantly at a time when they are already decreased.” Representative Doyle Heffley and Representative Perry Warren, 2023-24 legislative session Chairmen of the House Human Services Committee, have submitted a joint comment expressing similar concerns. Their comment notes that the Department’s proposed regulatory package “lacks clarity regarding whether the increased administrative and training expectations will lead to improved client care. Any additional financial burden on facilities to meet these requirements should be justified by evidence that they enhance the quality and delivery of these services.” We agree that the fiscal impacts of the proposed regulation require more explanation from the Department to determine whether the regulation is in the public interest. We ask the Department to address the need for and fiscal impacts of specific staffing provisions in the preamble and RAF of the final regulation. Additionally, we ask the Department to provide information supporting the expectation that provider rates will be adjusted to reflect the increased PRTF costs.

Fiscal impacts and reasonableness of staffing generally

Further, we note that commenters’ concerns related to the fiscal impacts and reasonableness of staffing require-

ments are not limited to Sections 5330.41—5330.53. We provide below examples of staffing comments related to other sections:

- Section 5330.13(c) (relating to abuse): Commenters state that the requirement for a PRTF to comply with the Adult Protective Services Act creates an extra administrative and training burden as staff will need an additional half-hour of Mandated Reporter Training annually;

- Section 5330.151(b), (c), and (d) (relating to transportation): Commenters assert that an increased staff-to-child, youth, or young adult ratio during transportation will have a significant financial impact and only increase the difficulty of meeting the on-campus staffing ratios;

- Section 5330.181(e)(3) (relating to use of manual restraints): Commenters believe that the requirement for staff to review a performance improvement process related to the use of manual restraints every 30 days is unnecessarily frequent;

- Section 5330.187(b)(10) (relating to documentation of a manual restraint): Commenters assert that requiring all of the participants in the use of a restraint to submit their own written statements is an excessive administrative burden that exceeds Federal regulation;

- Section 5330.201(c)(1) (relating to requirements for a secure facility): The provision requires a secure PRTF, during awake hours, to have at least one mental health worker or PRTF staff person who meets the qualifications of a mental health worker to provide supervision to every four children, youths, or young adults. Commenters state that it is already challenging to find clinicians willing to work in this level of care and unreasonable to expect that agencies will be able to recruit clinicians willing to work evening shifts, particularly in rural areas;

- Section 5330.213(b)(5) (relating to PRTF record): Commenters question the purpose of the requirement for staff to update annually written agreements to coordinate services if nothing has changed, and assert that this requirement represents an additional excessive administrative burden; and

- Section 5330.221(a)(2)(iii) (relating to quality assurance requirements): Commenters note that the need for the annual report to include an “assessment of delivered service outcomes and if treatment plan goals have been completed” would require additional staffing hours from a qualified staff person who is at least a mental health professional and require additional annual expenses.

We ask the Department to address the fiscal impacts and reasonableness of the specific sections above and how the fiscal impacts are balanced with protection of the public health, safety, and welfare.

Commenters argue that the treatment standards in Sections 5330.141—5330.148 further exacerbate the staffing issues and fiscal impacts by requiring a dramatic increase in the amount of psychiatric and clinical time that the PRTFs would need to supply. Commenters state that PRTFs would face two onerous barriers: the national shortage of psychiatrists, mental health professionals, and nurses; and inadequate MA funding. Commenters point out that these issues are even more problematic in rural communities. We note examples of comments from the regulated community which indicate the significance of these staffing issues and fiscal impacts.

- “The draft regulations are built upon a false assumption of full staffing levels in a time of critical staffing shortages. There is no guarantee that [MA] plans will absorb additional costs as required by these proposed regulations.”
- “This proposed regulation places the impossible burden of the [C]ommonwealth’s PRTFs having to recruit and hire a high volume of psychiatrists against the setting of the state and national psychiatric shortage. . . .”
- “. . .there is a significant disconnect between the expectations from the [D]epartment and the reality for providers. . . .”

Given commenters’ concerns related to the workforce shortage in the behavioral health field, particularly in rural communities, we ask the Department to address the reasonableness and fiscal impacts of requirements related to treatment standards in the final regulation. We also ask the Department to explain how the final regulation balances the feasibility and fiscal impacts of treatment standards with protection of the public health, safety, and welfare.

Consensus

Blended with concerns related to the feasibility and fiscal impacts of requirements for staffing and treatment services are calls from the regulated community for the Department to re-engage stakeholders. Commenters assert that the proposed regulations were developed without adequate provider input since the last provider consultation occurred in June 2020. Commenters state that they were not afforded the opportunity to review or comment on several provisions included in the proposed regulation. One commenter expresses an interest in understanding the rationale behind some of the proposed language while another requests that the Department withdraw the proposed regulation in order to have sufficient time for adequate and appropriate collaboration between the Commonwealth and the PRTFs.

Rep. Heffley and Rep. Warren also address concerns about the potential negative consequences of moving forward without reconvening the stakeholders to obtain a clear understanding of the current challenges facing residential treatment facilities. They state that additional information is needed to ascertain whether or not providers will be able to comply with the increased staffing requirements. The Representatives conclude, “If they cannot do so, there will not be adequate facilities to provide these important services, and the regulations will be rendered meaningless.”

While the Department states in the RAF that it provided updates and information on the proposed rulemaking to interested parties and organizations throughout the drafting of the proposed rulemaking to ensure a transparent process, the Commission believes that the concerns raised by legislators and commenters are significant enough that it would be in the public interest for the Department to issue an Advance Notice of Final Rulemaking (ANFR) to assist in reaching consensus with stakeholders before moving to the final-form regulation. For example, certain provisions within this regulatory package are more stringent than Federal regulations. Commenters ask the Department to align with Federal standards wherever possible to minimize confusion, duplication of requirements, and fiscal impacts. This is an example of one area where an ANFR could provide the opportunity to reach consensus.

