

# PENNSYLVANIA BULLETIN

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for Governor's Office Catalog of  
Nonregulatory Documents

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**Latest Pennsylvania Code Reporters  
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**No. 453, August 2012**

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## *Pennsylvania Bulletin*

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

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

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

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

### **Adoption, Amendment or Repeal of Regulations**

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

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

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

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, it must repropose.

### **Citation to the *Pennsylvania Bulletin***

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

### ***Pennsylvania Code***

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

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

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

### **How to Find Documents**

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

Source Notes give you the history of the documents. 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](http://www.legis.state.pa.us).

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

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

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Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide 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 five 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 five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

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

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## List of Pa. Code Chapters Affected

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# THE GENERAL ASSEMBLY

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

### PART VIII. CRIMINAL SENTENCING [ 204 PA. CODE CH. 303 ]

#### Proposed Revisions to Sentencing Guidelines

On April 7, 2012, the Pennsylvania Commission on Sentencing published proposed 7th Edition Sentencing Guidelines in the *Pennsylvania Bulletin*, in accordance with 42 Pa.C.S.A. § 2155, and held public hearings on the following dates: May 17, 2012 (Reading); May 21, 2012 (Carlisle and State College); May 23, 2012 (Philadelphia); and June 1, 2012 (Pittsburgh). Based on submitted testimony and feedback, the Commission is considering several modifications to the proposed 7th Edition Sentencing Guidelines.

The Commission is re-publishing the proposed 7th Edition Sentencing Guidelines. Commentary on Annex A outlines the modifications to the proposed guidelines that were originally published on April 7, 2012. Further modifications may be considered prior to final adoption of the 7th Edition Sentencing Guidelines based on recently enacted legislation and public comments received. This includes consideration of the OGS assignment and sentencing enhancement for accidents involving death or personal injury if the victim dies (Act 93 of 2012), and the OGS assignments for DUI violations where a minor under 18 years of age was an occupant in the vehicle (Act 39 of 2012).

The Commission will be holding the following public hearing to receive comments on the proposed revisions to the sentencing guidelines:

*Date:* September 12, 2012  
*Time:* 3:00 p.m.  
*Location:* Pennsylvania Judicial Center  
601 Commonwealth Avenue  
Harrisburg, PA

Persons wishing to testify are asked to bring 30 copies of the written comments to the public hearing. Arrangements to testify may be made by contacting the Commission (Cathy Dittman at 814.863.5729 or CWD2@PSU.EDU) in advance of the hearing. Written comments from persons not wishing to testify should be submitted no later than Friday, September 7, 2012 to: Mark H. Bergstrom, Executive Director, Pennsylvania Commission on Sentencing, P. O. Box 1200, State College, PA 16804-1200.

The Commission will evaluate the proposed revisions after consideration of the testimony and comments received. Any amendments adopted by the Commission will be submitted to the General Assembly for review via publication in the *Pennsylvania Bulletin*. Proposed amendments become effective 90 days after publication in the *Pennsylvania Bulletin* unless rejected by concurrent resolution of the General Assembly.

SENATOR MARY JO WHITE,  
*Chair*

### Commentary on Annex A

#### *Reasons for Revisions to Sentencing Guidelines*

Pennsylvania's initial sentencing guidelines became effective June 2, 1982 and were subsequently amended on ten occasions, most recently in 2008. The current sentencing guidelines (6th Edition, Revised) became effective December 5, 2008, and apply to all offenses committed on or after that date.

The Commission published proposed 7th Edition Sentencing Guidelines in the *Pennsylvania Bulletin* on April 7, 2012. Based on testimony and feedback and recently enacted legislation, the proposed guidelines were modified. Modifications to the proposal published on April 7th include: requirement that the state identification number be included as part of the record in the completed Guideline Sentence Form; change of the description of sentencing levels relating to the use of county confinement; and changes to several offense gravity score assignments and sub-categorizations, most notably in the area of controlled substances, to streamline and to provide greater consistency.

#### *Revisions to 303.1—Sentencing guideline standards*

Effective January 1, 2014, the state identification number (SID) for an offender will be required as part of the record in a completed Sentencing Guideline Form.

#### *Revisions to 303.11—Guideline sentence recommendations (sentencing levels)*

On November 24, 2011, provisions of Act 81 of 2008 relating to place of confinement took effect. In most but not all circumstances, a sentence of partial or total confinement with a maximum term of 24 months or greater must be served in a state correctional facility. Exceptions to this provision are provided in 42 Pa.C.S. § 9762(b) and 75 Pa.C.S. Chapter 38. These exceptions are referenced in the descriptions of the sentencing levels.

#### *Revisions to 303.15—Offense listing*

##### *Title 18*

§ 6312(b)(c)(d) Sexual abuse of children.  
Subcategorization of offenses involving victims less than 13 years of age, and increased offense gravity score assignments in those offenses.

##### *Title 35*

§ 780-113(a)(12) Drug violations; acquisition of controlled substance by fraud.  
§ 780-113(a)(14) Drug violations; delivery by practitioner.  
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In all these three drug felony subsections, heroin is combined with other narcotics of Schedule I and II and with narcotic prescription pills of Schedule II. A new category is created to address PCP, methamphetamine, MDMA and other synthetic drugs of Schedule I (including bath salts and synthetic marijuana). Cocaine and marijuana each stand as separate categories. Default assignments for other drugs not listed, based on schedule, are retained and unchanged.

*Title 63*

§ 1607 Professions and occupations; state license violations. The omnibus score (OGS 7 based on F2) is assigned to this new offense.

*Title 75*

§ 3742 Accidents involving death or personal injury. Act 93 of 2012. Violations in which the victim dies increased from F3 to F2; Commission required to provide a sentencing enhancement. Initial assignment proposed is OGS 7 (based on omnibus score for F2).

§ 3802 Driving under the influence. Act 39 of 2012. New provision addressing minor occupant (<18 years of age). Initial assignments proposed are same as most other M1 DUI assignments.

**Annex A**

**TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS**

**PART VIII. CRIMINAL SENTENCING**

**CHAPTER 303. SENTENCING GUIDELINES**

**§ 303.1. Sentencing guidelines standards.**

(a) The court shall consider the sentencing guidelines in determining the appropriate sentence for offenders convicted of, or pleading guilty or nolo contendere to, felonies and misdemeanors. Where crimes merge for sentencing purposes, the court shall consider the sentencing guidelines only on the offense assigned the higher offense gravity score.

(b) The sentencing guidelines do not apply to sentences imposed as a result of the following: accelerated rehabilitative disposition; disposition in lieu of trial; direct or indirect contempt of court; violations of protection from abuse orders; revocation of probation, intermediate punishment or parole.

(c) The sentencing guidelines shall apply to all offenses committed on or after the effective date of the guidelines. Amendments to the guidelines shall apply to all offenses committed on or after the date the amendment becomes part of the guidelines.

(1) When there are current multiple convictions for offenses that overlap two sets of guidelines, the former guidelines shall apply to offenses that occur prior to the

effective date of the amendment and the later guidelines shall apply to offenses that occur on or after the effective date of the amendment. If the specific dates of the offenses cannot be determined, then the later guidelines shall apply to all offenses.

(2) The initial sentencing guidelines went into effect on July 22, 1982 and applied to all crimes committed on or after that date. Amendments to the guidelines went into effect in June 1983, January 1986 and June 1986. On October 7, 1987 the Pennsylvania Supreme Court invalidated the guidelines due to a procedural error that occurred in 1981 when the legislature rejected the first set of guidelines. New guidelines were drafted and became effective on April 25, 1988. Amendments to the guidelines went into effect August 9, 1991 and December 20, 1991. Revised sets of guidelines became effective August 12, 1994, June 13, 1997 [ **and** ], June 3, 2005, **and December 5, 2008.**

(d) In every case in which a court of record imposes a sentence for a felony or misdemeanor, the court shall make as a part of the record, and disclose in open court at the time of sentencing, a statement of the reason or reasons for the sentence imposed. In every case where a court of record imposes a sentence outside the sentencing guidelines, the reason or reasons for the deviation from the guidelines shall be recorded on the Guideline Sentence Form, a copy of which shall be electronically transmitted to the Pennsylvania Commission on Sentencing in the manner described in § 303.1(e).

(e) Unless otherwise provided by the Commission, the JNET-based Sentencing Guidelines Software Web application (SGS Web) shall be used at the court's direction to prepare all guideline-required sentencing information. The completed Guideline Sentence Form shall be made a part of the record and the information electronically submitted to the Commission via SGS Web no later than 30 days after the date of sentencing.

**(f) Effective January 1, 2014, the State Identification Number (SID) for an offender shall be included as part of the record in the completed Guideline Sentence Form.**

**§ 303.2. Procedure for determining the guideline sentence.**

(a) For each conviction offense of a judicial proceeding, the procedure for determining the guideline sentence shall be as follows:

(1) Determine the Offense Gravity Score as described in § 303.3 and § 303.15.

(2) Determine the Prior Record Score as described in § 303.4—§ 303.8.

(3) Determine the guideline sentence recommendation as described in § 303.9—§ 303.14, including Deadly Weapon Enhancement and Youth/School Enhancement (§ 303.10), and aggravating or mitigating circumstances (§ 303.13).

(b) *Judicial proceeding.* A judicial proceeding is a proceeding in which all offenses for which the offender has been convicted are pending before the court for sentencing at the same time. A judicial proceeding may include multiple offenses and transactions.

**§ 303.3. Offense Gravity Score—general.**

(a) An Offense Gravity Score is given for each offense. The Offense Gravity Scores are located in § 303.15.

(b) *Subcategorized offenses.* Certain offenses are subcategorized and scored by the Commission according to the particular circumstances of the offense. The court determines which Offense Gravity Score, located in § 303.15, applies. These offenses are designated by an asterisk (\*).

(c) *Inchoate offenses.* Inchoate offenses are scored as follows:

(1) Convictions for attempt, solicitation, or conspiracy to commit a Felony 1 offense receive an Offense Gravity Score of one point less than the offense attempted, solicited, or which was the object of the conspiracy.

(2) Convictions for attempt, solicitation, or conspiracy to commit any offense which is not a Felony 1 offense, receive the Offense Gravity Score of the offense attempted, solicited, or which was the object of the conspiracy.

(3) Convictions for attempt, solicitation, or conspiracy to commit any offense under The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. § 780-101—§ 780-144) receive the Offense Gravity Score of the offense attempted, solicited, or which was the object of the conspiracy.

(4) *Exception for inchoate murder convictions.* Convictions for attempt, solicitation, or conspiracy to commit murder receive the Offense Gravity Score of 14 if there is serious bodily injury and 13 if there is no serious bodily injury.

(d) *Ethnic Intimidation.* Convictions for Ethnic Intimidation (18 Pa.C.S. § 2710) receive an Offense Gravity Score that is one point higher than the offense which was the object of the Ethnic Intimidation. When the object offense is murder of the third degree, a conviction for Ethnic Intimidation receives the highest Offense Gravity Score.

(e) *Violations of The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. § § 780-101—780-144).* If any mixture or compound contains any detectable amount of a controlled substance, the entire amount of the mixture or compound shall be deemed to be composed of the controlled substance. If a mixture or compound contains a detectable amount of more than one controlled substance, the mixture or compound shall be deemed to be composed entirely of the controlled substance which has the highest Offense Gravity Score.

(1) *Exception for prescription pills.* The exception to subsection (e) above is for violations of 35 P.S. § 780-113(a)(12), (a)(14), and (a)(30) when narcotic prescription pills of Schedule II are involved. For such violations it is the number of pills rather than the amount of the controlled substance which is considered in determining the Offense Gravity Score. (See § 303.15.)

(f) *Omnibus Offense Gravity Scores.* The Omnibus Offense Gravity Score is applied when the offense is not otherwise listed in § 303.15, or when the grade of an offense listed in § 303.15 has changed, unless application of this section would result in a lower Offense Gravity Score for an increased grading of the offense. **Where the definition of the crime is changed, but the grade or statutory maximum sentence is not changed, the previously assigned offense gravity score still applies.** The Omnibus Offense Gravity Scores are provided below and in the listing at § 303.15:

Felony 1	8
Felony 2	7

Felony 3	5
Felonies not subclassified by the General Assembly	5
Misdemeanor 1	3
Misdemeanor 2	2
Misdemeanor 3	1
Misdemeanors not subclassified by the General Assembly	1

**§ 303.4. Prior Record Score—categories.**

(a) *Prior Record Score categories.* Determination of the correct Prior Record Score category under this section is based on the type and number of prior convictions (§ 303.5) and prior juvenile adjudications (§ 303.6). There are eight Prior Record Score categories: Repeat Violent Offender (REVOC), Repeat Felony 1 and Felony 2 Offender (RFEL), and point-based categories of 0, 1, 2, 3, 4 and 5.

(1) *Repeat Violent Offender Category (REVOC).* Offenders who have two or more previous convictions or adjudications for four point offenses (§ 303.7(a)(1) and § 303.15) and whose current conviction carries an Offense Gravity Score of 9 or higher shall be classified in the Repeat Violent Offender Category.

(2) *Repeat Felony 1 and Felony 2 Offender Category (RFEL).* Offenders who have previous convictions or adjudications for Felony 1 and/or Felony 2 offenses which total 6 or more in the prior record, and who do not fall within the Repeat Violent Offender Category, shall be classified in the repeat Felony 1 and Felony 2 Offender Category.

(3) *Point-based Categories (0-5).* Offenders who do not fall into the REVOC or RFEL categories shall be classified in a Point-based Category. The Prior Record Score shall be the sum of the points accrued based on previous convictions or adjudications, up to a maximum of five points.

**§ 303.5. Prior Record Score—prior convictions.**

(a) If there is a single offense in the prior judicial proceeding, that offense shall be counted in the calculation of the Prior Record Score.

(b) If there are multiple offenses in the prior judicial proceeding:

(1) The most serious offense of the judicial proceeding shall be counted in the calculation of the Prior Record Score.

(2) Any offense for which a sentence of supervision or confinement is imposed consecutive to a sentence for another offense in the judicial proceeding shall be counted in the calculation of the Prior Record Score.

(c) *Un-sentenced convictions.* If no sentence has yet to be imposed on an offense, the offense shall not be counted in the calculation of the Prior Record Score.

(d) *Adequacy of the Prior Record Score.* The court may consider at sentencing prior convictions, juvenile adjudications or dispositions not counted in the calculation of the Prior Record Score, in addition to other factors deemed appropriate by the court.

**§ 303.6. Prior Record Score—prior juvenile adjudications.**

(a) *Juvenile adjudication criteria.* Prior juvenile adjudications are counted in the Prior Record Score when the following criteria are met:

(1) The juvenile offense occurred on or after the offender's 14th birthday, and

(2) There was an express finding by the juvenile court that the adjudication was for a felony or one of the Misdemeanor 1 offenses listed in § 303.7(a)(4).

(b) Only the most serious juvenile adjudication of each prior disposition is counted in the Prior Record Score. No other prior juvenile adjudication shall be counted in the Prior Record Score.

(c) *Lapsing of juvenile adjudications.* Prior juvenile adjudications for four point offenses listed in § 303.7(a)(1) shall always be included in the Prior Record Score, provided the criteria in subsection (a) above are met:

(1) All other juvenile adjudications not identified above in subsection (a) lapse and shall not be counted in the Prior Record Score if:

(i) The offender was 28 years of age or older at the time the current offense was committed; and

(ii) The offender remained crime-free during the ten-year period immediately preceding the offender's 28th birthday.

(iii) Crime-free. Included in the definition of crime-free is any summary offense and/or one misdemeanor offense with a statutory maximum of one year or less.

(2) Nothing in this section shall prevent the court from considering lapsed prior adjudications at the time of sentencing.

**§ 303.7. Prior Record Score—guideline points scoring.**

(a) Scoring of prior convictions and adjudications is provided below and in the listing of offenses at § 303.15:

(1) *Four Point Offenses.* Four points are added for each prior conviction or adjudication for the following offenses:

Murder, and attempt, solicitation or conspiracy to commit Murder

All other completed crimes of violence, as defined in 42 Pa.C.S. § 9714(g), excluding inchoates.

Murder of Unborn Child, and attempt, solicitation or conspiracy to commit Murder of Unborn Child

Offenses with OGS 11 or greater, excluding inchoates and Violations of the Controlled Substance Act

Ethnic Intimidation to any Felony 1 offense

(2) *Three Point Offenses.* Three points are added for each prior conviction or adjudication for the following offenses:

All other Felony 1 offenses not listed in § 303.7(a)(1).

All other inchoates to offenses listed in § 303.7(a)(1).

Violation of 35 P.S. § 780-113(a)(12)(14) or (30) involving 50 grams or more, including inchoates involving 50 grams or more.

(3) *Two Point Offenses.* Two points are added for each prior conviction or adjudication for the following offenses:

All other Felony 2 offenses not listed in § 303.7(a)(1) or (a)(2).

All felony drug violations not listed in § 303.7(a)(2), including inchoates.

(4) *One Point Offenses.* One point is added for each prior conviction or adjudication for the following offenses:

All other felony offenses not listed in § 303.7(a)(1), (a)(2) or (a)(3).

Any of the following Misdemeanor 1 offenses that involve weapons:

Possessing Instruments of Crime (possession of a weapon)

Prohibited Offensive Weapons

Use or Possession of Electric or Electronic Incapacitation Device

Possession of Weapon on School Property

Possession of Firearm or Other Dangerous Weapon in Court Facility

Violations of the Pennsylvania Uniform Firearms Act

Any of the following Misdemeanor 1 offenses that involve death or danger to children:

Involuntary Manslaughter

Simple Assault (against child under 12 years of age by adult 21 years of age or older)

Luring a Child into a Vehicle

Indecent Assault (complainant is less than 13 years of age)

Indecent Exposure (persons present are less than age 16)

Endangering Welfare of Children

Dealing in Infant Children

[ **Corruption of Minors (of a sexual nature) ]**

[ **Unlawful contact or communication with minor ]**

Driving Under the Influence of Alcohol or Controlled Substance, except for a first lifetime conviction or adjudication.

Operating a Watercraft Under the Influence of Alcohol or a Controlled Substance, except for a first lifetime conviction or adjudication.

(5) *Other Misdemeanor Offenses.* All other misdemeanor offenses, including a first lifetime conviction for Driving Under the Influence of Alcohol or a Controlled Substance or Operating a Watercraft Under the Influence of Alcohol or a Controlled Substance, are designated by an "m" in the offense listing at § 303.15, and are scored as follows:

(i) One point is added if the offender was previously convicted of two or three misdemeanors.

(ii) Two points are added if the offender was previously convicted of four to six misdemeanors.

(iii) Three points are added if the offender was previously convicted of seven or more misdemeanors.

**§ 303.8. Prior Record Score—miscellaneous.**

(a) *Prior convictions and adjudications of delinquency.* A prior conviction means "previously convicted" as defined in 42 Pa.C.S. § 2154(a)(2). A prior adjudication of delinquency means "previously adjudicated delinquent" as defined in 42 Pa.C.S. § 2154(a)(2). In order for an offense to be considered in the Prior Record Score, both the commission of and conviction for the previous offense must occur before the commission of the current offense.

(b) *Inchoate offenses.* Unless otherwise provided in § 303.7 or § 303.15, a prior conviction or adjudication of delinquency for criminal attempt, criminal solicitation or criminal conspiracy is scored under § 303.7 based upon the grade of the inchoate offense.

(c) *Ethnic Intimidation.* Unless otherwise provided in § 303.7 or § 303.15, a prior conviction or adjudication of delinquency for Ethnic Intimidation is scored under § 303.7 based upon the grade of the Ethnic Intimidation.

(d) *Former Pennsylvania offenses.*

(1) A prior conviction or adjudication of delinquency under former Pennsylvania law is scored as a conviction for the current equivalent Pennsylvania offense.

(2) When there is no current equivalent Pennsylvania offense, prior convictions or adjudications of delinquency are scored under § 303.7 based on the grade of the offense. When a prior conviction or adjudication of delinquency was for a felony, but the grade of the felony is unknown, it shall be treated as a Felony 3. When a prior conviction was for a misdemeanor, but the grade of the misdemeanor is unknown, it shall be treated as other misdemeanors. When it cannot be determined if the prior conviction was a felony, one point misdemeanors, or other misdemeanors, it shall be treated as other misdemeanors. When a prior conviction is for a crime which has a summary grade, and the grade of the conviction is unknown, the prior conviction shall not be counted in the Prior Record Score.

(e) A prior conviction or adjudication of delinquency for an offense which was misgraded is scored as a conviction for the current equivalent Pennsylvania offense.

(f) *Out-of-state, federal or foreign offenses.*

(1) An out-of-state, federal or foreign conviction or adjudication of delinquency is scored as a conviction for the current equivalent Pennsylvania offense.

(2) A court-martial for a criminal offense under the Uniform Code of Military Justice is considered a federal conviction and is scored as a conviction for the current equivalent Pennsylvania offense. Non-judicial punishments or administrative actions (e.g., Article 15, Article 134) which are not convictions shall not be counted in the Prior Record Score.

(3) When there is no current equivalent Pennsylvania offense, determine the current equivalent Pennsylvania grade of the offense based on the maximum sentence permitted, and then apply § 303.8(d)(2).

(g) *Excluded offenses, charges and convictions.* The following types of offenses, charges and convictions shall not be scored in the Prior Record Score:

(1) Summary offenses, violations of local ordinances, direct or indirect contempt of court, violation of protection from abuse orders, and dispositions under Pa.R.Crim.P. Rules 300—320 (relating to accelerated rehabilitative disposition), 35 P.S. § 780-117 (relating to probation without verdict) or 35 P.S. § 780-118 (relating to disposition in lieu of trial or criminal punishment).

(2) A charge which is nolle prossed, dismissed, or on which a demurrer is sustained.

(3) Any prior conviction which contributed to an increase in the grade of a subsequent conviction, except for prior Driving Under the Influence of Alcohol or Controlled Substance convictions.

### § 303.9. Guideline sentence recommendation: general.

(a) *Basic sentence recommendations.* Guideline sentence recommendations are based on the Offense Gravity Score and Prior Record Score. In most cases, the sentence recommendations are found in the Basic Sentencing Matrix (§ 303.16). The Basic Sentencing Matrix specifies

a range of sentences (i.e.-standard range) that shall be considered by the court for each combination of Offense Gravity Score (OGS) and Prior Record Score (PRS).

(b) *Deadly Weapon Enhancement sentence recommendations.* If the court determines that an offender possessed a deadly weapon pursuant to § 303.10(a)(1), the court shall instead consider the DWE/Possessed Matrix (§ 303.17). If the court determines that an offender used a deadly weapon pursuant to § 303.10(a)(2), the court shall instead consider the DWE/Used Matrix (§ 303.18). Both enhanced matrices specify a range of sentences (i.e.-standard range) that shall be considered by the court for each combination of Offense Gravity Score (OGS) and Prior Record Score (PRS).

(c) *Youth/School Enhancement sentence recommendations.* If the court determines that an offender violated the drug act pursuant to § 303.10(b), [ **12 months shall be added to the lower limit of the standard range of the applicable sentencing matrix and 36 months shall be added to the upper limit of the standard range of the applicable sentencing matrix** ] the court shall consider the applicable matrix in 303.17, related to youth, school, or youth and school. When applying the youth enhancement, 6 months are added to the lower limit of the standard range and 12 months are added to the upper limit of the standard range. When applying the school enhancement, 12 months are added to the lower limit of the standard range and 24 months are added to the upper limit of the standard range. When both the youth and school enhancement is applied, 18 months are added to the bottom of the standard range and 36 months are added to the upper limit of the standard range. The range of sentences (i.e.-standard range) shall be considered by the court for each combination of Offense Gravity Score (OGS) and Prior Record Score (PRS).

(d) *Aggravated and mitigated sentence recommendations.* To determine the aggravated and mitigated sentence recommendations, apply § 303.13.

(e) *Numeric sentence recommendations.* All numbers in sentence recommendations suggest months of minimum confinement pursuant to 42 Pa.C.S. § 9755(b) (partial confinement) and § 9756(b) (total confinement).