Section 2(a) of the RRA states, “To the greatest extent possible, this act is intended to encourage the resolution

of objections to a regulation and the reaching of a consensus among the [C]ommission, the standing committees, interested parties and the agency.” 71 P.S. § 745.2(a). Due to the volume of objections, concerns, and questions about the proposed regulation, we believe there is more work to be done by the Department in concert with the regulated community. The Commission recommends that the Department engage stakeholders to reach consensus on how to balance protection of the public health, safety, and welfare with the feasibility, reasonableness, and fiscal impacts of implementation of the requirements in these new chapters before issuing an ANFR.

2. Section 1330.2. Definitions.

Section 5330.3. Definitions.—Clarity.

Commenters request clarification of several proposed definitions found in both Chapters 1330 and 5330.

Elopement

“Elopement” is defined as when a child, youth, or young adult leaves the premises of a PRTF or a location without staff approval. Is there an amount of time that a child, youth, or young adult must be off of the premises to be considered elopement?

Also, we ask the Department to clarify “elopement” as the term relates to Section 1330.33(b) (relating to limitation on payments) which states MA will pay for “up to two days of elopement from a PRTF” per calendar year for each child, youth, or young adult, and Section 5330.14(c)(4) (relating to reportable incidents) which requires an incident report for a child’s, youth’s, or young adult’s elopement from a PRTF.

Visit

Does the term “visit” include scenarios when a child, youth, or young adult is under the approved temporary supervision of an individual on the premises of the PRTF? Does the term include therapeutic leave?

3. Section 1330.31. General payment.—Reasonableness of requirements, implementation procedures, and timetables for compliance.

Subsection (b)

This section provides for the payment for medically necessary services provided by a PRTF to a child, youth, or young adult who is an MA recipient subject to certain conditions and limitations. Subsection (b) includes a 12-month timeframe (from the effective date of the final-form rulemaking) for providers to come into full compliance in order to be paid. Commenters express concern about the reasonableness of this timeframe, asserting that 12 months is not sufficient time, especially when considering the size of providers, funds, and other factors. A commenter states that much of providers’ ability to comply with these new regulations will hinge on adequate rates. Another commenter states that requiring PRTFs to acquire extra psychiatric, clinical, and nursing hours against the setting of a well-documented national shortage of these providers without realistic assurance of adequate remuneration is confrontational and endangering to behavioral health providers. We ask that the Department reconsider this timetable or explain why it is reasonable.

4. Section 1330.38. Nonallowable costs.—Economic or fiscal impacts; Clarity, feasibility, and reasonableness.

This section provides for the costs that are excluded from the operating costs described in Section 1330.34 (relating to allowable costs) and are not included in a

PRTF's per diem rate. Commenters raise questions and express concerns about PRTFs having to absorb additional administrative costs that the Department will not reimburse. For example, under subsection (a) commenters raise the following questions and concerns:

- In paragraph (a)(5), how does the Office of Mental Health and Substance Abuse Services intend to collaborate with districts to ensure that this provision is met? Commenters assert that youths enrolled in regular education may not be funded for some education services that may be required due to their mental health disability, and that support provided by staff is not necessarily billed to the home school district for cases in which the student is identified as regular education. Commenters question if districts will be required to reimburse PRTFs when home-bound or onsite instruction requires support from PRTF staff.
- In paragraph (a)(7), having to separate program expenses by clients who are MA versus those covered by other payors creates an administrative burden, according to commenters.
- Subparagraph (a)(9)(xvi) addresses barber and beautician services, which are an important aspect of self-care for the children, youths, and young adults, according to commenters. They believe this necessary activity should be an allowable cost so that it is not an unfunded mandate.
- Subparagraph (a)(9)(xviii) addresses clothing and shoes for children, youths, or young adults receiving services in the PRTF. Commenters note that they absorb the cost of providing clothing without reimbursement when parents and guardians are unable to provide children, youths, or young adults with adequate clothing and shoes.

PRTFs assert that many of the nonallowable costs listed in this section are an important part of their operations. We ask the Department to explain the reasonableness and fiscal impacts of nonallowable costs.

Also, under Subparagraph (a)(9)(vi), fundraising costs are excluded from the operating costs described in Section 1330.34 (relating to allowable costs) and are not included in a PRTF's per diem rate. Section 1330.35(7) states that in an annual cost report, the PRTF shall report income from "fundraising efforts restricted for allowable costs." If amounts raised through fundraising efforts are being counted to offset allowable costs under Section 1330.35(7), why are costs associated with fundraising prohibited from inclusion in allowable costs under Section 1330.38(a)(9)(vi)? We ask the Department to clarify the treatment of fundraising efforts in these two sections.

5. Section 1330.39. Annual cost reporting and independent audit.—Clarity.

Subsection (d)

Subsection (d) states, "a PRTF shall disclose in the independent audit the existence of any *affiliate* and the *affiliate's* relationship to the PRTF, including the nature of any financial transaction between the *affiliate* and the PRTF." (Emphasis added.) We note that "related party" is defined in Section 1330.2 (related to definitions), in part, as "an individual or organization that is associated or affiliated with or has control of or is controlled by a PRTF." We ask the Department to clarify the final regulation by using the defined term "related party" rather than affiliate.

6. Section 1330.40. Rate setting.—Economic or fiscal impacts; Clarity, feasibility, and reasonableness.

This section provides for the establishment of per diem rates based on certain criteria. Commenters express concerns about certain provisions in this section. For example, one commenter notes the absence of any kind of adjustment for rates for unexpected expenses. Another commenter has concerns about subsection (b) and the expectation of having providers finance items and activities that are necessary for client self-care and basic needs. We ask the Department to explain the reasonableness and fiscal impacts of the per diem rates.

7. Section 5330.14. Reportable incidents.

Section 5330.15. Recordable incidents.—Economic or fiscal impacts; Protection of the public health, safety, and welfare; Clarity and lack of ambiguity; Need; Reasonableness of requirements, implementation procedures, and timetables for compliance.

Sections 5330.14(b), (c), and (d) and Section 5330.15(b) each require action (either reporting or notification) within 12 hours of a reportable or recordable incident. Commenters question the need for and fiscal impacts of reducing the timeframe from the current 24 hours to 12 hours in the proposed regulation, and argue that it would result in an administrative burden. We ask the Department to explain how the timeframe in the final regulation balances protection of the public health, safety, and welfare with the reasonableness and fiscal impacts of the requirement.

Section 5330.14

We ask the Department to clarify what is meant by the phrase "State-designated protection and advocacy system" in subsections (e), (f), and (g).

8. Section 5330.18. Confidentiality of records.—Clarity and lack of ambiguity.

Subsection (a)

Paragraph (a)(11) requires a PRTF to comply with "other applicable statutes and regulations" to the extent applicable. We ask the Department to specify any other statutes and regulations that are applicable.

9. Section 5330.20. Visits.—Economic or fiscal impacts; Clarity, feasibility, and reasonableness; Need.

Subsection (g)

Subsection (g) requires a PRTF to contact the child's, youth's, or young adult's parent, legal guardian, or caregiver at least once every 24 hours if a visit lasts more than 24 hours to check on the safety, health, and well-being of the child, youth, or young adult. What is meant by "contact?" Is a conversation required or is a voice or text message sufficient? Is documentation required? Commenters are concerned by the increased administrative burden that would result from such a requirement, especially during the holiday season. They assert that the staff available to make these contacts have the potential to be ill-equipped to adequately respond to a parent or guardian experiencing distress during a visit. One commenter is concerned that this provision implies legal liability on the part of the PRTF if unsafe or harmful behavior occurs during a visit. Commenters also note that a parent may not want the visit interrupted by daily contact from the PRTF. We ask that the Department explain the need for and reasonableness of requiring contact every 24 hours, and clarify implementation procedures of any contact requirement in the final

regulation. We also ask the Department to address the fiscal impacts of this requirement.

10. Section 5330.31. Rights.—Economic or fiscal impacts; Clarity, feasibility, and reasonableness.

Subsection (b)

Commenters assert that the Department elevates the clients' need for clean and appropriate clothing to that of a right in paragraph (b)(5) while designating clothing and shoes for children, youths, or young adults receiving services in the PRTF as a nonallowable cost for MA reimbursement in Section 1330.38(a)(9)(xviii). We ask the Department to explain how requiring the PRTFs to provide clothing without reimbursement is reasonable and address the fiscal impacts.

In paragraph (b)(6), we ask the Department to clarify the term "excessive medication."

11. Section 5330.41. Supervision of staff.—Economic or fiscal impacts; Protection of the public health, safety, and welfare; Clarity, feasibility, and reasonableness.

Subsection (a)

Subsection (a) requires a PRTF to have a written policy and procedure on the supervision of PRTF staff.

Under subparagraphs (a)(1)(i) and (ii), a medical director is required to provide the following supervision to a registered nurse (RN), clinical director, or advanced practice professional: one hour of face-to-face supervision every month, and thirty minutes of direct observation of the provision of services every six months. We note that Section 5330.43(c) (relating to medical director) requires that the medical director be licensed in this Commonwealth as a physician practicing psychiatry and be a board-certified or board-eligible psychiatrist. Commenters state that these new supervision requirements are excessive and will significantly add to the cost of care and service delivery with no clinical or operational benefit. Commenters assert that this subsection pushes medical directors to operate outside of their scope of work, and the additional time required to provide supervision and observation detracts from the amount of time the medical director has available to serve as a treatment team leader and provide medication management.

Similarly, subparagraphs (a)(3)(i) and (ii) require a clinical director, medical director, or mental health professional to provide supervision to a mental health worker supervisor for: two hours each month (of which one hour shall be face-to-face), and one hour of direct observation of the provision of services every six months. Commenters state that the time demands of these requirements detract from the clinical director's proper role of establishing and training the clinical best practices of program, and supervising the mental health professionals and case managers.

We ask the Department to explain how the requirements for staff supervision are reasonable and how the Department balances protection of the public health, safety, and welfare with the fiscal impacts of staff supervision requirements.

12. Section 5330.42. Staff requirements.—Protection of the public health, safety, and welfare; Clarity, feasibility, and reasonableness; Implementation procedures.

Subsection (a)

Subsection (a) requires staff working in a PRTF to be 21 years of age or older. Commenters argue that this rule will prevent PRTFs from developing an employee pipeline

through clinical field experiences, such as practicums and internships, for students at local colleges and universities. We ask the Department to explain how the minimum age requirement for staff is reasonable and protects the public health, safety, and welfare.

Subsection (b)

Subsection (b) requires at least two PRTF staff persons who are trained in the use of manual restraints to be present and available at the PRTF at all times. Commenters argue that this provision negates the ratio provided in paragraph (c)(1). Paragraph (c)(1) requires at least one mental health worker or a PRTF staff person who meets the qualifications of a mental health worker to provide supervision to every six children, youths, or young adults during the PRTF's awake hours. Commenters explain that it is not uncommon for a PRTF program to split into groups for activities, or for one or two youths to remain at a facility for various reasons, such as waiting for visitation or appointments. Commenters believe that this rule would require two staff trained to implement manual restraints to remain with six or fewer clients at the facility.

Additionally, commenters point out that two individuals trained in the use of manual restraints would be required to be available during all sleeping hours, negating the proposed ratio of at least one mental health worker or a PRTF staff person who meets the qualifications of a mental health worker to provide supervision to every 12 children, youths, or young adults found in paragraph (d)(1). We ask the Department to clarify the implementation of these various provisions and to explain the reasonableness of the number and type of staff required to supervise children, youths, and young adults at PRTFs. We also ask the Department to ensure the supervision provisions in the final regulation are protective of the public health, safety, and welfare.

Subsection (c)

In paragraph (c)(2), PRTF staff providing supervision are required to always be within auditory and visual range of children, youths, or young adults. Commenters state that this requirement is not feasible and is inherently unworkable because clients have the right to privacy while changing their clothing and using the bathroom. They note also that it is not possible to maintain visual contact with all clients while they are in their rooms enjoying their time alone. We ask the Department to clarify this provision to ensure that the final regulation protects the public health, safety, and welfare and is feasible.