(f) *Alphabetic sentence recommendations.* RS in the sentence recommendation, an abbreviation for Restorative Sanctions, suggests use of the least restrictive, nonconfinement sentencing alternatives described in 42 Pa.C.S. § 9753 (determination of guilt without further penalty), § 9754 (order of probation) and § 9758 (fine). 42 Pa.C.S. § 9721(c) (mandatory restitution) is also included in RS. No specific recommendations are provided for periods of supervision for these non-confinement sentencing alternatives. Recommendations related to fines and community service are found at § 303.14(a). RIP in the sentence recommendation, an abbreviation for Restrictive Intermediate Punishments, suggests use of Restrictive Intermediate Punishments pursuant to § 303.12(a)(4).

(g) When the guideline sentence recommendation exceeds that permitted by 18 Pa.C.S. § 1103 and § 1104 (relating to sentence of imprisonment for felony and misdemeanor) and 42 Pa.C.S. § 9755(b) and § 9756(b) (relating to sentence of partial and total confinement) or other applicable statute setting the maximum term of confinement, then the statutory limit is the longest guideline sentence recommendation. For the purposes of

the guidelines, the statutory limit is the longest legal minimum sentence, which is one-half the maximum allowed by law.

(h) *Mandatory sentences.* The court has no authority to impose a sentence less than that required by a mandatory minimum provision established in statute. When the guideline range is lower than that required by a mandatory sentencing statute, the mandatory minimum requirement supersedes the sentence recommendation. When the sentence recommendation is higher than that required by a mandatory sentencing statute, the court shall consider the guideline sentence recommendation.

(i) *Mandatory sentences for which county intermediate punishment is authorized.* The court shall consider the sentence recommendations pursuant to this section (§ 303.9) for an offender convicted under 30 Pa.C.S. § 5502 (Operating a Watercraft Under the Influence of Alcohol or a Controlled Substance), 75 Pa.C.S. § 1543(b) (Driving While Operating Privilege is Suspended or Revoked, Certain Offenses), 75 Pa.C.S. § 3802 (Driving Under the Influence of Alcohol or Controlled Substance) or 75 Pa.C.S. § [ 1543(b) ] 3808(a)(2) (Illegally Operating a Motor Vehicle Not Equipped with Ignition Interlock). The court may use a Qualified Restrictive Intermediate Punishment pursuant to § 303.12(a)(6) to satisfy the mandatory minimum requirement as provided by law.

**§ 303.10. Guideline sentence recommendations: enhancements.**

(a) *Deadly Weapon Enhancement.*

(1) When the court determines that the offender possessed a deadly weapon during the commission of the current conviction offense, the court shall consider the DWE/Possessed Matrix (§ 303.17). An offender has possessed a deadly weapon if any of the following were on the offender's person or within his immediate physical control:

(i) Any firearm, (as defined in 42 Pa.C.S. § 9712) whether loaded or unloaded, or

(ii) Any dangerous weapon (as defined in 18 Pa.C.S. § 913), or

(iii) Any device, implement, or instrumentality designed as a weapon or capable of producing death or serious bodily injury where the court determines that the defendant intended to use the weapon to threaten or injure another individual.

(2) When the court determines that the offender used a deadly weapon during the commission of the current conviction offense, the court shall consider the DWE/Used Matrix (§ 303.18). An offender has used a deadly weapon if any of the following were employed by the offender in a way that threatened or injured another individual:

(i) Any firearm, (as defined in 42 Pa.C.S. § 9712) whether loaded or unloaded, or

(ii) Any dangerous weapon (as defined in 18 Pa.C.S. § 913), or

(iii) Any device, implement, or instrumentality capable of producing death or serious bodily injury.

(3) There shall be no Deadly Weapon Enhancement for the following offenses:

(i) Possessing Instruments of Crime

(ii) Prohibited Offensive Weapons

(iii) Possession of Weapon on School Property

(iv) Possession of Firearm or Other Dangerous Weapon in Court Facility

(v) Simple Assault (18 Pa.C.S. § 2701(a)(2))

(vi) Aggravated Assault (18 Pa.C.S. § 2702(a)(4))

(vii) Theft when property stolen is a firearm (18 Pa.C.S. Chapter 39)

(viii) Violations of the Pennsylvania Uniform Firearms Act

(ix) Any other offense for which possession of a deadly weapon is an element of the statutory definition.

(4) The Deadly Weapon Enhancement shall apply to each conviction offense for which a deadly weapon is possessed or used.

(b) *Youth/School Enhancement.*

(1) When the court determines that the offender [ **either** ] distributed a controlled substance to a person or persons under the age of 18 [ **in violation of 35 P. S. § 780-114, or manufactured, delivered or possessed with intent to deliver a controlled substance within 1000 feet of the real property on which is located a public or private elementary or secondary school** ], the court shall consider the range of sentences described in § 303.9(c).

(2) **When the court determines that the offender manufactured, delivered or possessed with intent to deliver a controlled substance within 250 feet of the real property on which is located a public or private elementary or secondary school, the court shall consider the range of sentences described in § 303.9(c).**

(3) **When the court determines both (b)(1) and (b)(2) apply, the court shall consider the range of sentences described in § 303.9(c).**

(4) The Youth/School Enhancement only applies to violations of 35 P. S. § 780-113(a)(14) and (a)(30).

[ (3) ] (5) The Youth/School Enhancement shall apply to each violation which meets the criteria above.

**§ 303.11. Guideline sentence recommendation: sentencing levels.**

(a) *Purpose of sentence.* In writing the sentencing guidelines, the Pennsylvania Commission on Sentencing strives to provide a benchmark for the judges of Pennsylvania. The sentencing guidelines provide sanctions proportionate to the severity of the crime and the severity of the offender's prior conviction record. This establishes a sentencing system with a primary focus on retribution, but one in which the recommendations allow for the fulfillment of other sentencing purposes including rehabilitation, deterrence, and incapacitation. To facilitate consideration of sentencing options consistent with the intent of the sentencing guidelines, the Commission has established five sentencing levels. Each level targets certain types of offenders, and describes ranges of sentencing options available to the court.

(b) *Sentencing levels.* The sentencing level is based on the standard range of the sentencing recommendation. Refer to § 303.9 to determine which sentence recommendation (i.e.-Basic, Deadly Weapon Enhancement or Youth/School Enhancement) applies. When the individual or aggregate minimum sentence recommendation includes confinement in a county facility, county intermediate punishment should be considered in lieu of confinement for an eligible offender. When the individual or aggregate

minimum sentence recommendation includes confinement in a state facility, county or state intermediate punishment should be considered in lieu of confinement for an eligible offender. The descriptions of the five sentencing levels are as follows:

(1) *Level 1*—Level 1 provides sentence recommendations for the least serious offenders with no more than one prior misdemeanor conviction, such that the standard range is limited to Restorative Sanctions (RS). The primary purpose of this level is to provide the minimal control necessary to fulfill court-ordered obligations. The following sentencing option is available:

Restorative Sanctions (§ 303.9(f)) (also see § 303.14(a)(4) for Fines/Community Service Guidelines)

(2) *Level 2*—Level 2 provides sentence recommendations for generally non-violent offenders and those with numerous less serious prior convictions, such that the standard range requires a county sentence but permits both incarceration and non-confinement. The standard range is defined as having an upper limit of less than 12 months and a lower limit of Restorative Sanctions (RS). The primary purposes of this level are control over the offender and restitution to victims. Treatment is recommended for drug dependent offenders. The following sentencing options are available:

Total confinement in a county facility [**under a county sentence (see 61 P. S. § 331.17).**]

Partial confinement in a county facility

County Intermediate Punishment (see § 303.12(a) for eligibility criteria)

Restorative Sanctions (§ 303.9(f)) (also see § 303.14(a)(4) for Fines/Community Service Guidelines)

(3) *Level 3*—Level 3 provides sentence recommendations for serious offenders and those with numerous prior convictions, such that the standard range requires incarceration or County Intermediate Punishment, but in all cases permits a county sentence. The standard range is defined as having a lower limit of incarceration of less than 12 months. Included in Level 3 are those offenses for which a mandatory minimum sentence of less than 12 months applies and for which a state or county intermediate punishment sentence is authorized by statute. The primary purposes of this level are retribution and control over the offender. If eligible, treatment is recommended for drug dependent offenders in lieu of incarceration. The following sentencing options are available:

Total confinement in a state facility

Total confinement in a state facility, with participation in the State Motivational Boot Camp (see § 303.12(b) for eligibility criteria)

State Intermediate Punishment (see § 303.12(c) for eligibility criteria)

Total confinement in a county facility [**under a state or county sentence (see 61 P. S. § 331.17).**] pursuant to 42 Pa.C.S. § 9762(b) or for DUI if the offender is subject to the extended supervision of the court pursuant to 75 Pa.C.S. § 3804(d)

Partial confinement in a county facility[.] pursuant to 42 Pa.C.S. § 9762(b) or for DUI if the offender is subject to the extended supervision of the court pursuant to 75 Pa.C.S. § 3804(d)

County Intermediate Punishment (see § 303.12(a) for eligibility criteria)

(4) *Level 4*—Level 4 provides sentence recommendations for very serious offenders and those with numerous prior convictions, such that the standard range requires state incarceration but permits it to be served in a county facility pursuant to 42 Pa.C.S. § 9762(b). The standard range is defined as having a lower limit of incarceration of greater than 12 months but less than 30 months, but limited to offenses with an Offense Gravity Score of less than 9. Included in Level 4 are those offenses for which a mandatory minimum sentence of less than 30 months applies and for which a state or county intermediate punishment sentence is authorized by statute. The primary purposes of the sentencing options at this level are punishment and incapacitation. However, it is recognized that certain offenders at this level are permitted to serve a sentence of total confinement in a county facility, pursuant to 42 Pa.C.S. § 9762(b), and some non-violent offenders may benefit from drug and alcohol treatment. If eligible, state or county intermediate punishment is recommended for drug dependent offenders. The following sentencing options are available:

Total confinement in a state facility

Total confinement in a state facility, with participation in the State Motivational Boot Camp (see § 303.12(b) for eligibility criteria)

State Intermediate Punishment (see § 303.12(c) for eligibility criteria)

Total confinement in a county facility [**as a state offender. (see 61 P. S. § 331.17).**] pursuant to 42 Pa.C.S. § 9762(b) or for DUI if the offender is subject to the extended supervision of the court pursuant to 75 Pa.C.S. § 3804(d)

Partial confinement in a county facility[.] pursuant to 42 Pa.C.S. § 9762(b) or for DUI if the offender is subject to the extended supervision of the court pursuant to 75 Pa.C.S. § 3804(d)

County Intermediate Punishment (see § 303.12(a) for eligibility criteria)

(5) *Level 5*—Level 5 provides sentence recommendations for the most violent offenders and those with major drug convictions, such that the conviction has an Offense Gravity Score of 9 or greater or the standard range requires state incarceration in a state facility. The standard range in such a case is defined as having a lower limit of 12 months or greater. Included in Level 5 are those offenses for which a mandatory minimum sentence of 30 months or greater applies and for which a state or county intermediate punishment sentence is authorized by statute. The primary purposes of the sentencing options at this level are punishment commensurate with the seriousness of the criminal behavior and incapacitation to protect the public. If eligible, state or county intermediate punishment is recommended for drug dependent offenders. The following sentencing options are available:

Total confinement in a state facility.

Total confinement in a state facility, with participation in the State Motivational Boot Camp (see § 303.12(b) for eligibility criteria)

State Intermediate Punishment (see § 303.12(c) for eligibility criteria)

Total confinement in a county facility [**as a state offender. (see 61 P. S. § 331.17).**] pursuant to 42 Pa.C.S. § 9762(b) or for DUI if the offender is



**subject to the extended supervision of the court pursuant to 75 Pa.C.S. § 3804(d)**

Partial confinement in a county facility[ . ] pursuant to 42 Pa.C.S. § 9762(b) or for DUI if the offender is subject to the extended supervision of the court pursuant to 75 Pa.C.S. § 3804(d)

County Intermediate Punishment (see § 303.12.(a) for eligibility criteria)

**§ 303.12. Guideline sentence recommendations: sentencing programs.**

(a) *County intermediate punishment (CIP).*

(1) *Eligibility.*

(i) The following regulations and statutes govern operation of and eligibility for county intermediate punishment programs:

37 Pa. Code § 451.1 et seq.

42 Pa.C.S. [ § 9729, ] § 9763, § 9773 and Chapter 98.

204 Pa. Code § 303.8 and § 303.9.

(ii) Sentence recommendations which include an option of County Intermediate Punishment for certain offenders are designated as shaded cells in the guideline matrices.

(2) The county intermediate punishment plan provides a mechanism to advise the court of the extent and availability of services and programs authorized in the county. This plan includes information on the appropriate classification and use of county programs based on program-specific requirements.

(3) *County intermediate punishments classifications.* In order to incorporate county intermediate punishment programs into the sentencing levels, the Commission has classified county intermediate punishment programs as Restrictive Intermediate Punishments (RIP) and restorative sanction programs. Additionally, specific county intermediate punishment programs have been identified in legislation (42 Pa.C.S. § 9763(c) and 9804(b)) and regulation (37 Pa. Code § 451.52) as authorized sentences for convictions relating to Operating a Watercraft Under the Influence of Alcohol or a Controlled Substance, Driving While Operating Privilege is Suspended or Revoked, Driving Under the Influence of Alcohol or Controlled Substance and Illegally Operating a Motor Vehicle Not Equipped with Ignition Interlock; the Commission has classified these programs as Qualified Restrictive Intermediate Punishments.

(4) *Restrictive Intermediate Punishments (RIP).* Restrictive Intermediate Punishments are defined as programs that provide for strict supervision of the offender. The county intermediate punishment board is required to develop assessment and evaluation procedures to assure the appropriate targeting of offenders. All programs must meet the minimum standards provided in the Pennsylvania Commission on Crime and Delinquency regulations (37 Pa. Code Chapter 451) for county intermediate punishments.

(i) Restrictive Intermediate Punishments (RIP) either:

(A) house the offender full or part time; or

(B) significantly restrict the offender's movement and monitor the offender's compliance with the program(s); or

(C) involve a combination of programs that meet the standards set forth above.

(ii) An offender under consideration for Restrictive Intermediate Punishments at Level 4 or Level 3 shall

have a diagnostic assessment of dependency on alcohol or other drugs conducted by one of the following: the Pennsylvania Department of Health's Bureau of Drug and Alcohol Programs (BDAP) or a designee; the county authority on drugs and alcohol or a designee; or clinical personnel of a facility licensed by the Bureau of Drug and Alcohol Programs.

(iii) An offender assessed to be dependent shall be evaluated for purposes of a treatment recommendation by one of the above listed assessors. The evaluation shall take into account the level of motivation of the offender. If sentenced to a Restrictive Intermediate Punishment, the sentence shall be consistent with the level of care and length of stay prescribed in the treatment recommendation, regardless of the standard range sentencing recommendation.

(iv) An offender assessed as not in need of drug or alcohol treatment may be placed in any approved Restrictive Intermediate Punishment program. Each day of participation in a Restrictive Intermediate Punishment program or combination of programs shall be considered the equivalent of one day of total confinement for guideline sentence recommendations.

(v) The court may impose a Qualified Restrictive Intermediate Punishment in lieu of incarceration for certain convictions under 75 Pa.C.S. § 3802 (relating to Driving Under the Influence of Alcohol or Controlled Substance).

(5) *Restorative sanction programs.* Restorative sanction programs are the least restrictive, non-confinement intermediate punishments. Restorative sanction programs are generally used in conjunction with Restrictive Intermediate Punishments as the level of supervision is reduced, but may also be used as separate sanctions under any of the non-confinement sentencing alternatives provided in the statute (see § 303.9(f)).

(i) Restorative sanction programs:

(A) are the least restrictive in terms of constraint of offender's liberties;

(B) do not involve the housing of the offender (either full or part time); and

(C) focus on restoring the victim to pre-offense status.

(6) *Qualified Restrictive Intermediate Punishments.* In accordance with 42 Pa.C.S. § 9763(c), 9804(b) and 37 Pa. Code § 451, Qualified Restrictive Intermediate Punishment programs may be used to satisfy the mandatory minimum sentencing requirements of certain convictions under 30 Pa.C.S. § 5502(c.1) for a first, second or third offense under 30 Pa.C.S. § 5502, 75 Pa.C.S. § 1543(b), former 75 Pa.C.S. § 3731, 75 Pa.C.S. § 3804 for a first, second or third offense under 75 Pa.C.S. Chapter 38, or 75 Pa.C.S. § 3808(a)(2) Illegally Operating a Motor Vehicle Not Equipped with Ignition Interlock.

(i) Unless otherwise provided in statute, Qualified Restrictive Intermediate Punishment programs include:

(A) if the defendant is determined to be in need of drug and alcohol treatment, and receives a penalty imposed under 75 Pa.C.S. § 1543(b), former 75 Pa.C.S. § 3731, 75 Pa.C.S. § 3804, or 75 Pa.C.S. § 3808(a)(2) a sentence to county intermediate punishment shall include participation in drug and alcohol treatment under 75 Pa.C.S. § 3815(c), and may be combined with:

1. a residential inpatient program or residential rehabilitative center;

2. house arrest with electronic surveillance;

3. a partial confinement program such as work release, a work camp or a halfway facility; or

4. any combination of Qualified Restrictive Intermediate Punishment programs.

(B) if the defendant is determined not to be in need of drug and alcohol treatment, or if the defendant receives a penalty imposed under 30 Pa.C.S. § 5502(c.1), a sentence to county intermediate punishment may only include:

1. house arrest with electronic surveillance; or
2. partial confinement programs such as work release, a work camp or a halfway facility; or
3. any combination of Qualified Restrictive Intermediate Punishment programs.

(b) *State Motivational Boot Camp (BC)*.

(1) *Eligibility*.

(i) The following statute governs operation of and eligibility for the State Motivational Boot Camp: [ **61 P. S. § 1121—§ 1129** ] **61 Pa.C.S. Chapter 39**

(ii) Sentence recommendations which include boot camp eligible offenders are designated by the letters BC in the cells of the Basic Sentencing Matrix (§ 303.16).

(2) The court shall indicate on the offender's commitment order and the Guideline Sentence Form if the offender is authorized as eligible for the boot camp program. The Department of Corrections makes the final determination as to whether the offender will be accepted into the boot camp program.

(c) *State Intermediate Punishment (SIP)*.

(1) *Eligibility*.

(i) The following statute governs operation of and eligibility for State Intermediate Punishment: [ **42 Pa.C.S. Chapter 99** ] **61 Pa.C.S. Chapter 41**.

(ii) Any person convicted of a drug-related offense for which the sentence recommendation includes total confinement in a state facility may be considered for state intermediate punishment.

(2) The court may, upon motion of the Commonwealth and agreement of the defendant, commit a defendant to the custody of the Department of Corrections for the purpose of evaluating whether the defendant would benefit from a drug offender treatment program and whether treatment in a drug offender treatment program is appropriate.

(3) Upon receipt of a recommendation for placement in a drug offender treatment program and an individualized treatment plan from the Department of Corrections, and agreement of the attorney for the Commonwealth and the defendant, the court may sentence an eligible offender to a period of 24 months of state intermediate punishment.

(4) The court may impose a consecutive period of probation. The total duration of a sentence of state intermediate punishment and consecutive probation may not exceed the maximum term for which the eligible offender could otherwise be sentenced.

**§ 303.13. Guideline sentence recommendations: aggravated and mitigated circumstances.**

(a) When the court determines that an aggravating circumstance(s) is present, it may impose an aggravated sentence as follows:

(1) For the Offense Gravity Scores of 9, 10, 11, 12 and 13 the court may impose a sentence that is up to 12 months longer than the upper limit of the standard range.

(2) For the Offense Gravity Score of 8, the court may impose a sentence that is up to 9 months longer than the upper limit of the standard range.

(3) For the Offense Gravity Scores of 6 and 7, the court may impose a sentence that is up to 6 months longer than the upper limit of the standard range.

(4) For the Offense Gravity Scores of 1, 2, 3, 4, and 5, the court may impose a sentence that is up to 3 months longer than the upper limit of the standard range. When imposing a fine or community service pursuant to § 303.14(a)(4), the court may impose a sentence that is up to 25 hours longer than the upper limit of the standard range.

(5) When the standard range is Restorative Sanctions (RS), the aggravated sentence recommendation is RIP-3.

(b) When the court determines that a mitigating circumstance(s) is present, it may impose a mitigated sentence as follows:

(1) For the Offense Gravity Scores of 9, 10, 11, 12, 13, and 14 the court may impose a sentence that is up to 12 months shorter than the lower limit of the standard range.

(2) For the Offense Gravity Score of 8, the court may impose a sentence that is up to 9 months shorter than the lower limit of the standard range.

(3) For the Offense Gravity Scores of 6 and 7, the court may impose a sentence that is up to 6 months shorter than the lower limit of the standard range.

(4) For the Offense Gravity Scores of 1, 2, 3, 4, and 5, the court may impose a sentence that is up to 3 months shorter than the lower limit of the standard range. When imposing a fine or community service pursuant to § 303.14(a)(4), the court may impose a sentence that is up to 25 hours shorter than the lower limit of the standard range.

(5) When the bottom of the standard range is less than or equal to 3 months of incarceration, the lower limit of the mitigated sentence recommendation is Restorative Sanctions (RS).

(6) In no case where a Deadly Weapon Enhancement is applied may the mitigated sentence recommendation be lower than 3 months.

**(7) In no case where the Youth and School Enhancement is applied may the mitigated sentence recommendation be lower than 6 months for the youth enhancement, 12 months for the school enhancement, and 18 months for the youth and school enhancement.**

(c) When the court imposes an aggravated or mitigated sentence, it shall state the reasons on the record and on the Guideline Sentence Form, a copy of which is electronically transmitted to the Commission on Sentencing in the manner described in § 303.1(e).

**§ 303.14. Guideline sentence recommendations—economic sanctions.**

(a) *Fines*.

(1) Fines may be added to any guideline sentence, as authorized by law. Relevant statutes include but are not limited to:

- (i) 18 Pa.C.S. § 1101 (relating to fines)
- (ii) 35 P.S. § 780-113(b)—(o) (relating to controlled substances)
- (iii) 42 Pa.C.S. § 9726 (relating to fine as a sentence)
- (iv) 42 Pa.C.S. § 9758 (relating to imposition of a fine)
- (v) 75 Pa.C.S. § 3804 (relating to fines for DUI)

(2) A fine, within the limits established by law, shall be considered by the court when the offender is convicted of 35 P.S. § 780-113(a)(12), (14) or (30), and the drug involved is any of the following: a controlled substance or counterfeit substance classified in Schedule I or II and which is a narcotic; phencyclidine, methamphetamine, or cocaine, including the isomers, salts, compounds, salts of isomers, or derivatives of phencyclidine, methamphetamine, or cocaine; or is in excess of one thousand pounds of marijuana. Such fine shall be of an amount that is at least sufficient to exhaust the assets utilized in, and the proceeds obtained by the offender from, the illegal possession, manufacture, or distribution of controlled substances. Such fine shall not include assets concerning which the attorney for the Commonwealth has filed a forfeiture petition or concerning which he has given notice to the court of his intent to file a forfeiture petition.

(3) Fines may be utilized as part of a county intermediate punishment sentence or as a non-confinement sentencing alternative (see restorative sanction § 303.9(f)).

(4) *Fines/Community Service Guidelines.* The following guidelines shall be considered by the court when ordering fines or community service as a Restorative Sanction without confinement. Community service, when ordered, is imposed as a condition of probation. A fine, when ordered, is imposed as a non-confinement sentencing alternative or as a condition of probation. The fines guidelines are determined by multiplying the number of hours recommended by the offender's hourly wage or the current minimum wage, whichever is higher, but may not exceed the statutory maximum fine authorized by law

(a) *OGS 1*

- i. PRS 0 25 hours-50 hours
- ii. PRS 1 50 hours-75 hours
- iii. PRS 2 75 hours-100 hours
- iv. PRS 3 100 hours-125 hours
- v. PRS 4 125 hours-150 hours
- vi. PRS 5 150 hours-175 hours

(b) *OGS 2*

- i. PRS 0 25 hours-50 hours
- ii. PRS 1 75 hours-100 hours
- iii. PRS 2 100 hours-125 hours
- iv. PRS 3 125 hours-150 hours
- v. PRS 4 150 hours-175 hours

(c) *OGS 3*

- i. PRS 0 50 hours-75 hours
- ii. PRS 1 150 hours-175 hours
- iii. PRS 2 225 hours-250 hours
- iv. PRS 3 300 hours-325 hours

(d) *OGS 4*

- i. PRS 0 100 hours-125 hours
- ii. PRS 1 225 hours-250 hours
- iii. PRS 2 300 hours-325 hours

(e) *OGS 5*

- i. PRS 0 225 hours-250 hours

(b) *Costs and fees.*

(1) Costs and fees may be added to any guideline sentence, as authorized by law. Relevant statutes include but are not limited to:

- (i) 18 Pa.C.S. § 1109 (relating to costs of any reward)
- (ii) 18 P.S. § 11.1101 (relating to Crime Victim's Compensation Fund costs)
- (iii) 18 P.S. § 11.1102 (relating to costs of offender supervision programs)
- (iv) 42 Pa.C.S. § 1725 (relating to fees and charges)
- (v) 42 Pa.C.S. § 1725.1 (relating to costs)
- (vi) 42 Pa.C.S. § 1725.2 (relating to costs of summary convictions)
- (vii) 42 Pa.C.S. § 1725.3 (relating to criminal laboratory user fees)
- (viii) 42 Pa.C.S. § 1726.1 (relating to forensic exam)
- (ix) 42 Pa.C.S. § 1726.2 (relating to criminal prosecution involving domestic violence)
- (x) 42 Pa.C.S. § 9728(c) (relating to costs, etc.)

(c) *Restitution*

(1) Restitution shall be added to any guideline sentence, as authorized by law. Relevant statutes include but are not limited to:

- (i) 18 Pa.C.S. § 1106 (relating to injuries to person or property)
- (ii) 18 Pa.C.S. § 1107 (relating to theft of timber)
- (iii) 18 P.S. § 11.1302 (relating to restitution to the Office of Victim Services)
- (iv) 42 Pa.C.S. § 9720.1 (relating to identity theft)
- (v) 42 Pa.C.S. § 9721(c) (relating to mandatory restitution)

(2) Restitution may be imposed as a direct sentence or as a condition of probation or intermediate punishment, and is considered a non-confinement sentencing alternative (see restorative sanction § 303.9(f)).

## § 303.15. Offense Listing.

## CRIMES CODE OFFENSES

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
901	Criminal Attempt (INCHOATE)	18 Pa.C.S. § 905	See § 303.3(c)	See § 303.8(b)
902	Criminal Solicitation (INCHOATE)	18 Pa.C.S. § 905	See § 303.3(c)	See § 303.8(b)
903	Criminal Conspiracy (INCHOATE)	18 Pa.C.S. § 905	See § 303.3(c)	See § 303.8(b)
907(a)	Possessing Instruments of Crime (criminal instruments)	M1	3	m
907(b)	Possessing Instruments of Crime (weapon)	M1	4	1
907(c)	Possessing Instruments of Crime (unlawful body armor)	F3	5	1
908	Prohibited Offensive Weapons	M1	4	1
908.1(a)(1)	Use of electric or electronic incapacitation device (intent to commit felony)	F2	8	2
908.1(a)(1)	Use of electric or electronic incapacitation device (no intent to commit felony)	M1	5	1
908.1(a)(2)	Possess electric or electronic incapacitation device (intent to commit felony)	F2	7	2
908.1(a)(2)	Possess electric or electronic incapacitation device (no intent to commit felony)	M1	4	1
909	Manufacture, Distribution or Possession of Master Key for Motor Vehicles	M1	3	m
910(b)(1)	Manufacture, Distribution or Possession of Devices for Theft of Telecommunications (first offense)	M1	4	m
910(b)(2)	Manufacture, Distribution or Possession of Devices for Theft of Telecommunications (second offense or 10-50 devices)	F3	6	1
910(b)(3)	Manufacture, Distribution or Possession of Devices for Theft of Telecommunications (third or subsequent offense or [ <b>more than</b> ] >50 devices)	F2	8	2
911	Corrupt Organizations	F1	8	3
912	Weapon on School Property	M1	4	1
913(a)(1)	Possession of Firearm or Other Dangerous Weapon in Court Facility	M3	1	m
913(a)(2)	Possession of Firearm or Other Dangerous Weapon in Court Facility (intend for crime)	M1	3	1
2102	Desecration of Flag	M3	1	m
2103	Insults to Flag	M2	2	m
2502(a)	Murder, First Degree	Murder of the First Degree	18 Pa.C.S. § 1102(a)	4
2502(a) INCHOATE	—Attempt/Solicitation/Conspiracy to First Degree Murder (SBI)	18 Pa.C.S. § 1102(c)	14	4
2502(a) INCHOATE	—Attempt/Solicitation/Conspiracy to First Degree Murder (No SBI)	18 Pa.C.S. § 1102(c)	13	4
2502(b)	Murder, Second Degree	Murder of the Second Degree	18 Pa.C.S. § 1102(b)	4
2502(b) INCHOATE	—Attempt/Solicitation/Conspiracy to Second Degree Murder (SBI)	18 Pa.C.S. § 1102(c)	14	4

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
2502(b) INCHOATE	—Attempt/Solicitation/Conspiracy to Second Degree Murder (No SBI)	18 Pa.C.S. § 1102(c)	13	4
2502(c)	Murder, Third Degree	F1	14	4
2502(c) INCHOATE	—Attempt/Solicitation/Conspiracy to Third Degree Murder (SBI)	18 Pa.C.S. § 1102(c)	14	4
2502(c) INCHOATE	—Attempt/Solicitation/Conspiracy to Third Degree Murder (No SBI)	18 Pa.C.S. § 1102(c)	13	4
2503	Manslaughter, Voluntary	F1	11	4
<b>[ 2503 INCHOATE ]</b>	<b>[ —Attempt/Solicitation/Conspiracy to Voluntary Manslaughter ]</b>	<b>[ 18 Pa.C.S. § 905 ]</b>	<b>[ 10 ]</b>	<b>[ 3 ]</b>
2504*	Manslaughter, Involuntary (when there is also a conviction for DUI or Operating a Watercraft Under the Influence arising from the same INCIDENT)	M1	8	1
2504*	Manslaughter, Involuntary (when there is not a conviction for DUI or Operating a Watercraft Under the Influence arising from the same INCIDENT)	M1	6	1
2504	Manslaughter, Involuntary (victim under 12 years)	F2	8	2
2505(b)	Suicide, Aids or Solicits	F2	6	2
2505(b)	Suicide, Aids or Solicits	M2	2	m
2506	Drug Delivery Resulting in Death	F1	13	4
<b>[ 2506 INCHOATE ]</b>	<b>[ —Attempt/Solicitation/Conspiracy to Drug Delivery Resulting in Death ]</b>	<b>[ 18 Pa.C.S. § 905 ]</b>	<b>[ 12 ]</b>	<b>[ 4 ]</b>
2507(a)	<b>Murder, First Degree, law enforcement officer</b>	<b>Murder of the First Degree</b>	<b>18 Pa.C.S. § 1102(a)</b>	<b>4</b>
2507(a) INCHOATE	—Attempt/solicitation/conspiracy to First Degree Murder of law enforcement officer (SBI)	18 Pa.C.S. 1102(c)	14	4
2507(a) INCHOATE	—Attempt/solicitation/conspiracy to First Degree Murder of law enforcement officer (no SBI)	18 Pa.C.S. 1102(c)	13	4
2507(b)	<b>Murder, Second Degree, law enforcement officer</b>	<b>Murder of the Second Degree</b>	<b>18 Pa.C.S. § 1102(b)</b>	<b>4</b>
2507(b) INCHOATE	—Attempt/solicitation/conspiracy to Second Degree Murder of law enforcement officer (SBI)	18 Pa.C.S. 1102(c)	14	4
2507(b) INCHOATE	—Attempt/solicitation/conspiracy to Second Degree Murder of law enforcement officer (no SBI)	18 Pa.C.S. 1102(c)	13	4
2507(c)	<b>Manslaughter, First Degree, law enforcement officer</b>	<b>F1</b>	<b>14</b>	<b>4</b>
2507(d)	<b>Manslaughter, Second Degree, law enforcement officer</b>	<b>F2</b>	<b>9</b>	<b>2</b>
2604(a)	Murder, First Degree, unborn child	Murder of the First Degree	18 Pa.C.S. § 1102(a)	4
2604(a) INCHOATE	—Attempt/Solicitation/Conspiracy to First Degree Murder of Unborn Child (SBI)	18 Pa.C.S. § 1102(c)	14	4
2604(a) INCHOATE	—Attempt/Solicitation/Conspiracy to First Degree Murder of Unborn Child (No SBI)	18 Pa.C.S. § 1102(c)	13	4
2604(b)	Murder, Second Degree, Unborn Child	Murder of the Second Degree	18 Pa.C.S. § 1102(b)	4

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
2604(b) INCHOATE	—Attempt/Solicitation/Conspiracy to Second Degree Murder of Unborn Child (SBI)	18 Pa.C.S. § 1102(c)	14	4
2604(b) INCHOATE	—Attempt/Solicitation/Conspiracy to Second Degree Murder of Unborn Child (No SBI)	18 Pa.C.S. § 1102(c)	13	4
2604(c)	Murder, Third Degree, Unborn Child	F1	14	4
2604(c) INCHOATE	—Attempt/Solicitation/Conspiracy to Third Degree Murder of Unborn Child (SBI)	18 Pa.C.S. § 1102(c)	14	4
2604(c) INCHOATE	—Attempt/Solicitation/Conspiracy to Third Degree Murder of Unborn Child (No SBI)	18 Pa.C.S. § 1102(c)	13	4
2605	Manslaughter, Voluntary, of Unborn Child	F1	11	4
<b>[ 2605 INCHOATE ]</b>	<b>[ —Attempt/Solicitation/Conspiracy to Voluntary Manslaughter of Unborn Child ]</b>	<b>[ 18 Pa.C.S. § 905 ]</b>	<b>[ 10 ]</b>	<b>[ 3 ]</b>
2606*	Aggravated assault of Unborn Child (caused serious bodily injury)	F1	11	4
2606*	Aggravated Assault of Unborn Child (attempted to cause serious bodily injury)	F1	10	3
2701(a)(1)	Simple Assault: <b>attempt or cause BI</b>	M2	3	m
270[ (b)(1) ](a)(1)	Simple Assault: <b>attempt or cause BI</b> (mutual consent)	M3	1	m
2701[ (b)(2) ](a)(1)	Simple Assault: <b>attempt or cause BI</b> (against child by adult)	M1	4	1
2701(a)(2)	<b>Simple Assault: negligently cause BI with deadly weapon</b>	<b>M2</b>	<b>3</b>	<b>m</b>
2701(a)(2)	<b>Simple Assault: negligently cause BI with deadly weapon (mutual consent)</b>	<b>M3</b>	<b>1</b>	<b>m</b>
2701(a)(2)	<b>Simple Assault: negligently cause BI with deadly weapon (against child by adult)</b>	<b>M1</b>	<b>4</b>	<b>1</b>
2701(a)(3)	<b>Simple Assault: fear SBI</b>	<b>M2</b>	<b>3</b>	<b>m</b>
2701(a)(3)	<b>Simple Assault: fear SBI (mutual consent)</b>	<b>M3</b>	<b>1</b>	<b>m</b>
2701(a)(3)	<b>Simple Assault: fear SBI (against child by adult)</b>	<b>M1</b>	<b>4</b>	<b>1</b>
2701(a)(4)	<b>Simple Assault: hypodermic needle penetrates</b>	<b>M2</b>	<b>3</b>	<b>m</b>
2701(a)(4)	<b>Simple Assault: hypodermic needle penetrates (mutual consent)</b>	<b>M3</b>	<b>1</b>	<b>m</b>
2701(a)(4)	<b>Simple Assault: hypodermic needle penetrates (against child by adult)</b>	<b>M1</b>	<b>4</b>	<b>1</b>
2702(a)(1)*	Aggravated Assault (causes serious bodily injury)	F1	11	4
<b>[ 2702(a)(1)* INCHOATE ]</b>	<b>[ —Attempt/Solicitation/Conspiracy to Aggravated Assault (causes SBI) ]</b>	<b>[ 18 Pa.C.S. § 905 ]</b>	<b>[ 10 ]</b>	<b>[ 3 ]</b>
2702(a)(1)*	Aggravated Assault (attempts to cause serious bodily injury)	F1	10	3
2702(a)(2)*	Aggravated Assault (causes serious bodily injury police, etc.)	F1	11	4
<b>[ 2702(a)(2)* INCHOATE ]</b>	<b>[ —Attempt/Solicitation/Conspiracy to Aggravated Assault (causes SBI to police, etc.) ]</b>	<b>[ 18 Pa.C.S. § 905 ]</b>	<b>[ 10 ]</b>	<b>[ 3 ]</b>
2702(a)(2)*	Aggravated Assault (attempts to cause serious bodily injury, police, etc.)	F1	10	3
2702(a)(3)	Aggravated Assault (causes or attempts to cause bodily injury, police, etc.)	F2	6	2

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
2702(a)(4)	Aggravated Assault (causes or attempts to cause bodily injury with a deadly weapon)	F2	8	2
2702(a)(5)	Aggravated Assault (teaching staff, etc.)	F2	6	2
2702(a)(6)	Aggravated Assault (physical menace, fear of imminent SBI)	F2	6	2
2702(a)(7)	Aggravated Assault (tear or noxious gas)	F2	6	2
<b>2702.1</b>	<b>Assault of law enforcement officer (discharging firearm)</b>	<b>F1</b>	<b>13</b>	<b>4</b>
2703	Assault by Prisoner	F2	7	2
2703.1	Aggravated harassment by prisoner	F3	6	1
2704	Assault by life prisoner	Murder of the Second Degree	18 Pa.C.S. § 1102(b)	4
2704 INCHOATE	—Attempt/Solicitation/Conspiracy (SBI) to Assault by Life Prisoner	18 Pa.C.S. § 1102(c)	14	4
2704 INCHOATE	—Attempt/Solicitation/Conspiracy to Assault by Life Prisoner (no SBI)	18 Pa.C.S. § 1102(c)	13	4
2705	Recklessly Endangering Another Person	M2	3	m
2706	Terroristic Threats	M1	3	m
2706	Terroristic threats (diverted from activities)	F3	5	1
2707(a)	Propulsion of Missiles into an Occupied Vehicle	M1	3	m
2707(b)	Propulsion of Missiles onto a Roadway	M2	2	m
2707.1	Discharge of firearm into an occupied structure	F3	10	1
2708	Use of Tear Gas in Labor Dispute	M1	3	m
2709(a)	Harassment	M3	1	m
2709.1(c)(1)	Stalking (first offense)	M1	3	m
2709.1(c)(2)	Stalking (second/subsequent offense or prior crime of violence)	F3	6	1
2710	Ethnic Intimidation	18 Pa.C.S. § 2710(b)	See § 303.3(d)	See § 303.8(c)
2712	Assault on Sports Official	M1	3	m
2713(a)(1)(2)	Neglect of Care-dependent Person (SBI)	F1	10	3
2713(a)(1)(2)	Neglect of Care-dependent Person (BI)	M1	4	m
2714	Unauthorized administration of intoxicant	F3	8	1
2715(b)(1)	Threat to use weapons of mass destruction (reports or threatens)	M1	3	m
2715(b)(2)	Threat to use weapons of mass destruction (diverted from activities)	F3	5	1
2715(b)(3)	Threat to use weapons of mass destruction (during state of emergency)	F2	7	2
2716(a)	Weapons of mass destruction (possession/first offense)	F2	7	2
2716(a)	Weapons of mass destruction (possession/subsequent offense)	F1	11	4
2716(b)(1)	Weapons of mass destruction (use/cause injury or illness)	F1	13	4
2716(b)(1)	Weapons of mass destruction (use/results in death)	Life	Life	4
2716(b)(2)	Weapons of mass destruction (damage/disrupt water, food)	F1	13	4
2716(b)(3)	Weapons of mass destruction (evacuation)	F1	13	4

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
2717(b)(1)	Terrorism (if the violent offense is an M3 or ungraded misdemeanor)	M2	one point higher than object offense	See § 303.7(a)
2717(b)(1)	Terrorism (if the violent offense is an M2 )	M1	one point higher than object offense	See § 303.7(a)
2717(b)(1)	Terrorism (if the violent offense is an M1)	F3	one point higher than object offense	See § 303.7(a)
2717(b)(1)	Terrorism (if the violent offense is an F3 or ungraded felony)	F2	one point higher than object offense	See § 303.7(a)
2717(b)(1)	Terrorism (if the violent offense is an F2)	F1	one point higher than object offense	See § 303.7(a)
2717(b)(2)	Terrorism (if the violent offense is an F1)	F1	14	4
2901*	Kidnapping (victim 18 yrs. or older)	F1	10	4
[ 2901* INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Kidnapping (victim 18 yrs. or older) ]	[ 18 Pa.C.S. § 905 ]	[ 9 ]	[ 3 ]
[ 2901* ]	[ Kidnapping (victim under 18 years of age) ]	[ F1 ]	[ 10 ]	[ 4 ]
[ 2901* INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Kidnapping (victim under 18 years of age) ]	[ 18 Pa.C.S. § 905 ]	[ 9 ]	[ 3 ]
2901(a.1)(1)*	Kidnapping of a minor: ransom/reward/shield (victim 14—<18 yrs.)	F1	10	4
2901(a.1)(1)*	Kidnapping of a minor: ransom/reward/shield (victim <14 yrs.)	F1	10	4
2901(a.1)(2)*	Kidnapping of a minor: facilitate commission of felony (victim 14—<18 yrs.)	F1	10	4
2901(a.1)(2)*	Kidnapping of a minor: facilitate commission of felony (victim <14 yrs.)	F1	10	4
2901(a.1)(3)*	Kidnapping of a minor: inflict BI, terrorize (victim 14—<18 yrs.)	F1	10	4
2901(a.1)(3)*	Kidnapping of a minor: inflict BI, terrorize (victim <14 yrs.)	F1	10	4
2901(a.1)(4)*	Kidnapping of a minor: interfere gov official/function (victim 14—<18 yrs.)	F1	10	4
2901(a.1)(4)*	Kidnapping of a minor: interfere gov official/function (victim <14 yrs.)	F1	10	4
2902(b)(1)	Unlawful restraint (victim 18 yrs. or older)	M1	3	m
2902(b)(1)	Unlawful restraint of minor: risk of SBI (victim <18 yrs.)	F2	8	2
2902(b)(2)	Unlawful restraint by parent (victim under 18 years of age)	F2	8	2
2902(b)(2)	Unlawful restraint of minor: invol. Servitude (victim <18 yrs.)	F2	8	2
2903[ (b)(1) ](a)	False imprisonment (victim 18 yrs. or older)	M2	2	m
2903(b)	False imprisonment of minor (victim <18 yrs.)	F2	[ 7 ] 8	2
2903[ (b)(2) ](c)	False imprisonment by parent (victim under 18 years of age)	F2	7	2
2904[ (c) ](a)	Interference with the Custody of Children	F3	[ 4 ] 6	1



<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
2904[ (c)(1) ](a)	Interference with the Custody of Children by <b>non-parent</b>	F2	[ 6 ] 8	2
2904[ (c)(2) ](a)	Interference with the Custody of Children, <b>good cause/partial custody</b>	M2	[ 2 ] 3	m
2905	Interference w/ Custody of Committed Persons	M2	4	m
2906	Criminal Coercion	M1	3	m
2906	Criminal Coercion	M2	2	m
2907	Disposition of Ransom	F3	5	1
2909	Concealment of Whereabouts of a Child	F3	4	1
2910(a)	Luring a Child into a Motor Vehicle <b>or structure</b>	M1	5	1
3002(a)	Trafficking of persons (knowingly traffics or attempts to traffic)	F2	9	2
3002(a)	Trafficking of persons (knowingly traffics or attempts to traffic/SBI)	F1	10	3
3002(a)	Trafficking of persons (knowingly traffics or attempts to traffic/victim under 18 years of age)	F1	10	3
3121(a)(1)	Rape <b>by forcible compulsion</b>	F1	12	4
[ 3121(a) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Rape ]	[ 18 Pa.C.S. § 905 ]	[ 11 ]	[ 3 ]
3121[ (b) ](a)(1)	Rape <b>by forcible compulsion</b> (uses substance to impair victim)	F1	13	4
3121(a)(2)	<b>Rape by threat of forcible compulsion</b>	F1	12	4
3121(a)(2)	<b>Rape by threat of forcible compulsion (uses substance to impair victim)</b>	F1	13	4
3121(a)(3)	<b>Rape and victim unconscious/unaware</b>	F1	12	4
3121(a)(3)	<b>Rape and victim unconscious/unaware (uses substance to impair victim)</b>	F1	13	4
3121(a)(4)	<b>Rape and victim substantially impaired</b>	F1	12	4
3121(a)(4)	<b>Rape and victim substantially impaired (uses substance to impair victim)</b>	F1	13	4
3121(a)(5)	<b>Rape and victim has mental disability</b>	F1	12	4
3121(a)(5)	<b>Rape and victim has mental disability (uses substance to impair victim)</b>	F1	13	4
[ 3121(b) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Rape ]	[ 18 Pa.C.S. § 905 ]	[ 12 ]	[ 3 ]
3121(c)	Rape (child < 13 yrs.)	F1	14	4
[ 3121(c) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Rape ]	[ 18 Pa.C.S. § 905 ]	[ 13 ]	[ 3 ]
3121(d)	Rape (child < 13 yrs., SBI)	F1	14	4
[ 3121(d) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Rape ]	[ 18 Pa.C.S. § 905 ]	[ 13 ]	[ 3 ]
3122.1(a)(1)	Statutory Sexual Assault (victim <16 yrs./offender 4—<8 yrs. older)	F2	7	2
3122.1(a)(2)	Statutory sexual assault (victim <16 yrs./offender 8—<11 yrs. older)	F2	[ 7 ] 8	2
3122.1(b)	Statutory sexual assault (victim <16 yrs./offender 11 yrs. or older)	F1	[ omnibus 8 ] 9	3
3123(a)(1)	Involuntary Deviate Sexual Intercourse by <b>forcible compulsion</b>	F1	12	4

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3123(a)(2)	<b>Involuntary deviate sexual intercourse by threat of forcible compulsion</b>	F1	12	4
3123(a)(3)	<b>Involuntary deviate sexual intercourse and victim unconscious/unaware</b>	F1	12	4
3123(a)(4)	<b>Involuntary deviate sexual intercourse and victim substantially impaired</b>	F1	12	4
3123(a)(5)	<b>Involuntary deviate sexual intercourse and victim has mental disability</b>	F1	12	4
3123(a)(7)	<b>Involuntary deviate sexual intercourse: victim &lt;16 yrs. and offender 4 yrs. or older and not married to each other</b>	F1	12	4
[ 3123(a) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Involuntary Deviate Sexual Intercourse ]	[ 18 Pa.C.S. § 905 ]	[ 11 ]	[ 3 ]
3123(b)	Involuntary Deviate Sexual Intercourse <b>with a child</b> (child <13 yrs.)	F1	14	4
[ 3123(b) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Involuntary Deviate Sexual Intercourse ]	[ 18 Pa.C.S. § 905 ]	[ 13 ]	[ 3 ]
3123(c)	Involuntary Deviate Sexual Intercourse <b>with a child</b> (child <13 yrs., SBI)	F1	14	4
[ 3123(c) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Involuntary Deviate Sexual Intercourse ]	[ 18 Pa.C.S. § 905 ]	[ 13 ]	[ 3 ]
3124.1	Sexual Assault	F2	11	4
[ 3124.1 INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Sexual Assault ]	[ 18 Pa.C.S. § 905 ]	[ 11 ]	[ 3 ]
3124.2(a)	Institutional sexual assault (victim 18 yrs. or older)	F3	[ 5 ] 6	1
3124.2(a.1)	<b>Institutional sexual assault of a minor (victim &lt;18 yrs.)</b>	F3	[ 5 ] 6	1
3124.2(a.2)	<b>Institutional sexual assault by school volunteer or employee</b>	F3	[ omnibus 5 ] 6	1
3124.2(a.3)	<b>Institutional sexual assault by child care volunteer or employee</b>	F3	[ omnibus 5 ] 6	1
3125(a)(1)	Aggravated Indecent Assault <b>without consent</b>	F2	10	4
[ 3125(a) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Aggravated Indecent Assault ]	[ 18 Pa.C.S. § 905 ]	[ 10 ]	[ 3 ]
3125[ (b) ](a)(1)	Aggravated Indecent Assault <b>of a child without consent</b> (child <13 yrs.)	F1	12	4
[ 3125(b) INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Aggravated Indecent Assault (child) ]	[ 18 Pa.C.S. § 905 ]	[ 11 ]	[ 3 ]
3125(a)(2)	<b>Aggravated indecent assault by forcible compulsion</b>	F2	10	4
3125(a)(2)	<b>Aggravated indecent assault of a child by forcible compulsion</b> (child <13 yrs.)	F1	12	4
3125(a)(3)	<b>Aggravated indecent assault by threat of forcible compulsion</b>	F2	10	4
3125(a)(3)	<b>Aggravated indecent assault of a child by threat of forcible compulsion</b> (child <13 yrs.)	F1	12	4
3125(a)(4)	<b>Aggravated indecent assault and victim unconscious/unaware</b>	F2	10	4
3125(a)(4)	<b>Aggravated indecent assault of a child and victim unconscious/unaware</b> (child <13 yrs.)	F1	12	4