Paragraph (c)(3) requires a mental health professional to be present at the PRTF during the PRTF's awake hours. Commenters assert that requiring non-traditional hours will make recruiting and retention of mental health professionals more difficult. We ask the Department to explain the reasonableness of the requirements for awake hours in the final regulation and how the regulation balances reasonableness with protection of the public health, safety, and welfare.

13. Section 5330.51. Initial staff training.

Section 5330.52. Annual staff training.—Economic or fiscal impacts; Protection of the public health, safety, and welfare; Clarity, feasibility, and reasonableness.

These sections provide for training requirements, including new behavioral health training areas, with which PRTF staff must comply. Commenters express concerns about the fiscal impacts of these sections and question

whether it is reasonable for these requirements to be applied to all PRTF staff and volunteers who may have very little direct contact with PRTF clients. A commenter asserts that the proposed regulations require an increase of 20 additional training hours annually for indirect staff. One commenter has suggested that “any training requirements should be tailored for each discipline as 30 hours is significant, especially when the training topic may not relate to a professional’s responsibilities at the PRTF.” We ask that the Department explain how the initial and annual training requirements are reasonable, and how the regulation balances the fiscal impacts of staff training requirements with protection of the public health, safety, and welfare.

14. Section 5330.77. First aid supplies.—Economic or fiscal impacts; Protection of the public health, safety, and welfare; Clarity, feasibility, and reasonableness.

Subsections (a) and (c)

Subsection (a) requires that a first aid kit be available to staff on every floor of the PRTF. Commenters express concerns about the additional costs, as well as the requirement in paragraph (c)(10) for the first aid kits to have opioid overdose reversal medication. We ask the Department to explain how the regulation balances the reasonableness and fiscal impacts of these first aid kit requirements with protection of the public health, safety, and welfare.

15. Section 5330.92. Unobstructed egress.—Protection of the public health, safety, and welfare; Clarity, feasibility, and reasonableness.

This section requires stairways, hallways, doorways, passageways, and egress routes from rooms and from a PRTF to be unlocked and unobstructed, unless certain conditions are met. For example, in subsection (c), doors with delayed egress must be equipped with a mechanism that unlocks after no more than a 15-second delay. Commenters express concerns about the 15-second-delay requirement, arguing that it would pose additional safety risks to PRTF patients. We ask the Department to explain how the delay timeframe for doors with delayed egress is reasonable and protects the public health, safety, and welfare.

16. Section 5330.141. Treatment planning requirements.—Economic or fiscal impacts; Clarity, feasibility, and reasonableness.

Subsection (b)

Subsection (b) states that a treatment team leader shall ensure that *only* PRTF staff who are trained and experienced in the use of the modalities proposed in the treatment plan participate in its development, implementation, and review. (Emphasis added.) We ask the Department to explain the reasonableness of excluding non-professionals, such as parents, youths, and childcare staff, from this process.

Subsection (d)

Subsection (d) requires PRTF staff to maintain a communication log for each child, youth, or young adult that includes daily notes about the child’s, youth’s, or young adult’s behaviors and observations about the child, youth, or young adult that can be used by the treatment team in the treatment planning process. Commenters express concerns about duplication of recordkeeping and raise the question of the unknown impacts that these and other new administrative burdens may have on client care. We ask the Department to clarify for the regulated community whether subsection (d) is a duplication of

recordkeeping, and, if it is, to address the reasonableness and fiscal impacts of maintaining a communication log for each child, youth, or young adult.

17. Section 5330.142. Treatment plans.—Clarity, feasibility, and reasonableness; Need; Implementation procedures and timetables for compliance.

Subsection (a)

Paragraph (a)(1) states that a multi-disciplinary assessment and screening must be completed within 48 hours of a child’s, youth’s, or young adult’s admission to the PRTF. Commenters state that clients often undergo significant emotional adjustments during the process of being admitted into a PRTF, so requiring them to submit to multiple screenings within a 48-hour window is excessive and not trauma informed in certain circumstances. Commenters also question how compliance with this requirement would be achieved if a youth is admitted to a PRTF on a Friday afternoon and relevant staff do not work over the weekend. We ask the Department to explain the need for and reasonableness of the timeframe for completing an assessment and screening in the final regulation.

Commenters also raise questions related to the phrase “multi-disciplinary assessment and screening” in paragraph (a)(1). Does it refer to the psychosocial assessment or to various treatment team members providing unique assessments within their disciplines? We ask the Department to clarify this phrase in the final-form regulation.

18. Section 5330.145. Treatment services.—Economic or fiscal impacts; Protection of the public health, safety, and welfare; Clarity, feasibility, and reasonableness; Need; Acceptable data.

Subsection (c)

As addressed more specifically below, subsection (c) requires each child, youth, or young adult to attend a minimum of ten hours of various forms of therapy per week or per month. What is the basis for these requirements? Commenters point out that the Department has provided no validation, evidence-based, or best practice reference as to why these proposed treatment standards are in the best interest of the children, youths, or young adults. Commenters believe the amount and type of therapeutic support and intervention should be driven by each individual’s needs rather than regulation. Commenters add that their clients require down time like any other kids and that care must be taken not to over-program. We ask the Department to explain the need for and reasonableness of the minimum number of treatment hours in the final regulation and to provide data to support the treatment requirements.

Paragraph (c)(1) requires a PRTF to provide at least one hour each month of individual therapy with the child’s, youth’s, or young adult’s treatment team leader. According to Section 5330.44(c) (relating to treatment team leader), the treatment team leader shall meet the qualifications of a medical director specified in Section 5330.43(c) (relating to medical director). Section 5330.43(c) requires the medical director to be licensed in this Commonwealth as a physician practicing psychiatry and be a board-certified or board-eligible psychiatrist. Therefore, paragraph (c)(1) requires a psychiatrist to provide at least one hour each month of individual therapy with each child, youth, or young adult in a PRTF. Commenters emphasize the fiscal impacts of this requirement and question the reasonableness. One commenter states,

Since the 1990s, there has been a steady decline in the amount of psychotherapy provided by psychiatrists. The

percentage of psychiatric visits which involve psychotherapy dropped to 21.6% of patient visits between 1996 and 2016. There is no data to suggest a reversal in this trend. This data suggests PRTFs will have difficulty hiring psychiatrists proficient in providing psychotherapy. Against this backdrop, there is a well-documented shortage of psychiatrists in Pennsylvania.