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3125(a)(5)	<b>Aggravated indecent assault and victim substantially impaired</b>	<b>F2</b>	<b>10</b>	<b>4</b>
3125(a)(5)	<b>Aggravated indecent assault of a child and victim substantially impaired (child &lt;13 yrs.)</b>	<b>F1</b>	<b>12</b>	<b>4</b>
3125(a)(6)	<b>Aggravated indecent assault and victim has mental disability</b>	<b>F2</b>	<b>10</b>	<b>4</b>
3125(a)(6)	<b>Aggravated indecent assault of a child and victim has mental disability (child &lt;13 yrs.)</b>	<b>F1</b>	<b>12</b>	<b>4</b>
3125(a)(7)	<b>Aggravated indecent assault and victim &lt;13 yrs</b>	<b>F2</b>	<b>10</b>	<b>4</b>
3125(a)(8)	<b>Aggravated indecent assault and victim &lt;16 yrs. and offender 4 yrs. or more older and not married to each other</b>	<b>F2</b>	<b>10</b>	<b>4</b>
3126(a)(1)	Indecent Assault (without consent)	M2	4	m
3126(a)(2)	Indecent Assault (forcible compulsion)	M1	5	m
3126(a)(3)	Indecent Assault (threat of forcible compulsion)	M1	5	m
3126(a)(4)	Indecent Assault (complainant unconscious)	M1	5	m
3126(a)(5)	Indecent Assault (substantially impaired complainant)	M1	5	m
3126(a)(6)	Indecent Assault (complainant suffers mental disability)	M1	5	m
3126(a)(7)	Indecent Assault (complainant less than 13 years of age)	M1	5	1
3126(a)(7)	Indecent Assault (complainant less than 13 years of age; second/subsequent offense)	F3	6	1
3126(a)(7)	Indecent Assault (complainant less than 13 years of age; course of conduct)	F3	6	1
3126(a)(7)	Indecent Assault (complainant less than 13 years of age; touching of <b>complainant's</b> sexual/intimate parts with sexual/intimate parts <b>of the person</b> )	F3	6	1
<b>3126(a)(7)</b>	<b>Indecent Assault (complainant less than 13 years of age; touching the person's sexual/intimate parts with sexual/intimate parts of the complainant)</b>	<b>F3</b>	<b>6</b>	<b>1</b>
3126(a)(8)	Indecent Assault (complainant less than 16 years of age)	M2	4	m
3127	Indecent Exposure (person present is 16 years of age or older)	M2	3	m
3127	Indecent Exposure (person present is less than 16 years of age)	M1	4	1
3129	Sexual intercourse with animal	M2	2	m
3130(a)(1)	Conduct relating to sex offenders (withholds information)	F3	5	1
3130(a)(2)	Conduct relating to sex offenders (harbors or attempts to harbor)	F3	5	1
3130(a)(3)	Conduct relating to sex offenders (conceals or attempts to conceal)	F3	5	1
3130(a)(4)	Conduct relating to sex offenders (provides false information)	F3	5	1

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3301(a)*	Arson Endangering Persons (where a person <b>other than the actor</b> is inside the <b>building or occupied</b> structure when the fire is started or when bodily injury results, either directly or indirectly, at the scene of the fire)	F1	[ 9 ] 10	4
[ 3301(a)* INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Arson Endangering Persons (where a person is inside the structure when the fire is started or when bodily injury results, either directly or indirectly, at the scene of the fire) ]	[ 18 Pa.C.S. § 905 ]	[ 9 ]	[ 3 ]
3301(a)*	Arson Endangering Persons (where no person <b>other than the actor</b> is inside the <b>building or occupied</b> structure when the fire is started and no bodily injury results either directly or indirectly, at the scene of the fire)	F1	9	4
[ 3301(a)* INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Arson Endangering Persons (where no person is inside the structure when the fire is started and no bodily injury results either directly or indirectly, at the scene of the fire) ]	[ 18 Pa.C.S. § 905 ]	[ 8 ]	[ 3 ]
3301(c)	Arson, Endangering Property	F2	6	2
3301(d)	Arson, Reckless Burning	F3	5	1
3301(e)	Arson, Failure to Report	M1	3	m
3301(f)	Arson, Possess Explosive Material	F3	5	1
3301(g)	Arson, Disclosure of True Owner	M3	1	m
3302(a)	Catastrophe, Causing	F1	10	3
3302(a)	Catastrophe, Recklessly Causing	F2	6	2
3302(b)	Catastrophe, Risking	F3	4	1
3303	Failure to Prevent Catastrophe	M2	2	m
3304	Criminal Mischief ([ over ]>\$5,000)	F3	5	1
3304	Criminal Mischief ([ over ]>\$1,000)	M2	2	m
3304	Criminal Mischief ([ over ]>\$500)	M3	1	m
3304	Criminal Mischief ([ over ]>\$150 under(a)(4))	M3	1	m
3305	Tampering w/Fire Hydrants	M3	1	m
3307	Institutional Vandalism ([ over ]>\$5,000)	F3	5	1
3307	Institutional Vandalism	M2	2	m
3309	Agricultural Vandalism ([ over ]>\$5,000)	F3	5	1
3309	Agricultural Vandalism ([ over ]>\$1,000)	M1	3	m
3309	Agricultural Vandalism ([ over ]>\$500)	M2	2	m
3309	Agricultural Vandalism (\$500 or less)	M3	1	m
3310	Agricultural crop destruction	F2	7	2
3311(b)(1)	Ecoterrorism (if the specified offense against property is a summary offense)	M3	one point higher than object offense	See § 303.7(a)
3311(b)(2)	Ecoterrorism (if the specified offense against property is an M3 or ungraded misdemeanor)	M2	one point higher than object offense	See § 303.7(a)
3311(b)(2)	Ecoterrorism (if the specified offense against property is an M2)	M1	one point higher than object offense	See § 303.7(a)

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3311(b)(2)	Ecoterrorism (if the specified offense against property is an M1)	F3	one point higher than object offense	See § 303.7(a)
3311(b)(2)	Ecoterrorism (if the specified offense against property is an F3 or ungraded felony)	F2	one point higher than object offense	See § 303.7(a)
3311(b)(2)	Ecoterrorism (if the specified offense against property is an F2)	F1	one point higher than object offense	See § 303.7(a)
3311(b)(2)	Ecoterrorism (if the specified offense against property is an F1)	F1	14	4
3312(a)(2)	Destruction of survey monument (willfully or maliciously removes any survey monument or marker in order to call into question a boundary line)	M2	3	m
<b>3313(a)</b>	<b>Illegal dumping of methamphetamine waste</b>	<b>F3</b>	<b>5</b>	<b>1</b>
3502[ * ](a)(1)	Burglary (of a structure adapted for overnight accommodation in which at the time of the offense any person is present)	F1	9	4
<b>[ 3502* INCHOATE ]</b>	<b>[ —Attempt/Solicitation/Conspiracy to Burglary(structure adapted for overnight accommodation, person present) ]</b>	<b>[ 18 Pa.C.S. § 905 ]</b>	<b>[ 8 ]</b>	<b>[ 3 ]</b>
3502[ * ](a)(2)	Burglary (of a structure adapted for overnight accommodation in which at the time of the offense no person is present)	F1	7	3
3502[ * ](a)(3)	Burglary (of a structure not adapted for overnight accommodation in which at the time of the offense any person is present)	F1	6	3
3502(a)(4)	Burglary (of a structure not adapted for overnight accommodation in which at the time of the offense no person is present)	F2	5	2
3503(a)(1)(i)	Trespass, Criminal	F3	3	1
3503(a)(1)(ii)	Trespass, Criminal	F2	4	2
3503(b)(1)(i)—(iv)	Trespass, Defiant (notice against trespass given)	M3	1	m
3503(b)(1)(v)	Trespass, Defiant (notice given by official or law enforcement)	M1	3	m
3503(b.2)(1)(i)	Trespass, Agricultural (posted)	M3	1	m
3503(b.2)(1)(ii)	Trespass, Agricultural (defies order)	M2	3	m
<b>3503(b.3)(1)(i)</b>	<b>Agricultural biosecurity area trespasser (enters biosecurity area, not licensed or privileged)</b>	<b>M3</b>	<b>1</b>	<b>m</b>
<b>3503(b.3)(1)(iii)</b>	<b>Agricultural biosecurity area trespasser (causes damage or death to animal or plant)</b>	<b>M1</b>	<b>3</b>	<b>m</b>
3504(a)	Railroad protection, railroad vandalism, etc. (damage to railroad, etc.)	M3	1	m
3504(b)	Railroad protection, railroad vandalism, etc. (stowaways prohibited)	M3	1	m
3701(a)(1)(i)	Robbery (inflicts serious bodily injury)	F1	12	4
<b>[ 3701(a)(1)(i) INCHOATE ]</b>	<b>[ —Attempt/Solicitation/Conspiracy to Robbery (SBI) ]</b>	<b>[ 18 Pa.C.S. § 905 ]</b>	<b>[ 11 ]</b>	<b>[ 3 ]</b>
3701(a)(1)(ii)	Robbery (threatens another with or intentionally puts him in fear of immediate serious bodily injury)	F1	10	4

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3701(a)(1)(iii)	Robbery (commits or threatens immediately to commit any F1 or F2)	F1	9	4
3701(a)(1)(iv)	Robbery (threatens or inflicts bodily injury or intentionally puts him in fear of immediate bodily injury)	F2	7	2
3701(a)(1)(v)	Robbery (physically takes or removes property by force, however slight)	F3	5	1
<b>3701(a)(1)(vi)</b>	<b>Robbery (takes from financial institution without permission)</b>	<b>F2</b>	<b>7</b>	<b>2</b>
3702*	Robbery of Motor Vehicle (inflicts serious bodily injury)	F1	12	4
<b>[ 3702* INCHOATE ]</b>	<b>[ —Attempt/Solicitation/Conspiracy to Robbery of a Motor Vehicle (SBI) ]</b>	<b>[ 18 Pa.C.S. § 905 ]</b>	<b>[ 11 ]</b>	<b>[ 3 ]</b>
3702*	Robbery of a Motor Vehicle (does not inflict serious bodily injury)	F1	9	4
3921	Theft by Unlawful Taking or Disposition (during disaster or firearm)	F2	8	2
3921*	Theft by Unlawful Taking or Disposition ( <b>[ over ]</b> >\$100,000)	F3	8	1
3921*	Theft by Unlawful Taking or Disposition ( <b>[ over ]</b> >\$50,000 to \$100,000)	F3	7	1
3921*	Theft by Unlawful Taking or Disposition ( <b>[ over ]</b> >\$25,000 to \$50,000)	F3	6	1
3921*	Theft by Unlawful Taking or Disposition ( <b>[ over ]</b> >\$2,000 to \$25,000, or if the property is an automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5	1
3921	Theft by Unlawful Taking or Disposition (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3	m
3921	Theft by Unlawful Taking or Disposition (\$200 to \$2,000)	M1	3	m
3921	Theft by Unlawful Taking or Disposition (\$50 to <b>[ less than ]</b> <\$200)	M2	2	m
3921	Theft by Unlawful Taking or Disposition ( <b>[ less than ]</b> <\$50)	M3	1	m
3922	Theft by Deception (firearm)	F2	8	2
3922*	Theft by Deception ( <b>[ over ]</b> >\$100,000)	F3	8	1
3922*	Theft by Deception ( <b>[ over ]</b> >\$50,000 to \$100,000)	F3	7	1
3922*	Theft by Deception ( <b>[ over ]</b> >\$25,000 to \$50,000)	F3	6	1
3922*	Theft by Deception ( <b>[ over ]</b> >\$2,000 to \$25,000, or if the property is an automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5	1
3922	Theft by Deception (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3	m
3922	Theft by Deception (\$200 to \$2,000)	M1	3	m
3922	Theft by Deception (\$50 to less than \$200)	M2	2	m
3922	Theft by Deception (less than \$50)	M3	1	m
3923	Theft by Extortion (firearm)	F2	8	2

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3923*	Theft by Extortion ([ <b>over</b> ]>\$100,000)	F3	8	1
3923*	Theft by Extortion ([ <b>over</b> ]>\$50,000 to \$100,000)	F3	7	1
3923*	Theft by Extortion ([ <b>over</b> ]>\$25,000 to \$50,000)	F3	6	1
3923*	Theft by Extortion ([ <b>over</b> ]>\$2,000 to \$25,000, or if the property is an automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5	1
3923	Theft by Extortion (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	4	m
3923	Theft by Extortion (\$200 to \$2,000)	M1	4	m
3923	Theft by Extortion (\$50 to [ <b>less than</b> ]<\$200)	M2	2	m
3923	Theft by Extortion ([ <b>less than</b> ]<\$50)	M3	1	m
3924	Theft by Property Lost, Mislaidd, or Delivered by Mistake (firearm)	F2	8	2
3924*	Theft by Property Lost, Mislaidd, or Delivered by Mistake ([ <b>over</b> ]>\$100,000)	F3	8	1
3924*	Theft by Property Lost, Mislaidd, or Delivered by Mistake ([ <b>over</b> ]>\$50,000 to \$100,000)	F3	7	1
3924*	Theft by Property Lost, Mislaidd, or Delivered by Mistake ([ <b>over</b> ]>\$25,000 to \$50,000)	F3	6	1
3924*	Theft by Property Lost, Mislaidd, or Delivered by Mistake ([ <b>over</b> ]>\$2,000 to \$25,000, or if the property is an automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5	1
3924	Theft by Property Lost, Mislaidd, or Delivered by Mistake (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3	m
3924	Theft by Property Lost, Mislaidd, or Delivered by Mistake (\$200 to \$2,000)	M1	3	m
3924	Theft by Property Lost, Mislaidd, or Delivered by Mistake (\$50 to [ <b>less than</b> ]<\$200)	M2	2	m
3924	Theft by Property Lost, Mislaidd, or Delivered by Mistake ([ <b>less than</b> ]<\$50)	M3	1	m
<b>3925</b>	<b>Theft by receiving stolen property (firearm) and receiver is in the business of buying or selling stolen property</b>	<b>F1</b>	<b>8</b>	<b>3</b>
3925	Theft by Receiving Stolen Property (during disaster [ <b>or firearm if receiver in business of buying/selling</b> ])	F2	8	2
3925*	Theft by Receiving Stolen Property ([ <b>over</b> ]>\$100,000)	F3	8	1
3925*	Theft by Receiving Stolen Property ([ <b>over</b> ]>\$50,000 to \$100,000)	F3	7	1
3925*	Theft by Receiving Stolen Property ([ <b>over</b> ]>\$25,000 to \$50,000)	F3	6	1
3925*	Theft by Receiving Stolen Property ([ <b>over</b> ]>\$2,000 to \$25,000, or if the property is an automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle, or if the receiver is in the business of buying or selling stolen property)	F3	5	1

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3925	Theft by Receiving Stolen Property (\$2,000 or less, from person or by threat or in breach of fiduciary obligation; firearm if receiver not in business of buying/selling)	M1	3	m
3925	Theft by Receiving Stolen Property (\$200 to \$2,000)	M1	3	m
3925	Theft by Receiving Stolen Property (\$50 to [ <b>less than</b> ] <\$200)	M2	2	m
3925	Theft by Receiving Stolen Property ([ <b>less than</b> ] <\$50)	M3	1	m
3926	Theft of Services (firearm)	F2	8	2
3926*	Theft of Services ([ <b>over</b> ] >\$100,000)	F3	8	1
3926*	Theft of Services ([ <b>over</b> ] >\$50,000 to \$100,000)	F3	7	1
3926*	Theft of Services ([ <b>over</b> ] >\$25,000 to \$50,000)	F3	6	1
3926*	Theft of Services ( [ <b>over</b> ] >\$2,000 to \$25,000, or if the property is an automobile, airplane, motorcycle, motor-boat, or other motor-propelled vehicle)	F3	5	1
3926	Theft of Services (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3	m
3926	Theft of Services (\$200 to \$2,000)	M1	3	m
3926	Theft of Services (\$50 to less than \$200)	M2	2	m
3926	Theft of Services ( [ <b>less than</b> ] <\$50)	M3	1	m
3926(e)	Theft of Services (sale ransfer of device for diversion of services)	M3	1	m
3927	Theft by Failure to Make Required Disposition of Funds Received (firearm)	F2	8	2
3927*	Theft by Failure to Make Required Disposition of Funds Received ([ <b>over</b> ] >\$100,000)	F3	8	1
3927*	Theft by Failure to Make Required Disposition of Funds Received ([ <b>over</b> ] >\$50,000 to \$100,000)	F3	7	1
3927*	Theft by Failure to Make Required Disposition of Funds Received ([ <b>over</b> ] >\$25,000 to \$50,000)	F3	6	1
3927*	Theft by Failure to Make Required Disposition of Funds Received ([ <b>over</b> ] >\$2,000 to \$25,000, or if the property is an automobile, airplane, motorcycle, motorboat, or other motor-propelled vehicle)	F3	5	1
3927	Theft by Failure to Make Required Disposition of Funds Received (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3	m
3927	Theft by Failure to Make Required Disposition of Funds Received (\$200 to \$2,000)	M1	3	m
3927	Theft by Failure to Make Required Disposition of Funds Received (\$50 to [ <b>less than</b> ] <\$200)	M2	2	m
3927	Theft by Failure to Make Required Disposition of Funds Received ([ <b>less than</b> ] <\$50)	M3	1	m
3928	Unauthorized Use of Auto (during disaster)	F2	8	2
3928	Unauthorized Use of Auto	M2	2	m
3929	Theft, Retail (during disaster)	F2	8	2



<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3929	Theft, Retail (>\$2,000, firearm, motor [ <b>veh</b> ] <b>vehicle</b> )	F3	5	1
3929	Theft, Retail (third or subsequent conviction)	F3	3	1
3929	Theft, Retail (first or second offense, \$150 or more)	M1	2	m
3929	Theft, Retail (second offense, less than \$150)	M2	2	m
3929	Theft, Retail ( <b>3rd; or</b> subsequent conviction)	F3	3	1
3929.1	Library Theft (1st; 2nd over \$150)	M1	3	m
3929.1	Library Theft (2nd; less than \$150)	M2	2	m
<b>3929.1</b>	<b>Library Theft (3rd; subsequent offense)</b>	<b>F3</b>	<b>5</b>	<b>1</b>
3929.2	Unlawful possession of retail or library theft instruments	M1	3	m
<b>3929.3</b>	<b>Organized retail theft (merchandise value \$20,000 or more)</b>	<b>F2</b>	<b>7</b>	<b>2</b>
<b>3929.3</b>	<b>Organized retail theft (merchandise value \$5,000—\$19,999)</b>	<b>F3</b>	<b>6</b>	<b>1</b>
3930	Theft of Trade Secrets by Force, Violence, or Burglary	F2	7	2
3930	Theft of Trade Secrets	F3	5	1
3931	Theft of Unpublished Dramas and Musical Compositions ([ <b>over</b> ]>\$2,000)	F3	5	1
3931	Theft of Unpublished Dramas and Musical Compositions (\$2,000 or less, from person or by threat or in breach of fiduciary obligation)	M1	3	m
3931	Theft of Unpublished Dramas and Musical Compositions (\$200 to \$2,000)	M1	3	m
3931	Theft of Unpublished Dramas and Musical Compositions (\$50 to [ <b>less than</b> ]<\$200)	M2	2	m
3931	Theft of Unpublished Dramas and Musical Compositions ([ <b>less than</b> ]<\$50)	M3	1	m
3932	Theft by Leased Property (firearm)	F2	8	2
3932*	Theft of Leased Property ([ <b>over</b> ]>\$100,000)	F3	8	1
3932*	Theft of Leased Property ([ <b>over</b> ]>\$50,000 to \$100,000)	F3	7	1
3932*	Theft of Leased Property ([ <b>over</b> ]>\$25,000 to \$50,000)	F3	6	1
3932*	Theft of Leased Property ([ <b>over</b> ]>\$2,000 to \$25,000, or if property is an automobile, airplane, motor-cycle, motorboat, or other motor-propelled vehicle)	F3	5	1
3932	Theft of Leased Property (\$2,000 to less from person or by threat or in breach of fiduciary obligation)	M1	3	m
3932	Theft of Leased Property (\$200 to \$2,000)	M1	3	m
3932	Theft of Leased Property (\$50 to [ <b>less than</b> ]<\$200)	M2	2	m
3932	Theft of Leased Property ([ <b>less than</b> ]<\$50)	M3	1	m
3934(b)(1)(i)	Theft from a motor vehicle ([ <b>less than</b> ]<\$50)	M3	1	m
3934(b)(1)(ii)	Theft from a motor vehicle (\$50 or more but less than \$200)	M2	2	m

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3934(b)(1)(iii)	Theft from a motor vehicle ([ <b>over</b> ]>\$200)	M1	3	m
3934(b)(2)	Theft from a motor vehicle (third/subseq. in 5 yrs.)	F3	6	1
4101	Forgery (money, stocks, etc.)	F2	4	2
4101	Forgery (will, deed, etc.)	F3	3	1
4101	Forgery (other)	M1	3	m
4102	Simulating Antiques	M1	3	m
4103	Fraudulent Destruction of Recordable Instruments	F3	5	1
4104(a)	Tampering with Records or Identification	M1	3	m
4105(c)(1)(ii)	Bad Checks (\$200—<\$500)	M3	1	m
4105(c)(1)(iii)	Bad Checks (\$500—<\$1,000)	M2	2	m
4105(c)(1)(iv)	Bad Checks (\$1,000—<\$75,000)	M1	3	m
4105(c)(1)(v)	Bad Checks (\$75,000 or more)	F3	5	1
4105(c)(2)	Bad Checks (3rd or subseq./<\$75,000)	F3	5	1
4105(c)(2)	Bad Checks (3rd or subseq./\$75,000 or more)	M1	3	m
4106(c)(1)(i)	Access device fraud (\$500 or more)	F3	5	1
4106(c)(1)(ii)	Access device fraud (\$50 or more but less than \$500)	M1	4	m
4106(c)(1)(iii)	Access device fraud ([ <b>less than</b> ]<\$50)	M2	3	m
4106(c)(3)	Access device fraud (provide counterfeit device)	F3	5	1
4106(c)(4)	Access device fraud (possess counterfeit device)	M3	2	m
4106.1(a)(1)	Unlawful device-making equipment (produce/traffic equipment)	F3	6	1
4106.1(a)(2)	Unlawful device-making equipment (possess equipment)	M1	4	m
4107(a.1)(1)(i)	Deceptive or Fraudulent Business Practices (>\$2,000)	F3	5	1
4107(a.1)(1)(ii)	Deceptive or Fraudulent Business Practices (\$200—\$2,000)	M1	3	m
4107(a.1)(1)(iii)	Deceptive or Fraudulent Business Practices (<\$200)	M2	2	m
4107(a.1)(1)(iv)	Deceptive or Fraudulent Business Practices (amt. not ascertained)	M2	2	m
4107(a.1)(3)(i)	Deceptive or Fraudulent Business Practices (>\$2,000; victim 60 yrs.+)	F2	7	2
4107(a.1)(3)(ii)	Deceptive or Fraudulent Business Practices (\$200—\$2,000; victim 60 yrs.+)	F3	5	1
4107(a.1)(3)(iii)	Deceptive or Fraudulent Business Practices (<\$200; victim 60 yrs.+)	M1	3	m
4107(a.1)(3)(iv)	Deceptive or Fraudulent Business Practices (amt. not ascertained; 60 yrs.+)	M1	3	m
4107.1	Deception Relating to Kosher Foods	M3	1	m
4107.2	Deception Relating to Certification of Minority Business Enterprise or Women's Business Enterprise	F3	4	1
4108	Commercial Bribery and Breach of Duty	M2	2	m
4109	Rigging Public Contest	M1	3	m
4110	Defrauding Secured Creditors	M2	2	m
4111	Fraud in Insolvency	M2	2	m

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
4112	Receiving Deposits; Failed Institution	M2	2	m
4113	Misapplication of Entrusted Property (over \$50)	M2	2	m
4113	Misapplication of Entrusted Property (\$50 or less)	M3	1	m
4114	Securing Execution of Documents by Deception	M2	2	m
4115	Falsely Impersonating Persons Privately Employed	M2	2	m
4116(g)(1)	Copying; Recording Devices (100 or more motion picture devices or 1,000 or more sound recording devices)	F3	5	1
4116(g)(1)	Copying; Recording Devices (second or subsequent conviction at time of sentencing)	F2	7	2
4116(g)(2)	Copying; Recording Devices (any other violation)	M1	3	m
4116(g)(2)	Copying; Recording Devices (any other violation; second or subsequent conviction at time of sentencing)	F3	5	1
4116.1	Unlawful Operation of Recording Devices in Motion Picture Theater (first violation)	M1	3	m
4116.1	Unlawful Operation of Recording Devices in Motion Picture Theater (second or subsequent conviction at time of sentencing)	F3	4	1
4117(a)	Insurance Fraud	F3	4	1
4117(b)	Insurance Fraud	M1	3	m
4118	Washing titles (vehicles)	F3	4	1
4119(c)(1)	Trademark Counterfeiting	M1	3	m
4119(c)(2)	Trademark Counterfeiting	F3	5	1
4119(c)(3)	Trademark Counterfeiting	F2	7	2
4120(c)(1)(i)	Identity theft (total value <\$2000)	M1	3	m
4120(c)(1)(ii)	Identity theft (total value \$2000 or more)	F3	5	1
4120(c)(1)(iii)	Identity theft (criminal conspiracy, any amount)	F3	5	1
4120(c)(1)(iv)	Identity theft (third/subsequent offense)	F2	7	2
4120(c)(2)(i)	Identity theft (victim 60 yrs. or older, total value <\$2,000)	F3	5	1
4120(c)(2)(ii)	Identity theft (victim 60 yrs. or older, total value \$2,000 or more)	F2	7	2
4120(c)(2)(iii)	Identity theft (victim 60 yrs. or older, criminal conspiracy, any amount)	F2	7	2
4120(c)(2)(iv)	Identity theft (victim 60 yrs. or older, third/subsequent offense)	F1	8	3
4301	Bigamy	M2	3	m
4302(a)	Incest [ (victim 18 yrs. or older) ]	F2	9	4
[ 4302 INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Incest (victim 18 yrs. or older) ]	[ 18 Pa.C.S. § 905 ]	[ 9 ]	[ 3 ]
4302(b)(1)	Incest [ (victim 12 years of age or older but under 18 years of age) ] of a minor (victim <13 yrs.)	F2	9	4
[ 4302 INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Incest (victim 12 years of age or older but under 18 years of age) ]	[ 18 Pa.C.S. § 905 ]	[ 9 ]	[ 3 ]

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
4302(b)(2)	Incest [ (victim under 12 years of age) ] of a minor (victim 13 yrs.—18 yrs. and offender 4 yrs. or more older)	F2	9	4
[ 4302 INCHOATE ]	[ —Attempt/Solicitation/Conspiracy to Incest (victim under 12 years of age) ]	[ 18 Pa.C.S. § 905 ]	[ 9 ]	[ 3 ]
4303	Concealing Death of Child	M1	3	m
4304	Endangering Welfare of Children	M1	5	1
4304	Endangering Welfare of Children (course of conduct)	F3	6	1
4305	Dealing in Infant Children	M1	4	1
4701	Bribery, Official and Political Matters	F3	5	1
4702	Threats, Official and Political Matters	F3	5	1
4702	Threats, Official and Political Matters	M2	2	m
4703	Retaliation for Past Official Action	M2	2	m
4902	Perjury	F3	5	1
4903(a)	False Swearing	M2	2	m
4903(b)	False Swearing	M3	1	m
4904(a)	Unsworn Falsification to Authorities	M2	2	m
4904(b)	Unsworn Falsification to Authorities	M3	1	m
4905(b)	False Alarms to agencies of public safety (causes a false alarm)	M1	3	m
4905(b)	False Alarms to agencies of public safety (during a state of emergency)	F3	5	1
4906(a)	False Reports to Law Enforcement Authorities (falsely incriminating another)	M2	2	m
4906(a)	False Reports to Law Enforcement Authorities <b>of theft or loss of firearm</b> (falsely incriminating another)	M1	3	<b>m</b>
4906(a)	False Reports to Law Enforcement Authorities (during a state of emergency)	M1	3	m
4906(b)	False Reports to Law Enforcement Authorities (fictitious reports)	M3	1	m
4906(b)	False Reports to Law Enforcement Authorities <b>of theft or loss of firearm</b> (fictitious reports)	M1	3	m
4906(b)	False Reports to Law Enforcement Authorities (fictitious reports during a state of emergency)	M2	2	m
4909	Witness Taking Bribe	F3	5	1
4910	Tampering with Physical Evidence	M2	2	m
4911	Tampering w/ Public Records or Information	F3	4	1
4911	Tampering w/ Public Records or Information	M2	2	m
4912	Impersonating a Public Servant	M2	2	m
4913	Impersonating Notary Public	M1	3	m
4913(a)	<b>Impersonating a notary public or holder of professional occupational license</b>	<b>M2</b>	<b>2</b>	<b>m</b>
4913(a)	<b>Impersonating a notary public or holder of professional occupational license (harm, defraud, injury)</b>	<b>M1</b>	<b>3</b>	<b>m</b>
4914	False identification to law enforcement authorities	M3	1	m

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
[ 4915(a)(1) ]	[ <b>Failure to Register, Sexual Offender Registration (Lifetime, 3rd and subseq. offenses) ]</b>	[ F1 ]	[ 11 ]	[ 4 ]
[ 4915(a)(1) ]	[ <b>Failure to Register, Sexual Offender Registration (10-year, 3rd and subseq. offenses) ]</b>	[ F1 ]	[ 10 ]	[ 3 ]
4915(a)(1) <sup>1</sup>	Failure to Register, Sexual Offender Registration (Lifetime, 2nd/ <b>subsequent</b> offense)	F1	10	3
4915(a)(1) <sup>1</sup>	Failure to Register, Sexual Offender Registration (10-year, 2nd/ <b>subsequent</b> offense)	F2	8	2
4915(a)(1) <sup>1</sup>	Failure to Register, Sexual Offender Registration (Lifetime)	F2	8	2
4915(a)(1) <sup>1</sup>	Failure to Register, Sexual Offender Registration (10-year)	F3	6	1
4915(a)(1) <sup>1</sup>	<b>Failure to Register, Sexual Offender Registration, transient or out of state (Lifetime)</b>	F2	[ 7 omnibus ] 8	2
4915(a)(1) <sup>1</sup>	<b>Failure to Register, Sexual Offender Registration, transient or out of state (Lifetime, 2nd/subsequent offense)</b>	F1	[ 8 omnibus ] 10	3
4915(a)(1) <sup>1</sup>	<b>Failure to Register, Sexual Offender Registration, transient or out of state (10-year)</b>	F3	[ 5 omnibus ] 6	1
4915(a)(1) <sup>1</sup>	<b>Failure to Register, Sexual Offender Registration, transient or out of state (10-year, 2nd subsequent offense)</b>	F2	[ 7 omnibus ] 8	2
[ 4915(a)(2) ]	[ <b>Failure to Verify Address or be Photographed, Sexual Offender Registration (Lifetime, 3rd and subseq. offenses) ]</b>	[ F1 ]	[ 11 ]	[ 4 ]
[ 4915(a)(2) ]	[ <b>Failure to Verify Address or be Photographed, Sexual Offender Registration (10-year, 3rd and subseq. offenses) ]</b>	[ F1 ]	[ 10 ]	[ 3 ]
4915(a)(2) <sup>1</sup>	Failure to Verify Address or be Photographed, Sexual Offender Registration (Lifetime, 2nd/ <b>subsequent</b> offense)	F1	10	3
4915(a)(2) <sup>1</sup>	Failure to Verify Address or be Photographed, Sexual Offender Registration (10-year, 2nd/ <b>subsequent</b> offense)	F2	8	2
4915(a)(2) <sup>1</sup>	Failure to Verify Address or be Photographed, Sexual Offender Registration (Lifetime)	F2	8	2
4915(a)(2) <sup>1</sup>	Failure to Verify Address or be Photographed, Sexual Offender Registration (10-year)	F3	6	1
4915(a)(2) <sup>1</sup>	<b>Failure to Verify Address or be Photographed, Sexual Offender Registration, transient or out of state (Lifetime)</b>	F2	[ 7 omnibus ] 8	2
4915(a)(2) <sup>1</sup>	<b>Failure to Verify Address or be Photographed, Sexual Offender Registration, transient or out of state (Lifetime, 2nd/subsequent offense)</b>	F1	[ 8 omnibus ] 10	3

<sup>1</sup>Offenses will expire December 19, 2012. They will be replaced by 18 § 4915.1, included in this offense listing.

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
4915(a)(2) <sup>1</sup>	Failure to Verify Address or be Photographed, Sexual Offender Registration, transient or out of state (10-Year)	F3	[ 5 omnibus ] 6	1
4915(a)(2) <sup>1</sup>	Failure to Verify Address or be Photographed, Sexual Offender Registration, transient or out of state (10-Year, 2nd/subsequent offense)	F2	[ 7 omnibus ] 8	2
4915(a)(3) <sup>1</sup>	Failure to Provide Accurate Information, Sexual Offender Registration (Lifetime)	F1	10	3
4915(a)(3) <sup>1</sup>	Failure to Provide Accurate Information, Sexual Offender Registration (10-year)	F2	8	2
4915(a)(3) <sup>1</sup>	Failure to provide accurate information, Sexual Offender Registration, transient or out of state (Lifetime)	F1	[ 8 omnibus ] 10	3
4915(a)(3) <sup>1</sup>	Failure to provide accurate information, Sexual Offender Registration, transient or out of state (10-year)	F2	[ 7 omnibus ] 8	2
4915(a.1)(1) <sup>1</sup>	Failure to comply with counseling (SVP)	M1	[ 3 omnibus ] 5	m
4915(a.1)(2) <sup>1</sup>	Failure to comply with counseling (other jurisdiction requires)	M1	[ 3 omnibus ] 5	m
4915.1(a)(1) <sup>1</sup>	Failure to register/15 yr. registration (1st offense)	F3	[ 5 omnibus ] 6	1
4915.1(a)(1) <sup>2</sup>	Failure to register/15 yr. registration (2nd/subsequent offense)	F2	[ 7 omnibus ] 8	2
4915.1(a)(1) <sup>2</sup>	Failure to register/25 yr. registration (1st offense)	F2	[ 7 omnibus ] 8	2
4915.1(a)(1) <sup>2</sup>	Failure to register/25 yr. registration (2nd/subsequent offense)	F1	[ 8 omnibus ] 10	3
4915.1(a)(1) <sup>2</sup>	Failure to register/ lifetime registration (1st offense)	F2	[ 7 omnibus ] 8	2
4915.1(a)(1) <sup>2</sup>	Failure to register/ lifetime registration (2nd/subsequent offense)	F1	[ 8 omnibus ] 10	3
4915.1(a)(2) <sup>2</sup>	Failure to verify address, be photographed/15 yr. registration (1st offense)	F3	[ 5 omnibus ] 6	1
4915.1(a)(2) <sup>2</sup>	Failure to verify address, be photographed /15 yr. registration (2nd/subsequent offense)	F2	[ 7 omnibus ] 8	2
4915.1(a)(2) <sup>2</sup>	Failure to verify address, be photographed/ 25 yr. registration (1st offense)	F2	[ 7 omnibus ] 8	2
4915.1(a)(2) <sup>2</sup>	Failure to verify address, be photographed/ 25 yr. registration (2nd/subsequent offense)	F1	[ 8 omnibus ] 10	3
4915.1(a)(2) <sup>2</sup>	Failure to verify address, be photographed/ lifetime registration (1st offense)	F2	[ 7 omnibus ] 8	2
4915.1(a)(2) <sup>2</sup>	Failure to verify address, be photographed/ lifetime registration (2nd/subsequent offense)	F1	[ 8 omnibus ] 10	3
4915.1(a)(3) <sup>2</sup>	Failure to provide accurate information/ 15 yr. registration	F2	[ 7 omnibus ] 8	2

<sup>2</sup>18 § 4915.1 is effective December 20, 2012. These offenses replace offenses under 18 § 4915 which expire December 19, 2012.

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4915.1(a)(3) <sup>2</sup>	Failure to provide accurate information/ 25 yr. registration	F1	[ 8 omnibus ] 10	3
4915.1(a)(3) <sup>2</sup>	Failure to provide accurate information/ lifetime registration	F1	[ 8 omnibus ] 10	3
4915.1(a.1)(1) <sup>2</sup>	Failure to register/15 yr. registration, transient (1st offense)	F3	[ 5 omnibus ] 6	1
4915.1(a.1)(1) <sup>2</sup>	Failure to register/15 yr. registration, transient (2nd/subsequent offense)	F2	[ 7 omnibus ] 8	2
4915.1(a.1)(1) <sup>2</sup>	Failure to register/25 yr. registration, transient (1st offense)	F2	[ 7 omnibus ] 8	2
4915.1(a.1)(1) <sup>2</sup>	Failure to register/25 yr. registration, transient (2nd/subsequent offense)	F1	[ 8 omnibus ] 10	3
4915.1(a.1)(1) <sup>2</sup>	Failure to register/lifetime registration, transient (1st offense)	F2	[ 7 omnibus ] 8	2
4915.1(a.1)(1) <sup>2</sup>	Failure to register/lifetime registration, transient (2nd/subsequent offense)	F1	[ 8 omnibus ] 10	3
4915.1(a.1)(2) <sup>2</sup>	Failure to verify address, be photographed/15 yr. registration, transient (1st offense)	F3	[ 5 omnibus ] 6	1
4915.1(a.1)(2) <sup>2</sup>	Failure to verify address, be photographed/ 15 yr. registration, transient (2nd/subsequent offense)	F2	[ 7 omnibus ] 8	2
4915.1(a.1)(2) <sup>2</sup>	Failure to verify address, be photographed/ 25 yr. registration, transient (1st offense)	F2	[ 7 omnibus ] 8	2
4915.1(a.1)(2) <sup>2</sup>	Failure to verify address, be photographed/ 25 yr. registration, transient (2nd/subsequent offense)	F1	[ 8 omnibus ] 10	3
4915.1(a.1)(2) <sup>2</sup>	Failure to verify address, be photographed/ lifetime registration, transient(1st offense)	F2	[ 7 omnibus ] 8	2
4915.1(a.1)(2) <sup>2</sup>	Failure to verify address, be photographed/ lifetime registration, transient (2nd/subsequent offense)	F1	[ 8 omnibus ] 10	3
4915.1(a.1)(3) <sup>2</sup>	Failure to provide accurate information/ 15 yr. registration, transient	F2	[ 7 omnibus ] 8	2
4915.1(a.1)(3) <sup>2</sup>	Failure to provide accurate information/ 25 yr. registration, transient	F1	[ 8 omnibus ] 10	3
4915.1(a.1)(3) <sup>2</sup>	Failure to provide accurate information/ lifetime registration, transient	F1	[ 8 omnibus ] 10	3
4915.1(a.2)(1) <sup>2</sup>	Failure to comply with counseling (SVP)	M1	[ 3 omnibus ] 5	m
4915.1(a.2)(2) <sup>2</sup>	Failure to comply with counseling (other jurisdiction requires)	M1	[ 3 omnibus ] 5	m
4952	Intimidation of Witnesses or Victims (listed factor and most serious charged offense is F1, Murder 1 or Murder 2)	F1	11	4
4952	Intimidation of Witnesses or Victims (listed factor(s) and most serious charged offense is F2)	F2	9	2
4952	Intimidation of Witnesses or Victims (any other case in which actor sought to influence or intimidate)	F3	7	1
4952	Intimidation of Witnesses or Victims (any other obstruction or interference)	M2	5	m

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4953	Retaliation Against Witness or Victim	F3	8	1
4953	Retaliation Against Witness or Victim	M2	5	m
4953.1(b)(1)—(5)	Retaliation against prosecutor or judicial officer (listed circumstances)	F2	9	2
4953.1(b)	Retaliation against prosecutor or judicial officer (all other circumstances)	M1	6	m
5101	Obstructing Justice	M2	3	m
5102	Obstruction of Justice by Picketing	M2	2	m
5103	Unlawfully Listening to Jury Deliberations	M3	1	m
5104	Resisting Arrest	M2	2	m
5104.1	Disarming Law Enforcement Officer	F3	5	1
5105	Apprehension, Hindering (if conduct liable to be charged is F1 or F2)	F3	4	1
5105	Apprehension, Hindering	M2	2	m
5107	Aiding Consummation of Crime (of F1/F2)	F3	5	1
5107	Aiding Consummation of Crime	M2	2	m
5108	Compounding	M2	2	m
5109	Barratry	M3	1	m
5110	Contempt of General Assembly	M3	1	m
5111	Dealing in Proceeds of Unlawful Activities	F1	8	3
5112	Obstructing emergency services	M3	1	m
5121(d)(1)(i)(ii)(iii)*	Escape (from a halfway house, pre-release center, treatment center, work-release center, work-release, or by failing to return from an authorized leave or furlough)	F3	5	1
5121(d)(1)(i)(ii)(iii)*	Escape (all other escapes from this subsection)	F3	6	1
5121(d)(2)	Escape	M2	3	m
5122(a)(1)	Weapons or implements for escape (providing to inmate)	M1	8	m
5122(a)(2)	Weapons or implements for escape (possessed by inmate)	M1	4	m
5123(a)	Contraband (provide controlled substance to confined person)	F2	7	2
5123(a.2)	Contraband (possession of controlled substance by confined person)	F2	7	2
5123(b)	Contraband (money)	M3	1	m
5123(c)	Contraband (other)	M1	3	m
5123(c.1)	Contraband (telecommunication devices to inmates)	M1	5	m
5123(c.2)	Contraband (possession of telecommunication devices by inmates)	M1	3	m
5124	Default in Required Appearance	F3	4	1
5124	Default in Required Appearance	M2	2	m
5125	Absconding Witness	M3	1	m
5126	Avoiding Apprehension	F3	5	1
5126	Avoiding Apprehension	M2	2	m
5301	Official Oppression	M2	2	m
5302	Speculating on Official Action	M2	2	m
5501	Riot	F3	4	1



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5502	Failure to Disperse	M2	2	m
5503	Disorderly Conduct	M3	1	m
5506	Loitering and Prowling	M3	1	m
5507	Obstructing Highways	M3	1	m
5508	Disrupting Meetings	M3	1	m
5509(a)	Desecration, <b>theft, or sale</b> of Venerated Objects	M2	2	m
<b>5509(a.1)</b>	<b>Desecration, theft, or sale of venerated objects (historical burial lots and burial places)</b>	<b>M1</b>	<b>3</b>	<b>m</b>
5510	Abuse of Corpse	M2	3	m
5511(a)(1)	Cruelty to Animals	M2	3	m
5511(a)(2)	Cruelty to Animals	F3	5	1
5511(a)(2.1)(i)	Cruelty to Animals (killing, maiming, poisoning)	M1	3	m
5511(a)(2.1)(ii)	Cruelty to Animals	F3	5	1
5511(e.1)	Cruelty to Animals (transporting equine animals in cruel manner (2nd/subseq.))	M3	1	m
5511(h.1)	Cruelty to Animals (animal fighting)	F3	5	1
5511.2(a)	Police animals (illegal to taunt)	F3	5	1
5511.2(b)	Police animals (illegal to torture)	F3	7	1
5511.3	Assault with biological agents on animals, fowl or honey bees	F2	7	2
5512	Lotteries	M1	3	m
5513	Gambling Devices	M1	3	m
5514	Pool Selling and Bookmaking	M1	3	m
5515	Prohibiting Paramilitary Training	M1	3	m
5516(b)	Facsimile weapons of mass destruction (manufacture, sells, etc.)	F3	5	1
5517	Unauthorized school bus entry	M3	1	m
5703	Interception, Disclosure or Use of Wire, Electronic or Oral Communications	F3	5	1
5705	Possession, Sale, Distribution, Manufacture or Advertisement of Interception Devices	F3	5	1
5719	Unlawful Use of Intercepted Communications	M2	2	m
5771	Pen Register and Trap and Trace Devices (general prohibition on use of certain devices and exception)	M3	1	m
5901	Open Lewdness	M3	1	m
5902(a.1)(1)	Prostitution (first/second offense)	M3	1	m
5902(a.1)(2)	Prostitution (third offense)	M2	3	m
5902(a.1)(3)	Prostitution (fourth/subsequent offense)	M1	4	m
5902(a.1)(4)	Prostitution (HIV or AIDS related)	F3	7	1
[ 5902(c)(1)(i), (ii), (iv), (v)* ]	[ <b>Promoting Prostitution (person 18 years of age or older) ]</b>	[ F3 ]	[ 5 ]	[ 1 ]
[ 5902(c)(1)(i), (ii), (iv), (v)* ]	[ <b>Promoting Prostitution (child 16 years of age or older but under 18 years of age) ]</b>	[ F3 ]	[ 5 ]	[ 1 ]
[ 5902(c)(1)(iii) ]	[ <b>Promoting Prostitution (child under 16 years of age) ]</b>	[ F3 ]	[ 8 ]	[ 1 ]
5902(b.1)(1)*	<b>Promoting Prostitution of minor: business (minor &lt;16 yrs.)</b>	<b>F3</b>	<b>8</b>	<b>1</b>