Another commenter similarly states that few psychiatrists are trained and proficient in providing individual therapy due to the emphasis on their providing medication management. While we address staffing generally in comment # 1, we ask the Department to explain how the regulation balances protection of the public health, safety, and welfare with the reasonableness and fiscal impacts of this requirement for one hour each month of individual therapy with the child's, youth's, or young adult's treatment team leader.

Paragraph (c)(2) also requires at least two hours each week of individual therapy with the child's, youth's, or young adult's mental health professional. A commenter argues that research shows that being engaged in individual therapy with multiple clinicians is contraindicated due to the potential of confused messaging it provides the client. We ask the Department to explain the reasonableness of also requiring at least two hours each week of individual therapy with the child's, youth's, or young adult's mental health professional and how this provision protects the public health, safety, and welfare.

Paragraph (c)(3) requires children, youths, and young adults to attend at least three hours each week of group therapy, and paragraph (c)(5) requires a PRTF to provide at least three hours each week of psychoeducation group therapy. A commenter states that increasing demands for group therapy and psychoeducation groups to three hours each per week may be stressful for the residents who already attend school and other therapy sessions. Additionally, commenters argue that increasing group therapy demands will have fiscal impacts due to a need for increased staffing. We ask the Department to explain the reasonableness of requiring at least three hours each week of group therapy and at least three hours each week of psychoeducation group therapy. We also ask the Department to explain how it balances the fiscal impacts of these requirements with protection of the public health, safety, and welfare.

19. Section 5330.147. Discharge.—Clarity and lack of ambiguity; Reasonableness of requirements, implementation procedures, and timetables for compliance.

Commenters note that this section does not account for discharges that occur against medical advice or circumstances of which the PRTF is not in control. We ask the Department to clarify implementation procedures related to discharges that are out of the PRTF's control or occur against medical advice.

20. Section 5330.166. Medication refusal.—Reasonableness of requirements, implementation procedures, and timetables for compliance.

Subsection (c)

Under subsection (c), a PRTF must inform the child's, youth's, or young adult's treatment team leader of the refusal to take prescription medication as soon as possible, but no later than one hour after the refusal. Commenters assert that this timeframe is excessively restrictive as it does not account for the possibility of the nursing staff being pulled away to observe a restraint or other crisis. Also, commenters note that the overall administration of medication can sometimes exceed an

hour. We ask the Department to explain the reasonableness of the timeframe for notification of medication refusal in the final regulation.

21. Sections 5330.181. Use of manual restraints.—Clarity and lack of ambiguity.

Subsection (e)

We ask the Department to clarify what is meant by the phrase "approved State protection and advocacy organization" in paragraph (e)(4).

22. Section 5330.182. Ordering a manual restraint.—Economic or fiscal impacts; Protection of the public health, safety, and welfare; Reasonableness of requirements, implementation procedures, and timetables for compliance.

Subsection (i)

Subsection (i) states that an order for a manual restraint and the application of a manual restraint may not exceed 30 minutes. Commenters assert that this proposed rule is far more stringent than Federal regulations. They argue that limiting restrictive procedures to a half-hour length has the potential to create an unnecessary safety risk for both staff and the client as it is possible that clients may need to be released from the restraint before they have physically de-escalated. They further explain that in such a scenario, the requirement would necessitate the creation of a second restraint form resulting in additional reporting and debriefing requirements. We ask the Department to explain how the timeframe of an order for a manual restraint and application of a manual restraint is reasonable and protects the public health, safety, and welfare. If this timeframe is unchanged from the proposed regulation, we ask the Department to address the fiscal impacts of additional reporting and debriefing requirements.

23. Section 5330.184. Restrictive procedure plan.—Reasonableness of requirements, implementation procedures, and timetables for compliance.

Subsection (a)

Subsection (a) requires a restrictive procedure plan to be written within 24 hours of a child's, youth's, or young adult's admission to a PRTF and prior to the use of a manual restraint. Commenters state that requiring a restrictive procedure plan to be written at the time of admission will result in the lack of individualization of the plan as the facility will have no time to observe the client. We ask the Department to explain the reasonableness of the timeframe in the final regulation for writing a restrictive procedure plan.

24. Section 5330.185. Application of a manual restraint.—Economic or fiscal impacts; Protection of the public health, safety, and welfare; Clarity, feasibility, and reasonableness; Need; Implementation procedures, and timetables for compliance.

Subsection (a)

Subsection (a) states that a PRTF shall have at least two PRTF staff persons present during the application of a manual restraint. Commenters agree that having two persons present is ideal, but not always possible. A commenter suggests that this provision could result in PRTFs exercising greater caution when considering admitting clients with a history of acute crisis behavior. Another commenter argues that imminent danger can occur very quickly and having to wait for another staff person to respond could lead to the injury of a client and/or staff. We ask the Department to explain the need

for and reasonableness of requiring at least two staff persons during application of a manual restraint, and how the regulation balances protection of the public health, safety, and welfare with the fiscal impacts of this provision.

Subsection (i)

Subsection (i) requires that within 30 minutes of initiation of a manual restraint or immediately after a manual restraint is removed, a treatment team leader, physician, advanced practice professional, or RN, who is certified in the use of manual restraints, shall conduct a face-to-face assessment. Commenters state that the proposed rule halves the Federal standard of a one-hour window for the face-to-face assessment to occur, and that it is likely that clients may not be sufficiently deescalated after the restraint to cooperate. Commenters note that this standard could be impossible to meet if multiple restraints occur simultaneously on campus. Additionally, they assert that it will also make it more challenging for on-call registered nurses to respond on time when called in to complete a face-to-face evaluation, especially in rural areas or in the event of inclement weather. We ask the Department to explain the need for and reasonableness of requiring a face-to-face assessment within 30 minutes of initiation of a manual restraint or immediately following the removal of a manual restraint. We also ask the Department to explain how the regulation balances the feasibility of this requirement with protection of the public health, safety, and welfare.