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5902(b.1)(1)*	Promoting Prostitution of minor: business (minor 16—<18 yrs.)	F3	[ 5 ] 6	1
5902(b.1)(2)*	Promoting Prostitution of minor: procure for business (minor <16 yrs.)	F3	8	1
5902(b.1)(2)*	Promoting Prostitution of minor: procure for business (minor 16—<18 yrs.)	F3	[ 5 ] 6	1
5902(b.1)(3)*	Promoting Prostitution of minor: encourage or cause (minor <16 yrs.)	F3	8	1
5902(b.1)(3)*	Promoting Prostitution of minor: encourage or cause (minor 16—<18 yrs.)	F3	[ 5 ] 6	1
5902(b.1)(4)*	Promoting Prostitution of minor: solicit prostitute who is minor (minor <16 yrs.)	F3	8	1
5902(b.1)(4)*	Promoting Prostitution of minor: solicit prostitute who is minor (minor 16—<18 yrs.)	F3	[ 5 ] 6	1
5902(b.1)(5)*	Promoting Prostitution of minor: procure prostitute who is minor for patron (minor <16 yrs.)	F3	8	1
5902(b.1)(5)*	Promoting Prostitution of minor: procure prostitute who is minor for patron (minor 16—<18 yrs.)	F3	[ 5 ] 6	1
5902(b.1)(6)*	Promoting Prostitution of minor: transport prostitute who is minor (minor <16 yrs.)	F3	8	1
5902(b.1)(6)*	Promoting Prostitution of minor: transport prostitute who is minor (minor 16—<18 yrs.)	F3	[ 5 ] 6	1
5902(b.1)(7)*	Promoting Prostitution of minor: provide place for prostitution (minor <16 yrs.)	F3	8	1
5902(b.1)(7)*	Promoting Prostitution of minor: provide place for prostitution (minor 16—<18 yrs.)	F3	[ 5 ] 6	1
5902(b.1)(8)*	Promoting Prostitution of minor: receive benefit (minor <16 yrs.)	F3	8	1
5902(b.1)(8)*	Promoting Prostitution of minor: receive benefit (minor 16—<18 yrs.)	F3	[ 5 ] 6	1
5902(c)(2)	Promoting Prostitution	M2	3	m
5902(e.1)(1)	Patronizing Prostitutes (first/second offense)	M3	1	m
5902(e.1)(2)	Patronizing Prostitutes (third offense)	M2	3	m
5902(e.1)(3)	Patronizing Prostitutes (fourth/subsequent offense)	M1	4	m
5902(e.1)(4)	Patronizing Prostitutes (HIV/AIDS)	F3	7	1
5903(a)(1)	<b>Obscene Materials</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(a)(1)	Obscene Materials	M1	3	m
5903(a)(2)	<b>Obscene Materials</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(a)(2)	Obscene Materials	M1	3	m
5903(a)(3)*	Obscene Materials (victim 18 years of age or older)	M1	3	m
5903(a)(3)*	<b>Obscene Materials (victim 18 years of age or older)</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(a)(3)(ii)*	Obscene Materials <b>minor depicted</b> (victim under 18 years of age) (1st offense)	M1	[ 3 ] 4	m
5903(a)(3)(ii)*	<b>Obscene Materials minor depicted</b> (victim under 18 years of age) (2nd offense)	<b>F3</b>	<b>[ 5 ] 6</b>	<b>1</b>

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5903(a)(4)*	Obscene Materials (victim 18 years of age or older)	M1	3	m
<b>5903(a)(4)*</b>	<b>Obscene Materials (victim 18 years of age or older)</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(a)(4)(ii)*	Obscene Materials <b>minor included</b> (victim under 18 years of age) (1st offense)	M1	[ 3 ] 4	m
<b>5903(a)(4)(ii)*</b>	<b>Obscene Materials minor included (victim under 18 years of age) (2nd offense)</b>	<b>F3</b>	<b>[ 5 ] 6</b>	<b>1</b>
5903(a)(5)*	Obscene Materials (victim 18 years of age or older)	M1	3	m
<b>5903(a)(5)*</b>	<b>Obscene Materials (victim 18 years of age or older)</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(a)(5)(ii)*	Obscene Materials <b>minor included</b> (victim under 18 years of age) (1st offense)	M1	[ 3 ] 4	m
<b>5903(a)(5)(ii)*</b>	<b>Obscene Materials minor included (victim under 18 years of age) (2nd offense)</b>	<b>F3</b>	<b>[ 5 ] 6</b>	<b>1</b>
5903(a)(6)*	Obscene Materials <b>hire/use minor</b> (victim under 18 years of age) (1st offense)	M1	[ 3 ] 4	m
<b>5903(a)(6)*</b>	<b>Obscene Materials hire/use minor (victim under 18 years of age) (2nd offense)</b>	<b>F3</b>	<b>[ 5 ] 6</b>	<b>1</b>
<b>5903(a)(7)</b>	<b>Obscene Materials</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(a)(7)	Obscene Materials	M1	3	m
<b>5903(a)(8)</b>	<b>Obscene Materials</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(a)(8)	Obscene Materials	M1	3	m
<b>5903(a)(9)</b>	<b>Obscene Materials</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(a)(9)	Obscene Materials	M1	3	m
5903(a.1)	Obscene Materials	M1	3	m
<b>5903(c)</b>	<b>Obscene Materials</b>	<b>F2</b>	<b>7</b>	<b>2</b>
<b>5903(c)</b>	<b>Obscene Materials</b>	<b>F3</b>	<b>5</b>	<b>1</b>
<b>5903(d)</b>	<b>Obscene Materials</b>	<b>F2</b>	<b>7</b>	<b>2</b>
<b>5903(d)</b>	<b>Obscene Materials</b>	<b>F3</b>	<b>5</b>	<b>1</b>
5903(f)	Obscene Materials	M1	3	m
[ 5903(a)(1) ]	[ Obscene Materials ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(2) ]	[ Obscene Materials ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(3)* ]	[ Obscene Materials (victim 18 years of age or older) ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(3)* ]	[ Obscene Materials (victim under 18 years of age) ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(4)* ]	[ Obscene Materials (victim 18 years of age or older) ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(4)* ]	[ Obscene Materials (victim under 18 years of age) ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(5)* ]	[ Obscene Materials (victim 18 years of age or older) ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(5)* ]	[ Obscene Materials (victim under 18 years of age) ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(6) ]	[ Obscene Materials ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(7) ]	[ Obscene Materials ]	[ F3 ]	[ 5 ]	[ 1 ]

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[ 5903(a)(8) ]	[ Obscene Materials ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(a)(9) ]	[ Obscene Materials ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(c) ]	[ Obscene Materials ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(d) ]	[ Obscene Materials ]	[ F3 ]	[ 5 ]	[ 1 ]
[ 5903(c) ]	[ Obscene Materials ]	[ F2 ]	[ 7 ]	[ 2 ]
[ 5903(d) ]	[ Obscene Materials ]	[ F2 ]	[ 7 ]	[ 2 ]
5904	Public Exhibition of Insane or Deformed Person	M2	2	m
6105(a.1)(1)*	Persons Not to Possess, Use, Manufacture, Control, Sell or Transfer Firearms (convicted of <b>enumerated</b> felony, loaded or ammunition in possession or control of defendant). <b>See § 303.3(b)</b>	F2	10	2
6105(a.1)(1)*	Persons Not to Possess, Use, Manufacture, Control, Sell or Transfer Firearms (convicted of <b>enumerated</b> felony, unloaded and ammunition not in possession or control of defendant). <b>See § 303.3(b)</b>	F2	9	2
<b>6105(a.1)(1)*</b>	<b>Persons not to possess, use, manufacture, control, sell or transfer firearms (convicted of enumerated misdemeanor, loaded or ammunition in possession or control of defendant)</b>	<b>M1</b>	<b>3</b>	<b>1</b>
<b>6105(a.1)(1)*</b>	<b>Persons not to possess, use, manufacture, control, sell or transfer firearms (convicted of enumerated misdemeanor, unloaded and ammunition not in possession or control of defendant)</b>	<b>M1</b>	<b>3</b>	<b>1</b>
6105(a.1)(2)*	Persons Not to Possess, Use, Manufacture, Control, Sell or Transfer Firearms (failure to relinquish firearm, person subject to active PFA, loaded or ammunition in possession or control of defendant)	M1	5	1
6105(a.1)(2)*	Persons Not to Possess, Use, Manufacture, Control, Sell or Transfer Firearms (failure to relinquish firearm, person subject to active PFA, unloaded and ammunition not in possession or control of defendant)	M1	4	1
6105(a.1)(3)*	Persons not to possess, use, manufacture, control, sell or transfer firearms (accept firearm from person subject to active PFA, loaded or ammunition in possession or control of defendant)	M3	2	m
6105(a.1)(3)*	Persons not to possess, use, manufacture, control, sell or transfer firearms (accept firearm from person subject to active PFA, unloaded and ammunition not in possession or control of defendant)	M3	1	m
6105(a.1)(5)*	Persons not to possess, use, manufacture, control, sell or transfer firearms (return firearm to person with active PFA, loaded or ammunition in possession or control of defendant)	M1	6	1
6105(a.1)(5)*	Person not to possess, use, manufacture, control, sell or transfer firearms (return firearm to person with active PFA, [ <b>loaded</b> ] <b>unloaded</b> and ammunition not in possession or control of defendant)	M1	5	1

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6106(a)(1)*	Firearms, Not to be Carried Without a License (ineligible; loaded or ammunition in possession or control of defendant)	F3	9	1
6106(a)(1)*	Firearms, Not to be Carried Without a License (ineligible; unloaded and ammunition not in possession or control of defendant)	F3	7	1
6106(a)(2)*	<b>Firearms, Not to be Carried Without a License (eligible; loaded and ammunition in possession or control of defendant; with other criminal activity)</b>	<b>F3</b>	<b>9</b>	<b>1</b>
6106(a)(2)*	<b>Firearms, Not to be Carried Without a License (eligible; unloaded and ammunition not in possession or control of defendant; with other criminal activity)</b>	<b>F3</b>	<b>7</b>	<b>1</b>
6106(a)(2)*	Firearms, Not to be Carried Without a License (eligible; loaded or ammunition in possession or control of defendant; <b>no other criminal activity</b> )	M1	4	1
6106(a)(2)*	Firearms, Not to be Carried Without a License (eligible; unloaded and ammunition not in possession or control of defendant; <b>no other criminal activity</b> )	M1	3	1
6107	Prohibited Conduct during Emergency	M1	3	1
6108*	Carrying Firearms on Public Streets or Public Property in Philadelphia (loaded or ammunition in possession or control of defendant)	M1	5	1
6108*	Carrying Firearms on Public Streets or Public Property in Philadelphia (unloaded and ammunition not in possession or control of defendant)	M1	4	1
6108.5	Penalties for release of information (list of any firearm or other weapon or ammunition ordered to be relinquished)	M3	1	m
6110.1(a)	Possession of Firearm by Minor	M1	3	1
6110.1(c)	Possession of Firearms by Minor (responsibility of adult)	F3	7	1
6110.2*	Possession of firearm with altered manufacturer's number (loaded or ammunition in possession or control of defendant)	<b>[ M1 ] F2</b>	<b>[ 5 ] 10</b>	<b>[ 1 ] 2</b>
6110.2*	Possession of firearm with altered manufacturer's number (unloaded and ammunition not in possession or control of defendant)	<b>[ M1 ] F2</b>	<b>[ 4 ] 9</b>	<b>[ 1 ] 2</b>
6111(g)(1)	Sale or Transfer of Firearms	M2	2	m
6111(g)(2)	Sale or Transfer of Firearms	F3	8	1
6111(g)(3)(3.1)	Sale or Transfer of Firearms	F3	5	1
6111(g)(4)	Sale or Transfer of Firearms	F3	8	1
6111(h)	Sale or Transfer of Firearms (subsequent)	F2	9	2
6112	Retail Dealer Required to be Licensed	M1	3	1
6113	Licensing of Dealers	M1	3	1
6115	Loans, Lending, Giving Firearms Prohibited	M1	3	1
6116	False Evidence of Identity	M1	3	1
6117	Altering Marks of Identification	F2	7	2
6121	Certain Bullets Prohibited	F3	5	1

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6122	Proof of License	M1	3	1
6161	Carrying Explosives	M2	3	m
6162	Shipping Explosives	M3	3	m
6301(a)(1)[ * ](ii)	Corruption of Minors <b>through course of conduct</b> (when of a sexual nature)	[ M1 ] F3	[ 5 ] 6	1
6301(a)(1)[ * ](i)	Corruption of Minors	M1	4	m
6301(a)(2)	Corruption of Minors (second violation of truancy in year)	M3	1	m
6302	Sale or Lease of Weapons	M1	4	m
6303	Sale of Starter Pistols	M1	4	m
6304	Sale of Air Rifles	M3	1	m
6306	Furnish Cigarettes to Minors (3rd and subsequent offenses)	M3	1	m
6307	Misrepresentation of Age to Secure Alcohol (subsequent offense)	M3	1	m
6309	Representing that Minor is of Age	M3	1	m
6310	Inducement of Minors to Buy Liquor	M3	1	m
6310.1	Selling Liquor to Minors	M3	1	m
6310.2	Manufacture or Sale of False ID	M2	2	m
6310.3	Carrying False ID (subsequent offense)	M3	1	m
6311	Tattooing and body piercing (first offense)	M3	1	m
6311	Tattooing and body piercing (second/subsequent offense within one year)	M2	2	m
6312(b)*	Sexual Abuse of Children; <b>victim age 13 to &lt; 18 yrs.</b> (photographing, etc.)	F2	[ 7 ] 8	2
6312(b)*	<b>Sexual Abuse of Children; victim younger than 13 yrs. (photographing, etc.)</b>	F2	[ 7 ] 9	2
6312(c)*	Sexual Abuse of Children; <b>victim age 13 to &lt; 18 yrs.</b> (dissemination, etc.; first offense)	F3	6	1
6312(c)*	<b>Sexual Abuse of Children; victim younger than 13 yrs. (dissemination, etc., first offense)</b>	F3	[ 6 ] 7	1
6312(c)*	Sexual Abuse of Children; <b>victim age 13 to &lt; 18 yrs.</b> (dissemination, etc.; second/subsequent offense)	F2	8	2
6312(c)*	<b>Sexual Abuse of Children; victim younger than age 13 yrs. (dissemination, etc.; second/subsequent offense)</b>	F2	[ 8 ] 9	2
6312(d)*	Possession of Child Pornography; <b>victim age 13 to &lt; 18 yrs.</b> (first offense)	F3	[ 5 ] 6	1
6312(d)*	<b>Possession of Child Pornography; victim younger than age 13 yrs. (first offense)</b>	F3	[ 5 ] 7	1
6312(d)*	Possession of Child Pornography; <b>victim age 13 to &lt; 18 yrs.</b> (second/subsequent offense)	F2	8	2
6312(d)*	<b>Possession of Child Pornography; victim younger than age 13 yrs. (second/subsequent offense)</b>	F2	[ 8 ] 9	2
6318	Unlawful contact or communication with minor (if underlying offense is less than F3)	F3	6	1

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
6318	Unlawful contact or communication with minor (if underlying offense is F3 or greater)	same as underlying offense	same as underlying offense, or OGS 6, whichever is greater	same as underlying offense, or 1, whichever is greater
6319(a)	Solicitation of minors to traffic drugs (general provision)	F2	9	2
6319(b)	Solicitation of minors to traffic drugs (drug-free school zone)	F1	10	3
6320	Sexual exploitation of children	F2	9	2
[ 6501(a)(3) ]	[ <b>Scattering Rubbish (2nd; subsequent offense) ]</b>	[ <b>M1</b> ]	[ <b>3</b> ]	[ <b>m</b> ]
[ 6501(a)(3) ]	[ <b>Scattering Rubbish (1st offense) ]</b>	[ <b>M2</b> ]	[ <b>2</b> ]	[ <b>m</b> ]
[ 6501(a)(1)(2) ]	[ <b>Scattering Rubbish (2nd; subsequent offense) ]</b>	[ <b>M3</b> ]	[ <b>1</b> ]	[ <b>m</b> ]
<b>6501(a)(1)(2)</b>	<b>Scattering Rubbish (2nd; subsequent offense)</b>	<b>M3</b>	<b>1</b>	<b>m</b>
<b>6501(a)(3)</b>	<b>Scattering Rubbish (1st offense)</b>	<b>M2</b>	<b>2</b>	<b>m</b>
<b>6501(a)(3)</b>	<b>Scattering Rubbish (2nd; subsequent offense)</b>	<b>M1</b>	<b>3</b>	<b>m</b>
6504	Public Nuisances	M2	2	m
6703	Military Decorations	M3	1	m
6707	False Registration of Domestic Animals	M3	1	m
6709	Use of Union Labels	M3	1	m
6901	Extension of Water Line	M3	1	m
6910	Unauthorized Sale of Tickets	M3	1	m
7102	Drugs to Race Horses	M1	3	m
7103	Horse Racing	M3	1	m
7104	Fortune Telling	M3	1	m
7107	Unlawful Actions by Athlete Agents	M1	3	m
7302(a)	Sale of Solidified Alcohol	M2	2	m
7302(b)	Labeling of Solidified Alcohol	M1	3	m
7303	Sale or Illegal Use of Solvents	M3	1	m
7306	Incendiary Devices	M1	3	m
7307	Out of State Convict Made Goods	M2	2	m
7308	Unlawful Advertising of Insurance Business	M2	2	m
7309	Unlawful Coercion in Contracting Insurance	M1	3	m
7310	Furnishing Free Insurance	M3	1	m
7311	Unlawful Collection Agency Practices	M3	1	m
7312	Debt Pooling	M3	1	m
7313	Buying Food Stamps (>\$1,000)	F3	5	1
7313	Buying Food Stamps (<\$1,000)	M1	3	m
7314	Fraudulent Traffic in Food Orders (>\$1,000)	F3	5	1
7314	Fraudulent Traffic in Food Orders (<\$1,000)	M1	3	m
7316	Keeping Bucket-Shop	M3	1	m
7317	Accessories, Bucket-Shop	M3	1	m
7318	Maintaining Bucket-Shop Premises	M3	1	m
7319	Bucket-Shop Contracts	M3	1	m

<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
7321	Lie Detector Tests	M2	2	m
7322	Demanding Property to Secure Employment	M3	1	m
7323	Discrimination on Account of Uniform	M2	2	m
7324	Unlawful Sale of Dissertations, Theses, Term Papers	M3	1	m
7326	Disclosure of Confidential Tax Information	M3	1	m
7328	Operation of Certain Establishments	M3	1	m
7503	Interest of Certain Architects in Public Works Contracts	M3	1	m
7504	Appointment of Special Police	M3	1	m
7507	Breach of Privacy	M2	2	m
7507.1(a)(1)	Invasion of privacy, <b>view photograph, etc., person without consent</b> (single violation)	M3	[ 1 ] 2	m
7507.1(a)(1)	Invasion of privacy, <b>view photograph, etc., person without consent</b> (more than one violation)	M2	3	m
7507.1(a)(2)	<b>Invasion of privacy, photograph, view, intimate parts of a person</b> (single violation)	M3	[ 1 ] 2	m
7507.1(a)(2)	<b>Invasion of privacy, photograph, view, intimate parts of a person</b> (more than one violation)	M2	3	m
7507.1(a)(3)	<b>Invasion of privacy, transfer image by telephone, email, internet, etc.</b> (single violation)	M3	[ 1 ] 2	m
7507.1(a)(3)	<b>Invasion of privacy photograph, transfer image by telephone, email, internet, etc.</b> (more than one violation)	M2	3	m
7508.2(b)(1)	<b>Operation of methamphetamine laboratory (knowingly causes a chemical reaction)</b>	F2	8	2
7508.2(b)(2)	<b>Operation of methamphetamine laboratory (knowingly causes a chemical reaction within 1,000 feet of a school)</b>	F1	9	3
7509(a)	Furnishing drug-free urine (unlawful sale or attempt)	M3	1	m
7509(b)	Furnishing drug-free urine (use or attempt)	M3	1	m
7510(b)(1)	Municipal housing code avoidance (4th conviction)	M2	2	m
7510(b)(2)	Municipal housing code avoidance (5th or subsequent conviction)	M1	3	m
7512	Criminal use of communication facility	F3	5	1
7515	Contingent compensation	M3	1	m
7516	Greyhound racing	M1	3	m
7517	Commemorative service demonstration activities	M3	1	m
7611	Unlawful use of a computer	F3	7	1
7612	Disruption of computer service	F3	7	1
7613	Computer theft	F3	7	1
7614(b)(1)	Unlawful duplication (value of \$2,500 or less)	F3	5	1
7614(b)(2)	Unlawful duplication (value of greater than \$2,500)	F2	7	2
7615	Computer trespass	F3	7	1
7616	Distribution of computer virus	F3	7	1



<i>18 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
7624(1)	Internet service provider (child pornography violation, 1st offense)	M3	1	m
7624(2)	Internet service provider (child pornography violation, 2nd offense)	M2	2	m
7624(3)	Internet service provider (child pornography violation, 3rd or subsequent offense)	F3	5	1
7661(b)(1)	Unlawful transmission of electronic mail (value of less than \$2,500)	M3	1	m
7661(b)(2)	Unlawful transmission of electronic mail (damage/reckless disregard, value of \$2,500 or greater)	M1	5	m
7661(b)(3)	Unlawful transmission of electronic mail (damage/malicious act, value of \$2,500 or greater)	F3	7	1

\* = Subcategorized Offenses. See 303.3(b).

m = Other Misdemeanor Offenses. See 303.7(a)(5).

INCHOATE = Inchoates to 4 point PRS offenses. See 303.7(c) and 303.8(b) for all other inchoates.

**MISCELLANEOUS OFFENSES**  
(Chop Shop, Crime Victims, Child Abuse Reporting, Environmental)

<b>18 P.S. §</b>	<b>OFFENSE TITLE</b>	<b>STATUTORY CLASS</b>	<b>§ 303.3 OFFENSE GRAVITY SCORE</b>	<b>§ 303.7 PRIOR RECORD POINTS</b>
1.1—1.8	MOTOR VEHICLE CHOP SHOP AND ILLEGALLY OBTAINED AND ALTERED PROPERTY ACT			
1.3	Owning, operating or conducting a chop shop	F2	7	2
1.4(a)	Altered or illegally obtained property (alteration or destruction of vehicle identification number)	F3	5	1
1.4(b)	Altered or illegally obtained property (disposition of vehicle)	F3	5	1
11.101—11.5102	CRIME VICTIMS ACT			
11.1303	False claim for victim compensation	M3	2	m

<i>23 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
<b>4354(d)(2)</b>	<b>Willful failure to pay child support (special circumstances)</b>	<b>M3</b>	<b>1</b>	<b>m</b>
6319	Penalties for failure to report or to refer (suspected child abuse)—first violation	M3	2	m
6319	Penalties for failure to report or to refer (suspected child abuse)—second or subsequent violation	M2	3	m
6018.101—6018.1002	SOLID WASTE MANAGEMENT ACT			
	Knowingly Transports, etc. Hazardous Waste Without Permit	F1	9	1
	Transports, etc. Hazardous Without Permit	F2	7	2
	Violation of Act; DEP Order, etc.	M3	1	m
691.1—691.1001	CLEAN STREAMS LAW Violation of Act; DEP Order	M3	1	m

<i>23 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
4001—4015	AIR POLLUTION CONTROL ACT			
	Knowingly Releases Hazardous Air Pollutant	F1	9	1
	Violation of Act ; DEP Order	M2	2	m
	Negligently Releases Hazardous Air Pollution	M3	1	m
721.1—721.17	SAFE DRINKING WATER ACT			
	Knowingly Introduces Contaminant Into Public Water	M1	3	m
	Violation of Act; DEP Order	M3	1	m

\* = Subcategorized Offenses. See 303.3(b).

m = Other Misdemeanor Offenses. See 303.7(a)(5).

[INCHOATE= Inchoates to 4 point PRS offenses. See 303.3(c) and 303.8(b) for all other inchoates.]

### BOATS AND BOATING

<i>30 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
5502	Operating watercraft under influence of alcohol or controlled substance (See mandatory provision § 303.9(i))			See § 303.7(a)
5502(a)(1)	(incapable of safe operation; first offense)	M	1	m
5502(a)(1)	(incapable of safe operation; second offense)	M	1	1
5502(a)(1)	(incapable of safe operation; third/subsequent offense)	M2	3	1
5502(a)(1)	(refuse testing; first offense)	M	1	m
5502(a)(1)	(refuse testing; second offense)	M1	5	1
5502(a)(1)	(refuse testing; third/subsequent offense)	M1	5	1
5502(a)(1)	(accident; first offense)	M	1	m
5502(a)(1)	(accident; second offense)	M	1	1
5502(a)(1)	(accident; third offense)	M1	5	1
5502(a)(1)	(accident; fourth/subsequent offense)	M1	5	1
5502(a)(2)	(BAC .08—<.10; first offense)	M	1	m
5502(a)(2)	(BAC .08—<.10; second offense)	M	1	1
5502(a)(2)	(BAC .08—<.10; third/subsequent offense)	M2	3	1
5502(a.1)	(BAC .10—<.16; first offense)	M	1	m
5502(a.1)	(BAC .10—<.16; second offense)	M	1	1
5502(a.1)	(BAC .10—<.16; third offense)	M1	5	1
5502(a.1)	(BAC .10—<.16; fourth/subsequent offense)	M1	5	1
5502(a.2)	(BAC .16+; first offense)	M	1	m
5502(a.2)	(BAC .16+; second offense)	M1	5	1
5502(a.2)	(BAC .16+; third/subsequent offense)	M1	5	1
5502(a.3)	(controlled substance; first offense)	M	1	m
5502(a.3)	(controlled substance; second offense)	M1	5	1
5502(a.3)	(controlled substance; third/subsequent offense)	M1	5	1
5502(a.4)	(under 21 years of age; first offense)	M	1	m
5502(a.4)	(under 21 years of age; second offense)	M	1	1
5502(a.4)	(under 21 years of age; third offense)	M1	5	1

<i>30 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
5502(a.4)	(under 21 years of age; fourth/subsequent offense)	M1	5	1
5502.1	Homicide by watercraft while operating under influence (See mandatory provision § 303.9(i))	[ F3 ] F2	10	[ 1 ] 2
5502.2*	Homicide by watercraft (when there is a conviction for operating under the influence)	M1	8	1
5502.2*	Homicide by watercraft (when there is not a conviction for operating under the influence)	M1	6	1
5502.3	Aggravated assault by watercraft while operating under influence	F2	7	2

\* = Subcategorized Offenses. See 303.3(b).

m = Other Misdemeanor Offenses. See 303.7(a)(5).

[INCHOATE = Inchoates to 4 point PRS offenses. See 303.3(c) and 303.8(b) for all other inchoates.]

#### DRUG ACT OFFENSES

<i>35 P. S. § 780-113(a)</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
(1)	Manufacture/Sale/Delivery of Adulterated Drug	M	4	m
(2)	Adulteration of Controlled Substance	M	4	m
(3)	False Advertisement	M	4	m
(4)	Removal of Detained Substance	M	5	m
(5)	Adulteration of Sellable Controlled Substance	M	4	m
(6)	Forging ID Under Act	M	5	m
(7)	Defraud Trademark	M	5	m
(8)	Selling Defrauded Trademark	M	5	m
(9)	Having Equipment to Defraud	M	5	m
(10)	Illegal Sale of Nonproprietary Drug	M	4	m
(11)	Illegal Pharmacy Operations	M	5	m
(12)*	Acquisition of Controlled Substance by Fraud:			
	Heroin, Other Narcotics of Schedule I and II (>1,000 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (>1,000 pills)	F	13	3
	Heroin, Other Narcotics of Schedule I and II (100 g to 1,000 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (101 to 1,000 pills)	F	11	3
	Heroin, Other Narcotics of Schedule I and II (50 g to <100 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (51 to 100 pills)	F	10	3
	Heroin, Other Narcotics of Schedule I and II (10 g to <50 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (21 to 50 pills)	F	8	2

35 P. S. § 780-113(a)	OFFENSE TITLE	STATUTORY CLASS	§ 303.3 OFFENSE GRAVITY SCORE	§ 303.7 PRIOR RECORD POINTS
	Heroin, Other Narcotics of Schedule I and II (1 g to <10 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (6 to 20 pills)	F	7	2
	Heroin, Other Narcotics of Schedule I and II (<1 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (1 to 5 pills)	F	6	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (>1,000 g)	F	13	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (100 g to 1,000 g)	F	11	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (50 g to <100 g)	F	10	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (10 g to <50 g)	F	8	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine (2.5 ) ] (5 g to <10 g)	F	7	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine (<2.5 g) ] (2 g to <5 g)	F	6	2
	Cocaine (<2 g)	F	5	2
	[ MDMA (Ecstasy) (Schedule I, non-narcotic) (1,000 pills or greater) ]	[ F ]	[ 10 ]	[ 3 ]
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (100—<1,000 pills) ]	[ F ]	[ 7 ]	[ 2 ]
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (50—<100 pills) ]	[ F ]	[ 5 ]	[ 2 ]
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (1—<50 pills) ]	[ F ]	[ 3 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (>100 pills) ]	[ F ]	[ 10 ]	[ 3 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (51—100 pills) ]	[ F ]	[ 9 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (21—50 pills) ]	[ F ]	[ 8 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (1—20 pills) ]	[ F ]	[ 6 ]	[ 2 ]
	Marijuana (>1,000 lbs. or >5,000 live plants)	F	10	3
	Marijuana (50 lbs.—1,000 lbs. or 51—5,000 live plants)	F	8	2

35 P. S. § 780-113(a)	OFFENSE TITLE	STATUTORY CLASS	§ 303.3 OFFENSE GRAVITY SCORE	§ 303.7 PRIOR RECORD POINTS
	Marijuana (10 lbs.—<50 lbs. or 21—<51 live plants)	F	7	2
	Marijuana (1 lb.—<10 lbs. or 10—<21 live plants)	F	5	2
	Marijuana (<1 lb. or <10 live plants)	F	3	2
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (&gt;1,000 g)</b>	<b>F</b>	<b>13</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (100 to 1,000 g)</b>	<b>F</b>	<b>11</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (50 to &lt;100 g)</b>	<b>F</b>	<b>10</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (10 to &lt;50 g)</b>	<b>F</b>	<b>8</b>	<b>2</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (2.5 to &lt;10 g)</b>	<b>F</b>	<b>7</b>	<b>2</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (&lt;2.5 grams)</b>	<b>F</b>	<b>6</b>	<b>2</b>
	Schedule I and II Drugs not listed (including GHB, LSD)	F	5	2
	Schedule III and IV Drugs	F	5	2
	Schedule V Drugs	M	3	M
(13)	Dispense of Drugs to Drug Dependent Person	M	4	m
(14)*	Delivery by Practitioner:			
	<b>Heroin, Other Narcotics of Schedule I and II (&gt;1,000 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (&gt;1,000 pills)</b>	<b>F</b>	<b>13</b>	<b>3</b>
	<b>Heroin, Other Narcotics of Schedule I and II (100 g to 1,000 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (101 to 1,000 pills)</b>	<b>F</b>	<b>11</b>	<b>3</b>
	<b>Heroin, Other Narcotics of Schedule I and II (50 g to &lt;100 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (51 to 100 pills)</b>	<b>F</b>	<b>10</b>	<b>3</b>
	<b>Heroin, Other Narcotics of Schedule I and II (10 g to &lt;50 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (21 to 50 pills)</b>	<b>F</b>	<b>8</b>	<b>2</b>

35 P. S. § 780-113(a)	OFFENSE TITLE	STATUTORY CLASS	§ 303.3 OFFENSE GRAVITY SCORE	§ 303.7 PRIOR RECORD POINTS
	Heroin, Other Narcotics of Schedule I and II (1 g to <10 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (6 to 20 pills)	F	7	2
	Heroin, Other Narcotics of Schedule I and II (<1 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (1 to 5 pills)	F	6	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (>1,000 g)	F	13	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (100 g to 1,000 g)	F	11	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (50 g to <100 g)	F	10	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (10 g to <50 g)	F	8	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine (2.5 ) ] (5 g to <10 g)	F	7	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine (<2.5 g) ] (2 g to <5 g)	F	6	2
	Cocaine (<2 g)	F	5	2
	[ MDMA (Ecstasy) (Schedule I, non-narcotic) (1,000 pills or greater) ]	[ F ]	[ 10 ]	[ 3 ]
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (100—<1,000 pills) ]	[ F ]	[ 7 ]	[ 2 ]
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (50—<100 pills) ]	[ F ]	[ 5 ]	[ 2 ]
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (1—<50 pills) ]	[ F ]	[ 3 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (>100 pills) ]	[ F ]	[ 10 ]	[ 3 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (51—100 pills) ]	[ F ]	[ 9 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (21—50 pills) ]	[ F ]	[ 8 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (1—20 pills) ]	[ F ]	[ 6 ]	[ 2 ]
	Marijuana (>1,000 lbs. or >5,000 live plants)	F	10	3
	Marijuana (50 lbs.—1,000 lbs. or 51—5,000 live plants)	F	8	2

35 P. S. § 780-113(a)	OFFENSE TITLE	STATUTORY CLASS	§ 303.3 OFFENSE GRAVITY SCORE	§ 303.7 PRIOR RECORD POINTS
	Marijuana (10 lbs.—<50 lbs. or 21—<51 live plants)	F	7	2
	Marijuana (1 lb.—<10 lbs. or 10—<21 live plants)	F	5	2
	Marijuana (<1 lb. or <10 live plants)	F	3	2
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (&gt;1,000 g)</b>	<b>F</b>	<b>13</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (100 to 1,000 g)</b>	<b>F</b>	<b>11</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (50 to &lt;100 g)</b>	<b>F</b>	<b>10</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (10 to &lt;50 g)</b>	<b>F</b>	<b>8</b>	<b>2</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (2.5 to &lt;10 g)</b>	<b>F</b>	<b>7</b>	<b>2</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (&lt;2.5 grams)</b>	<b>F</b>	<b>6</b>	<b>2</b>
	Schedule I and II Drugs not listed (including GHB, LSD)	F	5	2
	Schedule III and IV Drugs	F	5	2
	Schedule V Drugs	M	3	M
(15)	Illegal Retail Sale	M	4	m
(16)	Simple Possession	M	3	m
(17)	Dispensing of Drugs Without Label	M	4	m
(18)	Illegal Sale Container	M	4	m
(19)	Intentional Unauthorized Purchase	M	5	m
(20)	Divulging Trade Secret	M	4	m
(21)	Failure to Keep Records	M	2	m
(22)	Refusal of Inspection	M	2	m
(23)	Unauthorized Removal of Seals	M	5	m
(24)	Failure to Obtain License	M	2	m
(25)	Manufacture by Unauthorized Party	M	5	m
(26)	Distribution by Registrant of Controlled Substance	M	5	m
(27)	Use of Fictitious Registration Number	M	5	m
(28)	False Application Material	M	5	m
(29)	Production of Counterfeit Trademarks	M	5	m
(30)*	Possession With Intent to Deliver (PWID):			

35 P. S. § 780-113(a)	OFFENSE TITLE	STATUTORY CLASS	§ 303.3 OFFENSE GRAVITY SCORE	§ 303.7 PRIOR RECORD POINTS
	Heroin, Other Narcotics of Schedule I and II (>1,000 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (>1,000 pills)	F	13	3
	Heroin, Other Narcotics of Schedule I and II (100 g to 1,000 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (101 to 1,000 pills)	F	11	3
	Heroin, Other Narcotics of Schedule I and II (50 g to <100 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (51 to 100 pills)	F	10	3
	Heroin, Other Narcotics of Schedule I and II (10 g to <50 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (21 to 50 pills)	F	8	2
	Heroin, Other Narcotics of Schedule I and II (1 g to <10 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (6 to 20 pills)	F	7	2
	Heroin, Other Narcotics of Schedule I and II (<1 g) Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (1 to 5 pills)	F	6	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (>1,000 g)	F	13	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (100 g to 1,000 g)	F	11	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (50 g to <100 g)	F	10	3
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine ] (10 g to <50 g)	F	8	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine (2.5 g) ] (5 g to <10 g)	F	7	2
	[ Other Narcotics of Schedule I and II, ] Cocaine[ , PCP, Methamphetamine (<2.5 g) ] (2 g to <5 g)	F	6	2
	Cocaine (<2 g)	F	5	2
	[ MDMA (Ecstasy) (Schedule I, non-narcotic) (1,000 pills or greater) ]	[ F ]	[ 10 ]	[ 3 ]
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (100—<1,000 pills) ]	[ F ]	[ 7 ]	[ 2 ]
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (50—<100 pills) ]	[ F ]	[ 5 ]	[ 2 ]



35 P. S. § 780-113(a)	OFFENSE TITLE	STATUTORY CLASS	§ 303.3 OFFENSE GRAVITY SCORE	§ 303.7 PRIOR RECORD POINTS
	[ MDMA (Ecstasy)(Schedule I, non-narcotic) (1—<50 pills) ]	[ F ]	[ 3 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (>100 pills) ]	[ F ]	[ 10 ]	[ 3 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (51—100 pills) ]	[ F ]	[ 9 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (21—50 pills) ]	[ F ]	[ 8 ]	[ 2 ]
	[ Narcotic Prescription Pills of Schedule II (including Oxycodone, OxyContin, Percocet) (1—20 pills) ]	[ F ]	[ 6 ]	[ 2 ]
	Marijuana (>1,000 lbs. or >5,000 live plants)	F	10	3
	Marijuana (50 lbs.—1,000 lbs. or 51—5,000 live plants)	F	8	2
	Marijuana (10 lbs.—<50 lbs. or 21—<51 live plants)	F	7	2
	Marijuana (1 lb.—<10 lbs. or 10—<21 live plants)	F	5	2
	Marijuana (<1 lb. or <10 live plants)	F	3	2
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (&gt;1,000 g)</b>	<b>F</b>	<b>13</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (100 to 1,000 g)</b>	<b>F</b>	<b>11</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (50 to &lt;100 g)</b>	<b>F</b>	<b>10</b>	<b>3</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (10 to &lt;50 g)</b>	<b>F</b>	<b>8</b>	<b>2</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (2.5 to &lt;10 g)</b>	<b>F</b>	<b>7</b>	<b>2</b>
	<b>Other Synthetic Drugs of Schedule I (including Synthetic Marijuana, Bath Salts), MDMA (Ecstasy), Methamphetamine, PCP (&lt;2.5 grams)</b>	<b>F</b>	<b>6</b>	<b>2</b>
	Schedule I and II Drugs not listed (including GHB, LSD)	F	5	2
	Schedule III and IV Drugs	F	5	2
	Schedule V Drugs	M	3	M
(31)	Small Amount of Marijuana	M	1	m
(32)	Possession of Paraphernalia	M	1	m
(33)	PWID Paraphernalia (no minor)	M	3	m
(33)	PWID Paraphernalia (minor w/ Conditions)	M2	4	m

<i>35 P. S. § 780-113(a)</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
(34)	Ad for Drug Paraphernalia	M	1	m
(35)	Illegal Sale of Noncontrolled Substance	F	5	2
(36)	Designer Drugs	F	5	2
(37)	Possession of Steroids	M	4	m
(38)(i)	Unlawful manufacture of methamphetamine (child under 18 years of age present)	F3	7	1
(38)(ii)	Unlawful manufacture of methamphetamine (child under 18 years of age suffers serious bodily injury)	F2	9	2
<b>(39)</b>	<b>Possession of ephedrine, pseudoephedrine, etc. with intent to manufacture methamphetamine</b>	<b>M</b>	<b>2</b>	<b>m</b>
<b>(40)</b>	<b>Sale at retail of any product containing ephedrine (1st offense)</b>	<b>M</b>	<b>2</b>	<b>m</b>
<b>(40)</b>	<b>Sale at retail of any product containing ephedrine (2nd/subsequent offense)</b>	<b>M</b>	<b>2</b>	<b>m</b>

<i>35 P.S. § 780-113.1(a)</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
(1)	Liquefied Ammonia Gas; Precursors and Chemicals (possessing or transporting liquefied ammonia gas)	M	3	m
(2)	Liquefied Ammonia Gas; Precursors and Chemicals (possessing or transporting liquefied ammonia gas with intent to manufacture controlled substance)	F	5	2
(3)	Liquefied Ammonia Gas; Precursors and Chemicals (possessing red phosphorous, etc.)	F	5	2

<i>35 P.S. § 780-113.4</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
<b>(a)(1)</b>	<b>Operating a methamphetamine lab and illegal dumping of methamphetamine waste</b>	<b>F2</b>	<b>7</b>	<b>2</b>
<b>(a)(3)</b>	<b>Operating a methamphetamine lab and illegal dumping of methamphetamine waste within 1,000 feet of a school</b>	<b>F1</b>	<b>8</b>	<b>3</b>
<b>(b)(1)</b>	<b>Stores or disposes of substance used in manufacture of methamphetamine</b>	<b>F3</b>	<b>5</b>	<b>1</b>

<i>35 P.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
6018.101— 6018.1002	SOLID WASTE MANAGEMENT ACT			
	Knowingly Transports, etc. Hazardous Waste Without Permit	F1	9	1
	Transports, etc. Hazardous Waste Without Permit	F2	7	2

<i>35 P.S. § 780-113.4</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
	Violation of Act; DER Order, etc.	M3	1	m
691.1—691.1001	CLEAN STREAMS LAW			
	Violation of Act; DER Order	M3	1	m
4001—4015	AIR POLLUTION CONTROL ACT			
	Knowingly Releases Hazardous Air Pollutant	F1	9	1
	Violation of Act; DER Order	M2	2	m
	Negligently Releases Hazardous Air Pollution	M3	1	m
721.1—721.17	SAFE DRINKING WATER ACT			
	Knowingly Introduces Contaminant Into Public Water	M1	3	m
	Violation of Act; DER Order	M3	1	m

\* = Subcategorized Offenses. See 303.3(b).

m = Other Misdemeanor Offenses. See 303.7(a)(5).

[INCHOATE= Inchoates to 4 point PRS offenses. See 303.3(c) and 303.8(b) for all other inchoates.]

#### JUDICIAL CODE

<i>42 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
4583.1(b)(1)	Aggravated jury tampering (most serious offense submitted for deliberation is F1 or Murder 1 or Murder 2)	F1	11	4
4583.1(b)(2)	Aggravated jury tampering (most serious offense submitted to jury is F2)	F2	9	2
4583.1(b)(3)	Aggravated jury tampering (any other violation)	F3	7	1
4732(a)	DNA database, disclosure prohibition (disclose to unauthorized person)	M1	3	m
4732(b)	DNA database, disclosure prohibition (obtain without authorization)	M1	3	m

\* = Subcategorized Offenses. See 303.3(b).

m = Other Misdemeanor Offenses. See 303.7(a)(5).

[INCHOATE= Inchoates to 4 point PRS offenses. See 303.3(c) and 303.8(b) for all other inchoates.]

#### PROFESSIONS AND OCCUPATIONS CODE

<i>63 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
1607	Professions and occupations (state licensed) violations	F3	5	1

#### TRADE AND COMMERCE

<i>73 P.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
517.8(a)(1)	Home improvement fraud; false or misleading statements (\$2,000 or less)	M1	3	m
517.8(a)(1)	Home improvement fraud; false or misleading statements (>\$2,000)	F3	5	1

<i>73 P.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
517.8(a)(1)	Home improvement fraud; false or misleading statements and victim older than 60 yrs. (\$2,000 or less)	F3	5	1
517.8(a)(1)	Home improvement fraud; false or misleading statements and victim older than 60 yrs. (>\$2,000)	F2	7	2
517.8(a)(1)	Home improvement fraud; false or misleading statements (2nd or subsequent offense)	F2	7	2
517.8(a)(2)	Home improvement fraud; advance payment/fail to provide (\$2,000 or less)	M1	3	m
517.8(a)(2)	Home improvement fraud; advance payment/fail to provide (>\$2,000)	F3	5	1
517.8(a)(2)	Home improvement fraud; advance payment/fail to provide and victim older than 60 yrs. (\$2,000 or less)	F3	5	1
517.8(a)(2)	Home improvement fraud; advance payment/fail to provide and victim older than 60 yrs. (>\$2,000)	F2	7	2
517.8(a)(2)	Home improvement fraud; advance payment/fail to provide (2nd or subsequent offense)	F2	7	2
517.8(a)(3)	Home improvement fraud; misrepresent when solicit contract (\$2,000 or less)	M1	3	m
517.8(a)(3)	Home improvement fraud; misrepresent when solicit contract (>\$2,000)	F3	5	1
517.8(a)(3)	Home improvement fraud; misrepresent when solicit contract and victim older than 60 yrs. (\$2,000 or less)	F3	5	1
517.8(a)(3)	Home improvement fraud; misrepresent when solicit contract and victim older than 60 yrs. (>\$2,000)	F2	7	2
517.8(a)(3)	Home improvement fraud; misrepresent when solicit contract (2nd or subsequent offense)	F2	7	2
517.8(a)(4)	Home improvement fraud; damage property with intent to solicit contract (\$2,000 or less)	M1	3	m
517.8(a)(4)	Home improvement fraud; damage property with intent to solicit contract (>\$2,000)	F3	5	1
517.8(a)(4)	Home improvement fraud; damage property with intent to solicit contract and victim older than 60 yrs. (\$2,000 or less)	F3	5	1
517.8(a)(4)	Home improvement fraud; damage property with intent to solicit contract and victim older than 60 yrs. (>\$2,000)	F2	7	2
517.8(a)(4)	Home improvement fraud; damage property with intent to solicit contract (2nd or subsequent offense)	F2	7	2
517.8(a)(5)	Home improvement fraud; misrepresent as agent of the government (\$2,000 or less)	M1	3	m
517.8(a)(5)	Home improvement fraud; misrepresent as agent of the government (>\$2,000)	F3	5	1
517.8(a)(5)	Home improvement fraud; misrepresent as agent of the government and older than 60 yrs. (\$2,000 or less)	F3	5	1

<i>73 P.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
517.8(a)(5)	Home improvement fraud; misrepresent as agent of the government and older than 60 yrs. (>\$2,000)	F2	7	2
517.8(a)(5)	Home improvement fraud; misrepresent as agent of the government (2nd or subsequent offense)	F2	7	2
517.8(a)(6)	Home improvement fraud; misrepresent item as special order to increase cost (\$2,000 or less)	M1	3	m
517.8(a)(6)	Home improvement fraud; misrepresent item as special order to increase cost (>\$2,000)	F3	5	1
517.8(a)(6)	Home improvement fraud; misrepresent item as special order to increase cost and victim older than 60 yrs. (\$2,000 or less)	F3	5	1
517.8(a)(6)	Home improvement fraud; misrepresent item as special order to increase cost and victim older than 60 yrs. (>\$2,000)	F2	7	2
517.8(a)(6)	Home improvement fraud; misrepresent item as special order to increase cost (2nd or subsequent offense)	F2	7	2
517.8(a)(7)	Home improvement fraud; alter agreement or document without consent of owner (\$2,000 or less)	M1	3	m
517.8(a)(7)	Home improvement fraud; alter agreement or document without consent of owner (>\$2,000)	F3	5	1
517.8(a)(7)	Home improvement fraud; alter agreement or document without consent of owner and victim older than 60 yrs. (\$2,000 or less)	F3	5	1
517.8(a)(7)	Home improvement fraud; alter agreement or document without consent of owner and victim older than 60 yrs. (>\$2,000)	F2	7	2
517.8(a)(7)	Home improvement fraud; alter agreement or document without consent of owner (2nd or subsequent offense)	F2	7	2
517.8(a)(8)	Home improvement fraud; publish a false or deceptive advertisement (\$2,000 or less)	M1	3	m
517.8(a)(8)	Home improvement fraud; publish a false or deceptive advertisement (>\$2,000)	F3	5	1
517.8(a)(8)	Home improvement fraud; publish a false or deceptive advertisement and victim older than 60 yrs. (\$2,000 or less)	F3	5	1
517.8(a)(8)	Home improvement fraud; publish a false or deceptive advertisement and victim older than 60 yrs. (>\$2,000)	F2	7	2
517.8(a)(8)	Home improvement fraud; publish a false or deceptive advertisement (2nd or subsequent offense)	F2	7	2
2330.3(2)	Computer spyware prohibitions—collect through deceptive means	F2	7	2
2330.4(1)(i)(ii)(iii)	Computer spyware—control or modification (take control of computer)	F2	7	2
2330.4(2)	Computer spyware—control or modification (modify settings related to computer access)	F2	7	2

## VEHICLE LAW OFFENSES

<i>75 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
1543(1.1)(ii)	Driving while operating privilege is suspended or revoked (if (b)(1) and BAC of 0.02% or greater or under influence; 2nd offense) (See mandatory provision § 303.9(i))	M3	1	m
1543(1.1)(iii)	Driving while operating privilege is suspended or revoked (if (b)(1) and BAC of 0.02% or greater or under influence, 3rd/subseq. offense) (See mandatory provision § 303.9(i))	M1	3	m
1571(a)(5)	Violations concerning licenses (exhibit or cause altered driver's license)	M1	3	m
1571(a.1)	Violations concerning licenses (employees and agents issuing altered driver's license)	F3	5	1
3712	Abandonment/Stripping of Vehicles	M3	1	m
3732*	Homicide by Vehicle (when there is also a conviction for DUI arising from the same incident; occurs in active work zone)	F3 <sup>3</sup>	10	1
<b>3732*</b>	<b>Homicide by vehicle (when there is also a conviction for DUI arising from the same incident and in violation of § 3325 or § 3327, duty of driver on approach of emergency vehicle or in emergency response area)</b>	<b>F3<sup>3</sup></b>	<b>10</b>	<b>1</b>
3732*	Homicide by Vehicle (when there is also a conviction for DUI arising from the same incident)	F3	8	1
3732*	Homicide by Vehicle (when there is not a conviction for DUI arising from the same incident; occurs in active work zone)	F3 <sup>3</sup>	8	1
3732*	Homicide by Vehicle (when there is not a conviction for DUI arising from the same incident)	F3	6	1
<b>3732(1.1)</b>	<b>Homicide by vehicle (when there is not a conviction for DUI arising from the same incident and in violation of § 3325 or § 3327, duty of driver on approach of emergency vehicle or in emergency response area)</b>	<b>F3<sup>3</sup></b>	<b>8</b>	<b>1</b>
<b>3732.1*</b>	<b>Aggravated assault by vehicle (when there is a conviction for DUI arising from the same incident and when occurs in active work zone)</b>	<b>F3<sup>4</sup></b>	<b>9</b>	<b>1</b>
<b>3732.1*</b>	<b>Aggravated assault by vehicle (when there is a conviction for DUI arising from the same incident and when in violation of § 3325 or § 3327-duty of driver on approach of emergency vehicle or in emergency response area- SBI)</b>	<b>F3<sup>4</sup></b>	<b>9</b>	<b>1</b>
<b>3732.1*</b>	<b>Aggravated assault by vehicle (when there is a conviction for DUI arising from the same)</b>	<b>F3</b>	<b>7</b>	<b>1</b>
<b>3732.1*</b>	<b>Aggravated assault by vehicle (when there is not a conviction for DUI arising from the same incident and when occurs in active work zone) (See mandatory provision § 303.9(i))</b>	<b>F3<sup>4</sup></b>	<b>7</b>	<b>1</b>

<sup>3</sup> statutory maximum increased by 5 years if offense occurred in active work zone (maximum=12 years)

statutory maximum increased by 5 years if also convicted of 75 § 3325 or 75 § 3327 (maximum=12 years)

<sup>4</sup> statutory maximum increased by 2 years if offense occurred in active work zone (maximum=9 years)

statutory maximum increased by 2 years if also convicted of 75 § 3325 or 75 § 3327 (maximum=9 years).