Subsection (k)

Under subsection (k), a PRTF shall notify the child's, youth's, or young adult's parent, legal guardian, or caregiver of the manual restraint within one hour after the manual restraint has ended. Commenters assert that this will create an unrealistic burden on the PRTF staff as the requirement does not account for multiple clients being dysregulated at the same time, nor does it account for the subsequent administrative tasks that follow, including the debriefing of a client, completing necessary medical assessments, re-stabilizing the milieu, and ensuring the safety of all youths that may have witnessed the event. We ask the Department to explain the need for and reasonableness of the one-hour timeframe for notification and how the regulation balances protection of the public health, safety, and welfare with the feasibility of this provision.

25. Section 5330.188. Debriefing.—Clarity and lack of ambiguity; Need; Reasonableness of requirements, implementation procedures, and timetables for compliance.

Subsection (b)

Subsection (b) requires a face-to-face discussion with the child, youth, or young adult to occur within 24 hours after the use of a manual restraint and to include representatives from the child's, youth's, or young adult's treatment team. Commenters assert that requiring representatives of the treatment team (who are frequently not scheduled to work on weekends) in addition to the PRTF staff involved in the restraint creates an administrative burden that would make it difficult for the debrief to occur within 24 hours as required by subsection (d). We ask the Department to explain the need for and reasonableness of the 24-hour timeframe, as well as the need for and reasonableness of requiring representatives from the treatment team to attend.

Subsection (d)

Subsection (d) requires a debrief within 24 hours after the use of a manual restraint conducted by the PRTF

staff involved in the manual restraint, and supervisory and administrative staff. We ask the Department to clarify who are the "supervisory" and "administrative staff" that are required to participate in the debrief? Commenters express concern about the availability of certain staff if the 24 hours occurs during a weekend. We ask the Department to address the need for and reasonableness of a 24-hour timeframe, as well as the need for and reasonableness of who is required to participate.

GEORGE D. BEDWICK,
Chairperson

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INSURANCE DEPARTMENT

Application for Domestic Certificate of Authority Filed by Highmark Assure Health, Inc.

Highmark Assure Health, Inc. filed an application with the Insurance Department (Department) on December 9, 2024, for a certificate of authority to operate as both a nonprofit hospital plan corporation and a nonprofit professional health services plan under the guidance of 40 Pa.C.S. §§ 6101—6127 (relating to hospital plan corporations).

Interested parties are invited to submit written comments to the Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements may be emailed to Lori Rumpf, Company Licensing Division, lrumpf@pa.gov.

MICHAEL HUMPHREYS,
Insurance Commissioner

[Pa.B. Doc. No. 25-105. Filed for public inspection January 17, 2025, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Domestic Certificate of Authority Filed by Highmark Care Benefits, Inc.

Highmark Care Benefits, Inc. filed an application with the Insurance Department (Department) on December 9, 2024, for a certificate of authority to operate as both a nonprofit hospital plan corporation and a nonprofit professional health services plan under the guidance of 40 Pa.C.S. §§ 6101—6127 (relating to hospital plan corporations).

Interested parties are invited to submit written comments to the Department within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements may be emailed to Lori Rumpf, Company Licensing Division, lrumpf@pa.gov.

MICHAEL HUMPHREYS,
Insurance Commissioner

[Pa.B. Doc. No. 25-106. Filed for public inspection January 17, 2025, 9:00 a.m.]

INSURANCE DEPARTMENT

Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Wyncote Care, LLC

Wyncote Care, LLC has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Wyncote Care Center in Wyncote, PA. The initial filing was received on December 24, 2024, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P.S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient details to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, syerger@pa.gov.

MICHAEL HUMPHREYS,
Insurance Commissioner

[Pa.B. Doc. No. 25-107. Filed for public inspection January 17, 2025, 9:00 a.m.]

INSURANCE DEPARTMENT

David Benedict Kearney; Order to Show Cause; Doc. No. SC24-12-007

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), §§ 561—588 (relating to administrative proceeding interpreters for persons with limited English proficiency; and administrative proceeding interpreters for persons who are deaf), 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) except as modified by order.

A prehearing telephone conference initiated by this office is scheduled for February 11, 2025, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before February 7, 2025. A date for a hearing shall be determined, if necessary, at the prehearing/settlement conference.

Protests, petitions to intervene or notices of intervention, if any, must be electronically filed on or before January 27, 2025, with the Administrative Hearings Office. The email address to be used for the Administrative Hearings Office is ra-hearings@pa.gov. Answers to protests, petitions to intervene or notices of intervention, if any, shall be electronically filed on or before February 7, 2025.

Persons with a disability who wish to attend the previously referenced administrative proceedings and require an auxiliary aid, service or other accommodation to

participate in the hearing, contact Nicole Sites Heaton, (717) 787-5790, nsitesheat@pa.gov.

MICHAEL HUMPHREYS,
Insurance Commissioner

[Pa.B. Doc. No. 25-108. Filed for public inspection January 17, 2025, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) has not received any 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.

AMY J. MENDELSON,
Director
Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 25-109. Filed for public inspection January 17, 2025, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Confirmation of an Exemption

P-2024-3049273. Transource Pennsylvania, LLC. Petition of Transource Pennsylvania, LLC for confirmation of an exemption from local zoning regulation and for the construction of buildings in connection with the construction of a proposed electric substation in Peach Bottom Township, York County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 3, 2025. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are available only online for inspection and copying on the Pennsylvania Public Utility Commission's (Commission) website at www.puc.pa.gov and at the applicant's business address. Parties to proceedings pending before the Commission must open and use an eFiling account through the Commission's website at www.puc.pa.gov or they may submit the filing by overnight delivery to the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. If a filing contains confidential or proprietary material, the filing is required to be submitted by overnight delivery. Large filings containing confidential or proprietary material may be submitted through the Commission's Share Point file system with advanced notice to the Commission prior to submittal.

Petitioner: Transource Pennsylvania, LLC, 1 Riverside Plaza, Columbus, OH 43215-2372, Attention: David E. Rupert

Through and By Counsel for: John F. Povilaitis, Esquire, Alan M. Seltzer, Esquire, 409 North Second Street,

Suite 500, Harrisburg, PA 17101, (717) 237-4800, fax (717) 233-0852, john.povilaitis@bipc.com, alan.seltzer@bipc.com; Hector Garcia Santana, Esquire, American Electric Power Service Corporation, 1 Riverside Plaza, 29th Floor, Columbus, OH 43215, (614) 716-3410, fax (614) 716-1613, hgarcial@aep.com

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 25-110. Filed for public inspection January 17, 2025, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Natural Gas Service

A-2025-3052837. Columbia Gas of Pennsylvania, Inc. Application for the approval of abandonment of natural gas service by Columbia Gas of Pennsylvania, Inc. to one active residential premises in Allegheny County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 3, 2025. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are available only online for inspection and copying on the Pennsylvania Public Utility Commission's (Commission) website at www.puc.pa.gov and at the applicant's business address. Parties to proceedings pending before the Commission must open and use an eFiling account through the Commission's website at www.puc.pa.gov or they may submit the filing by overnight delivery to the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. If a filing contains confidential or proprietary material, the filing is required to be submitted by overnight delivery. Large filings containing confidential or proprietary material may be submitted through the Commission's Share Point file system with advanced notice to the Commission prior to submittal.

Applicant: Columbia Gas of Pennsylvania, Inc., 121 Champion Way, Suite 100, Canonsburg, PA 15317

Through and By Counsel for: Candis A. Tunilo, Esquire, 800 North Third Street, Suite 204, Harrisburg, PA 17102, ctunilo@nisource.com; Theodore J. Gallagher, Esquire, 121 Champion Way, Suite 100, Canonsburg, PA 15317, tjgallagher@nisource.com

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 25-111. Filed for public inspection January 17, 2025, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 3, 2025. 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 3, 2025. 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 website at www.puc.pa.gov by searching under the docket number as follows or by searching the applicant's website.

Applications of the following for approval to *begin operating as common carriers for transportation of persons* as described under each application.

A-2024-3052695. C & C Nemt, LLC (3313 Woodhaven Road, Philadelphia, Philadelphia County, PA 19154) to transport persons, by motor vehicle, in paratransit service, from points in the City and County of Philadelphia, to points in Pennsylvania, and return.

A-2025-3052758. Carecruiz Homecare Agency, LLC (87 Stambaugh Avenue, Suite 7, Sharon, PA 16146) to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Butler, Crawford, Lawrence, Mercer and Venango, to points in Pennsylvania, and return.

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-2024-3052701. Search 1 Media, LLC, t/a Move Up Movers (1946 West 26th Street, Suite 17, Erie, Erie County, PA 16508) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points within a 50-mile radius of the limits of Erie County.

Applications of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience* as described under each application.

A-2024-3052729. PJA, Inc., t/a Hansens Errand Service (2131 West 8th Street, Suite A, Erie, Erie County, PA 16505) for the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Cambria, Cameron, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, Lycoming, McKean, Mercer, Potter, Tioga, Venango and Warren, to points in Pennsylvania, and return, subject to the following conditions: provided that the transportation between or from points in the Counties of Cambria and Union shall be limited to transportation requested by and paid for by insurance carriers for the transportation of insured persons to medical facilities in connections with workers' compensation claims. For the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in Mercer County, to points in Pennsylvania, and return.

A-2024-3052733. PJA, Inc., t/a Hansens Errand Service (2131 West 8th Street, Suite A, Erie, Erie County, PA 16505) for the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in airport transfer

service, from hotels located in the County of Erie to the Erie International Airport, a/k/a Tom Ridge Field, located in Erie County.

A-2025-3052763. Farruggio's Bristol & Philadelphia Express, Inc. (1419 Radcliffe Street, Bristol, Bucks County, PA 19007) for the discontinuance and cancellation of its right to transport persons, as a common carrier, by motor vehicle, in airport transfer service, as originally granted at docket A-00077088F6.

A-2025-3052763. Farruggio's Bristol & Philadelphia Express, Inc. (1419 Radcliffe Street, Bristol, Bucks County, PA 19007) for the discontinuance and cancellation of its right to transport, as a common and contract carrier, by motor vehicle, household goods in use, as originally granted at docket A-00077088.

A-2025-3052773. Simonik Transportation & Warehousing Group, LLC (P.O. Box 572, Lumberton, NJ 08048) for the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, household goods in use, which is to be a transfer of all rights authorized under the certificates issued at A-00115142, F.2 to Simonik Moving & Storage, Inc., subject to the same limitations and conditions, as originally docketed at A-2008-2023229.

A-2025-3052775. Whitemarsh Community Ambulance Association (P.O. Box 376, Lafayette Hill, Montgomery County, PA 19444) for the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, at A-2015-2471344, persons in paratransit service, from points in the Counties of Montgomery and Philadelphia, to points in Pennsylvania, and return; provided that: (i) all service originating in Montgomery County shall originate from Whitemarsh Township or from Mercy Suburban Hospital or Einstein Montgomery Medical Center, each located in East Norriton Township and: (ii) all service shall be rendered in vehicles staffed with a Pennsylvania-certified emergency medical technician or Pennsylvania-certified paramedic who possesses current Cardiopulmonary Resuscitation and Emergency Vehicle Operating Course certifications.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 25-112. Filed for public inspection January 17, 2025, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Formal Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due February 3, 2025, and must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. WHC PA, LLC; Docket No. C-2024-3050978

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That WHC PA, LLC, Respondent, maintains its principal place of business at 1101 Beaver Avenue, Pittsburgh, Pennsylvania, 15233.

2. That Respondent was issued certificates of public convenience by this Commission for taxi and limousine authority on December 3, 2019, paratransit authority on May 4, 2020, transportation network company on February 02, 2022, group and party 15 or less on December 12, 2023, at PUC utility code no. 6322525.

3. That on October 7, 2024, the Commission received a complaint alleging violations of Commission regulations.

4. That on October 8, 2024, PUC Enforcement Officer Ryan Balestra arrived at the headquarters of WHC PA, LLC doing business as ZTRIP to interview the Respondent about the complaint.

5. That the Respondent relayed to Officer Balestra that a reservation was made on July 4, 2024, for July 5, 2024, at 5:45 am. The Respondent stated the driver was assigned, accepted and rejected the call at 5:23 am on July 5, 2024. The complainant requested call and demand services, but no service was available in the area.

6. That Respondent, by failing to provide service at the scheduled pickup time, violated 52 PA § 29.313(a). A call or demand vehicle shall, at all times when on duty and not engaged, furnish trip service on demand to an orderly person for lawful purposes. The penalty for this violation is \$500.00.

Wherefore, the Bureau of Investigation and Enforcement hereby requests that the Commission fine WHC PA, LLC the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,
Brian B. Mehus, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
400 North Street
Harrisburg, PA 17120

VERIFICATION

I, Brian B. Mehus, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 20 November 2024

Brian B. Mehus, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified, and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

Or you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
400 North Street, 3rd Floor
Harrisburg, Pennsylvania 17120

Or, e-mailed to: RA-PCCmplntResp@pa.gov

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

C. You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

D. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

E. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty.

F. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. WHC PA, LLC; Docket No. C-2024-3051331

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That WHC PA, LLC, Respondent, maintains its principal place of business at 1101 Beaver Avenue, Pittsburgh, Pennsylvania, 15233.

2. That Respondent was issued certificates of public convenience by this Commission for taxi and limousine authority on December 3, 2019, paratransit authority on May 4, 2020, transportation network company on February 02, 2022, group and party 15 or less on December 12, 2023, at PUC utility code no. 6322525.

3. That on October 8, 2024, the Commission received a complaint alleging violations of Commission regulations. The complainant stated he contacted the Respondent and requested a cab on September 20, 2024, from Pittsburgh International Airport to Omni-William Penn Hotel. Upon arrival at the Omni-William Penn Hotel, the driver turned the meter off, at which time the fare was \$47. The driver insisted the complainant use a Square Card Reader instead of the card reader on the back of the passenger seat. The complainant alleged being overcharged and provided a credit card receipt for that day of \$65.00.

4. That on October 8, 2024, PUC Enforcement Officer Ryan Balestra arrived at the headquarters of WHC PA, LLC doing business as ZTRIP to interview the Respondent about the complaint. Officer Balestra requested the driver log for September 20, 2024, to which the Respondent stated that there were no trips recorded for that date.

5. That Respondent, by failing to ensure the meter was in operation during the entire time the vehicle is engaged by a passenger, violated 52 PA § 29.314(b)(7). The penalty for this violation is \$100.00.

Wherefore, the Bureau of Investigation and Enforcement hereby requests that the Commission fine WHC PA, LLC the sum of one thousand dollars (\$100.00) for the illegal activity described in this Complaint and order such other remedy as the Commission may deem to be appropriate.

Respectfully submitted,
Brian B. Mehus, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
400 North Street
Harrisburg, PA 17120

VERIFICATION

I, Brian B. Mehus, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are

made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 2 December 2024

Brian B. Mehus, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within twenty (20) days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Cover Letter for this Complaint and Notice, 52 Pa. Code § 1.56(a). An Answer is a written explanation of circumstances wished to be considered in determining the outcome. The Answer shall raise all factual and legal arguments that you wish to claim in your defense and must include the reference number of this Complaint. Your Answer must be verified, and the original shall be mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

Or you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Bureau of Investigation and Enforcement
Pennsylvania Public Utility Commission
400 North Street, 3rd Floor
Harrisburg, Pennsylvania 17120

Or, e-mailed to: RA-PCCmplntResp@pa.gov

B. If you fail to answer this complaint within twenty (20) days, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty. The penalty could include a fine, the suspension or revocation of your certificate of public convenience or other remedy.

C. You may elect not to contest this complaint by paying the fine proposed in this Complaint by certified check or money order. Payment must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street, 2nd Floor
Harrisburg, Pennsylvania 17120

D. Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of your payment, the complaint proceeding shall be closed.

E. If you file an Answer, which admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue a Secretarial Letter imposing a penalty.

F. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law

Judge for hearing and decision. The judge is not bound by the optional fine set forth above.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 25-113. Filed for public inspection January 17, 2025, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Water Service

A-2025-3052745 and A-2025-3052747. Pennsylvania-American Water Company and Corner Water Supply and Service Corporation. In the matter of the joint application of Pennsylvania-American Water Company and Corner Water Supply and Service Corporation under 66 Pa.C.S. § 1102 (relating to enumeration of acts requiring certificate) for approval of: (1) the transfer to Pennsylvania-American Water Company, by sale, of all property of Corner Water Supply and Service Corporation used and useful in the public service; (2) the right of Pennsylvania-American Water Company to begin to offer, render, furnish and supply water service to the public in portions of Elk Township and Paint Township in Clarion County; and (3) the abandonment by Corner Water Supply and Service Corporation of all water service.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 3, 2025. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, or on the Pennsylvania Public Utility Commission's (Commission) website at www.puc.pa.gov with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Commission's website at www.puc.pa.gov and at the applicant's business address. If a filing contains confidential or proprietary material, the filing is required to be submitted by overnight delivery. Large filings containing confidential or proprietary material may be submitted through the Commission's Share Point file system with advanced notice to the Commission prior to submittal.

Applicants: Pennsylvania-American Water Company; Corner Water Supply and Service Corporation

Through and By Counsel for: Erin K. Fure, Esquire, Pennsylvania-American Water Company, 852 Wesley Drive, Mechanicsburg, PA 17055, Counsel for Pennsylvania-American Water Company; Eric E. Cummings, Esquire, The Cummings Law Firm, LLC, 207 East Market Street, Clearfield, PA 16830, Counsel for Corner Water Supply and Service Corporation

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 25-114. Filed for public inspection January 17, 2025, 9:00 a.m.]

END OF ISSUE