<i>75 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
<b>3732.1*</b>	<b>Aggravated assault by vehicle (when there is not a conviction for DUI arising from the same incident and when in violation of § 3325 or § 3327, duty of driver on approach of emergency vehicle or in emergency response area) (SBI)</b>	<b>F3<sup>4</sup></b>	<b>7</b>	<b>1</b>
<b>3732.1*</b>	<b>Aggravated assault by vehicle (when there is not a conviction for DUI arising from the same)</b>	<b>F3</b>	<b>5</b>	<b>1</b>
3733(a.2)(1)	Fleeing or Eluding Police (willfully fails or refuses to bring vehicle to a stop)	M2	2	m
3733(a.2)(2)	Fleeing or Eluding Police (also commits violation of Section 3802, crosses State line, or endangers by engaging in high-speed chase)	F3	5	1
3735	Homicide by Vehicle while DUI (See mandatory provision § 303.9(i))	F2	10	2
3735.1	Aggravated Assault by Vehicle while DUI	F2	<b>[ 7 ] 9</b>	2
3742(b)(1)	Accident Involving Death or Personal Injury (failure to stop) (injury)	M1	3	m
3742(b)(2)	Accident Involving Death or Personal Injury (failure to stop) (accident resulting in SBI) (See mandatory provision § 303.9(i))	F3	5	1
3742(b)(3)	Accident Involving Death or Personal Injury (failure to stop) (accident resulting in death) (See mandatory provision § 303.9(i))	<b>[ F3 ] F2</b>	<b>[ 6 ] 7</b>	1
3742.1(b)(1)	Accident involving death or personal injury while not properly licensed	M2	2	m
3742.1(b)(2) *	Accident involving death or personal injury while not properly licensed (death)	F3	6	1
3742.1(b)(2) *	Accident involving death or personal injury while not properly licensed (SBI)	F3	5	1
3743	Accident Involving Damage to Attended Vehicle	M3	1	m
3802	Driving under influence of alcohol or controlled substance (DUI) (See mandatory provision § 303.9(i))			See § 303.7(a)
3802(a)(1)	DUI (incapable of safe driving; first offense)	M	1	m
3802(a)(1)	DUI (incapable of safe driving; second offense)	M	1	1
3802(a)(1)	DUI (incapable of safe driving; third/subsequent offense)	M2	3	1
<b>3802(a)(1)</b>	<b>DUI (incapable of safe driving; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3802(a)(1)	DUI (refuse testing; first offense)	M	1	m
3802(a)(1)	DUI (refuse testing; second offense)	M1	5	1
3802(a)(1)	DUI (refuse testing; third/subsequent offense)	M1	5	1
<b>3802(a)(1)</b>	<b>DUI (refuse testing; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3802(a)(1)	DUI (accident; first offense)	M	1	m
3802(a)(1)	DUI (accident; second offense)	M	1	1
3802(a)(1)	DUI (accident; third offense)	M1	5	1
3802(a)(1)	DUI (accident; fourth/subsequent offense)	M1	5	1
<b>3802(a)(1)</b>	<b>DUI (accident; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3802(a)(2)	DUI (BAC .08—<.10; first offense)	M	1	m
3802(a)(2)	DUI (BAC .08—<.10; second offense)	M	1	1

<i>75 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
3802(a)(2)	DUI (BAC .08—<.10; third/subsequent offense)	M2	3	1
<b>3802(a)(2)</b>	<b>DUI (BAC .08- &lt;.10; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3802(b)	DUI (BAC .10—<.16; first offense)	M	1	m
3802(b)	DUI (BAC .10—<.16; second offense)	M	1	1
3802(b)	DUI (BAC .10—<.16; third offense)	M1	5	1
3802(b)	DUI (BAC .10—<.16; fourth/subsequent offense)	M1	5	1
<b>3802(b)</b>	<b>DUI (BAC .10—&lt;.16; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3802(c)	DUI (BAC .16+; first offense)	M	1	m
3802(c)	DUI (BAC .16+; second offense)	M1	5	1
3802(c)	DUI (BAC .16+; third/subsequent offense)	M1	5	1
<b>3802(c)</b>	<b>DUI (BAC .16+; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3802(d)	DUI (controlled substance; first offense)	M	1	m
3802(d)	DUI (controlled substance; second offense)	M1	5	1
3802(d)	DUI (controlled substance; third/subsequent offense)	M1	5	1
<b>3802(d)</b>	<b>DUI (controlled substance; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3802(e)	DUI (under 21 years of age; first offense)	M	1	m
3802(e)	DUI (under 21 years of age; second offense)	M	1	1
3802(e)	DUI (under 21 years of age; third offense)	M1	5	1
3802(e)	DUI (under 21 years of age; fourth/subsequent offense)	M1	5	1
<b>3802(e)</b>	<b>DUI (under 21 years of age; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3802(f)	DUI (commercial/school vehicle; first offense)	M	1	m
3802(f)	DUI (commercial/school vehicle; second offense)	M	1	1
3802(f)	DUI (commercial/school vehicle; third offense)	M1	6	1
3802(f)	DUI (commercial/school vehicle; fourth/subsequent offense)	M1	7	1
<b>[ 3808 ]</b>	<b>[ Ignition interlock ]</b>			
<b>3802(f)</b>	<b>DUI (commercial/school vehicle; minor &lt;18 yrs. occupant)</b>	<b>M1</b>	<b>5</b>	<b>1</b>
3808(a)(1)	Ignition interlock (illegally operate vehicle not equipped)	M	1	m
3808(a)(2)	Ignition interlock (illegally operate vehicle not equipped; BAC .025 or greater) (See mandatory provision § 303.9(i))	M3	1	m
3808(b)	Ignition interlock (tampering with ignition interlock system)	M	1	m
7102	Falsify Vehicle Identification	M1	3	m
7102	Falsify Vehicle Identification	M3	1	m
7103	Deal in Vehicles with Removed Identification	F3	5	1
7103	Deal in Vehicles with Removed Identification	M3	1	m
7111	Deal in Stolen Plates	M1	3	m
7112	False Report of Theft or Vehicle Conversion	M3	1	m
7121	False Application for Title/Registration	M1	3	m
7122	Altered or Forged Title or Plates	M1	3	m



<i>75 Pa.C.S. §</i>	<i>OFFENSE TITLE</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
7132	Prohibited Activities Related to Odometers (1st or subsequent offense, subchapter D)	F3	4	1
7133	Permissible Activities Related to Odometers (1st or subsequent offense, subchapter D)	F3	4	1
7134	Odometer Disclosure Requirement (1st or subsequent offense, subchapter D)	F3	4	1
7135	Odometer Mileage Statement (1st or subsequent offense, subchapter D)	F3	4	1
7136	Conspiracy to Violate (1st or subsequent offense, subchapter D)	F3	4	1
7137	Violation of Unfair Trade Practices (1st or subsequent offense, subchapter D)	F3	4	1
7752(b)	Unauthorized Disposition of Forms	M3	1	m
8306(b)	Willful Violations	M3	1	m
8306(c)	Subsequent Willful Violations	M2	2	m

\* = Subcategorized Offenses. See 303.3(b).

m = Other Misdemeanor Offenses. See 303.7(a)(5).

[INCHOATE= Inchoates to 4 point PRS offenses. See 303.3(c) and 303.8(b) for all other inchoates.]

<i>OMNIBUS ASSIGNMENTS</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD POINTS</i>
Offenses not otherwise listed and new offenses:	F1	8	3
	F2	7	2
	F3	5	1
	Felony Not Classified	5	1
	M1	3	m
	M2	2	m
	M3	1	m
	Misdemeanor Not Classified	1	m

\* = Subcategorized Offenses. See 303.3(b).

m = Other Misdemeanor Offenses. See 303.7(a)(5).

[INCHOATE= Inchoates to 4 point PRS offenses. See 303.3(c) and 303.8(b) for all other inchoates.]

## § 303.16. Basic Sentencing Matrix.

Level	OGS	Example Offenses	Prior Record Score								AGG/ MIT
			0	1	2	3	4	5	RFEL	REVOC	
LEVEL 5 State Incar	14	Murder 3 Inchoate Murder/SBI Rape (child <13 years)	72-SL	84-SL	96-SL	120-SL	168-SL	192-SL	204-SL	SL	~/-12
	13	Inchoate Murder/no SBI Weapons (mass destr./injury) PWID Cocaine, etc. (>1,000 gms)	60-78	66-84	72-90	78-96	84-102	96-114	108-126	240	+/- 12
	12	Rape IDSI Robbery (SBI)	48-66	54-72	60-78	66-84	72-90	84-102	96-114	120	+/- 12
	11	Agg Asslt (SBI) Voluntary Manslaughter Sexual Assault PWID Cocaine, etc. (100-1,000 gms)	36-54 BC	42-60	48-66	54-72	60-78	72-90	84-102	120	+/- 12
	10	Kidnapping Agg. Indecent. Asslt Agg Asslt (att. SBI) Arson (person inside) Hom. by veh. (DUI & work zone) PWID Cocaine, etc. (50-<100 gms)	22-36 BC	30-42 BC	36-48 BC	42-54	48-60	60-72	72-84	120	+/- 12
	9	Sexual exploitation of children Robbery (F1/F2) Burglary (home/person) Arson (no person inside)	12-24 BC	18-30 BC	24-36 BC	30-42 BC	36-48 BC	48-60	60-72	120	+/- 12
LEVEL 4 State Incar/ RIP trade	8 (F1)	Agg Asslt (BI w/DW) Theft (firearm) Identity theft (60 yrs., 3rd off.) Hom. by veh. (DUI or work zone) Theft (>\$100,000) PWID Cocaine, etc. (10-<50 gms)	9-16 BC	12-18 BC	15-21 BC	18-24 BC	21-27 BC	27-33 BC	40-52	NA	+/- 9
LEVEL 3 State/ Cnty Incar RIP trade	7 (F2)	Robbery (inflicts/threatens BI) Burglary (home/ no person) Statutory Sexual Assault Theft (>\$50,000-\$100,000) Identity theft (3rd off.) PWID Cocaine, etc. ( [ 2. ]5-<10 gms)	6-14 BC	9-16 BC	12-18 BC	15-21 BC	18-24 BC	24-30 BC	35-45 BC	NA	+/- 6
	6	Agg Asslt (physical menace) Hom. by vehicle Burglary (not home/person) Theft (>\$25,000-\$50,000) Arson (property) PWID Cocaine, etc. ( [ < ]2[ . ] ≤5 gms)	3-12 BC	6-14 BC	9-16 BC	12-18 BC	15-21 BC	21-27 BC	27-40 BC	NA	+/- 6

Level	OGS	Example Offenses	Prior Record Score								AGG/ MIT
			0	1	2	3	4	5	RFEL	REVOC	
LEVEL 2 Cnty Incar RIP RS	5 (F3)	Burglary (not home/no person) Theft (>\$2000-\$25,000) [ DUI(M1) ] Bribery PWID (1-<10 lb of marij)	RS-9	1-12 BC	3-14 BC	6-16 BC	9-16 BC	12-18 BC	24-36 BC	NA	+/- 3
	4	Indecent assault <b>M2</b> Forgery (money, stocks) Weapon on school property Crim Trespass (breaks in)	RS-3	RS-9	RS-<12	3-14 BC	6-16 BC	9-16 BC	21-30 BC	NA	+/- 3
	3 (M1)	Simple Assault Theft (\$200-\$2000) [ DUI (M2) ] Carrying explosives Simple Possession	RS-1	RS-6	RS-9	RS-<12	3-14 BC	6-16 BC	12-18 BC	NA	+/- 3
LEVEL 1 RS	2 (M2)	Theft (\$50-<\$200) Retail Theft (1st ,2nd ) Bad Checks (\$500-<\$1,000)	RS	RS-2	RS-3	RS-4	RS-6	1-9	6- <12	NA	+/- 3
	1 (M3)	Most Misd. 3's; Theft (<\$50) DUI(M) Poss. Small Amount Marij.	RS	RS-1	RS-2	RS-3	RS-4	RS-6	3-6	NA	+/- 3

1. Shaded areas of the matrix indicate restrictive intermediate punishments may be imposed as a substitute for incarceration.
2. When restrictive intermediate punishments are appropriate, the duration of the restrictive intermediate punishment programs are recommended not to exceed the guideline ranges.
3. When the range is RS through a number of months (e.g. RS-6), RIP may be appropriate.
4. All numbers in sentence recommendations suggest months of minimum confinement pursuant to 42 Pa.C.S. 9755(b) and 9756(b).
5. Statutory classification (e.g., F1, F2, etc.) in brackets reflect the omnibus OGS assignment for the given grade.

Key:

BC	=	boot camp	RIP	=	restrictive intermediate punishments
CNTY	=	county	RS	=	restorative sanctions
INCAR	=	incarceration	SBI	=	serious bodily injury
PWID	=	possession with intent to deliver	SL	=	statutory limit(longest minimum sentence)
REVOC	=	repeat violent offender category	~	=	no recommendation (aggravated sentence would exceed statutory limit)
RFEL	=	repeat felony 1 and felony 2 offender category	<;>	=	less than; greater than

§ 303.17. DWE/Possessed Matrix.

Level	OGS	Deadly Weapon	Prior Record Score								AGG/ MIT
			0	1	2	3	4	5	RFEL	REVOC	
Level 5	14	Possessed	81-SL	93-SL	105-SL	129-SL	177-SL	201-SL	213-SL	240	~- 12
	13	Possessed	69-87	75-93	81-99	87-105	93-111	105-123	117-135	240	+/-12
	12	Possessed	57-75	63-81	69-87	75-93	81-99	93-111	105-123	120	+/-12
	11	Possessed	45-63	51-69	57-75	63-81	69-87	81-99	93-111	120	+/-12
	10	Possessed	31-45	39-51	45-57	51-63	57-69	69-81	81-93	120	+/-12
	9	Possessed	21-33	27-39	33-45	39-51	45-57	57-69	69-81	120	+/-12

Level	OGS	Deadly Weapon	Prior Record Score								AGG/MIT
			0	1	2	3	4	5	RFEL	REVOC	
Level 4	8	Possessed	15-22	18-24	21-27	24-30	27-33	33-39	46-58	NA	+/-9
	7	Possessed	12-20	15-22	18-24	21-27	24-30	30-36	41-51	NA	+/-6
	6	Possessed	9-18	12-20	16-22	18-24	21-27	27-33	33-46	NA	+/-6
Level 3	5	Possessed	6-15	7-18	9-20	12-22	15-22	18-24	30-42	NA	+/-3
	4	Possessed	3-6	3-12	3-<15	6-17	9-19	12-19	24-33	NA	+/-3
	3	Possessed	3-4	3-9	3-12	3-<15	6-17	9-19	15-21	NA	+/-3
	2	Possessed	3-3	3-5	3-6	3-7	3-9	4-12	9-<15	NA	+/-3
	1	Possessed	3-3	3-4	3-5	3-6	3-7	3-9	6-9	NA	+/-3

## § 303.18. DWE/Used Matrix.

Level	OGS	Deadly Weapon	Prior Record Score								AGG/MIT
			0	1	2	3	4	5	RFEL	REVOC	
Level 5	14	Used	90-SL	102-SL	114-SL	138-SL	186-SL	210-SL	222-SL	SL	~/- 12
	13	Used	78-96	84-102	90-108	96-114	102-120	114-132	126-144	240	+/-12
	12	Used	66-84	72-90	78-96	84-102	90-108	102-120	114-132	120	+/-12
	11	Used	54-72	60-78	66-84	72-90	78-96	90-108	102-120	120	+/-12
	10	Used	40-54	48-60	54-66	60-72	66-78	78-90	90-102	120	+/-12
	9	Used	30-42	36-48	42-54	48-60	54-66	66-78	78-90	120	+/-12
Level 4	8	Used	21-28	24-30	27-33	30-36	33-39	39-45	52-64	NA	+/-9
	7	Used	18-26	21-28	24-30	27-33	30-36	36-42	47-57	NA	+/-6
	6	Used	15-24	18-26	21-28	24-30	27-33	33-39	39-52	NA	+/-6
	5	Used	12-21	13-24	15-26	18-28	21-28	24-30	36-48	NA	+/-3
Level 3	4	Used	6-9	6-15	6-<18	9-20	12-22	15-22	27-36	NA	+/-3
	3	Used	6-7	6-12	6-15	6-<18	9-20	12-22	18-24	NA	+/-3
	2	Used	6-6	6-8	6-9	6-10	6-12	7-15	12-<18	NA	+/-3
	1	Used	6-6	6-7	6-8	6-9	6-10	6-12	9-12	NA	+/-3

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

§ 303.19. Youth and School Enhancements Matrices.

Basic Sentencing Matrix with Youth/School Enhancement: Youth.

Level	OGS	Prior Record Score								Agg/Mit
		0	1	2	3	4	5	RFEL	REVOC	
5	14	NA	NA	NA	NA	NA	NA	NA	NA	~/-12
	13	66-90	72-96	78-102	84-108	90-114	102-126	114-138	240	+/-12
	12	NA	NA	NA	NA	NA	NA	NA	NA	+/-12
	11	42-66	48-72	54-78	60-84	66-90	78-102	90-114	120	+/-12
4	10	28-48	36-54	42-60	48-66	54-72	66-84	78-96	120	+/-12
	9	18-36	24-42	30-48	36-54	42-60	54-72	66-84	120	+/-12
	8	15-28	18-30	21-33	24-36	27-39	33-45	46-64	NA	+/-9
	7	12-26	15-28	18-30	21-33	24-36	30-42	41-57	NA	+/-6
3	6	9-24	12-26	15-28	18-30	21-33	27-39	33-52	NA	+/-6
	5	6-21	7-24	9-26	12-28	15-28	18-30	30-48	NA	+/-3
	4	6-15	6-21	6-24	9-26	12-28	15-28	27-42	NA	+/-3
	3	6-13	6-18	6-21	6-24	9-26	12-28	18-30	NA	+/-3

Basic Sentencing Matrix with Youth/School Enhancement: School.

Level	OGS	Prior Record Score								Agg/Mit
		0	1	2	3	4	5	RFEL	REVOC	
5	14	NA	NA	NA	NA	NA	NA	NA	NA	~/-12
	13	72-102	78-108	84-114	90-120	96-126	108-138	120-150	240	+/-12
	12	NA	NA	NA	NA	NA	NA	NA	NA	+/-12
	11	48-78	54-84	60-90	66-96	72-102	84-114	96-120	120	+/-12
	10	34-60	42-66	48-72	54-78	60-84	72-96	84-108	120	+/-12
4	9	24-48	30-54	36-60	42-66	48-72	60-84	72-96	120	+/-12
	8	21-40	24-42	27-45	30-48	33-51	39-57	52-76	NA	+/-9
	7	18-38	21-40	24-42	27-45	30-48	36-54	47-69	NA	+/-6
	6	15-36	18-38	21-40	24-42	27-45	33-51	39-64	NA	+/-6
	5	12-33	13-36	15-38	18-40	21-40	24-42	36-60	NA	+/-3
	4	12-27	12-33	12-36	15-38	18-40	21-40	33-54	NA	+/-3
	3	12-25	12-30	12-33	12-36	15-38	18-40	24-42	NA	+/-3

## THE GENERAL ASSEMBLY

*Basic Sentencing Matrix with Youth/School Enhancement: Youth and School.*

Level	OGS	Prior Record Score								Agg/Mit
		0	1	2	3	4	5	RFEL	REVOC	
5	14	NA	NA	NA	NA	NA	NA	NA	NA	~/-12
	13	78—114	84—120	90—126	96—132	102—138	114—150	126—162	240	+/-12
	12	NA	NA	NA	NA	NA	NA	NA	NA	+/-12
	11	54—90	60—96	66—102	72—108	78—114	90—120	102—120	120	+/-12
	10	40—72	48—78	54—84	60—90	66—96	78—108	90—120	120	+/-12
	9	30—60	36—66	42—72	48—78	54—84	66—96	78—108	120	+/-12
4	8	27—52	30—54	33—57	36—60	39—63	45—69	58—88	NA	+/-9
	7	24—50	27—52	30—54	33—57	36—60	42—66	53—81	NA	+/-6
	6	21—48	24—50	27—52	30—54	33—57	39—63	45—76	NA	+/-6
	5	18—45	19—48	21—50	24—52	27—52	30—54	42—72	NA	+/-3
	4	18—39	18—45	18—48	21—50	24—52	27—52	39—66	NA	+/-3
	3	18—37	18—42	18—45	18—48	21—50	24—52	30—54	NA	+/-3

[Pa.B. Doc. No. 12-1443. Filed for public inspection August 3, 2012, 9:00 a.m.]

# THE COURTS

## Title 201—RULES OF JUDICIAL ADMINISTRATION

[ 201 PA. CODE CHS. 2 AND 5 ]

**Amendment of Rules 204, 205 and 509 of the Rules of Judicial Administration; No. 385 Judicial Administration Doc.**

### Order

*Per Curiam*

*And Now*, this 16th day of July, 2012, the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3) in the interests of efficient administration:

*It Is Ordered*, pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 204, 205 and 509 of the Pennsylvania Rules of Judicial Administration are amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective immediately.

### Annex A

#### TITLE 201. RULES OF JUDICIAL ADMINISTRATION

##### CHAPTER 2. POLICY ON NONDISCRIMINATION AND EQUAL EMPLOYMENT OPPORTUNITY

**Rule 204. Compliance and Reporting Responsibilities.**

\* \* \* \* \*

(e) Any Personnel of the System, Related Staff or Court Users who do not have access to these complaint procedures may obtain a copy of these procedures from their local personnel office, the AOPC Office of Human Resources at [ 717-795-2080 ] 717-231-3309, or the UJS Website at [ [www.courts.state.pa.us](http://www.courts.state.pa.us) ] [www.pacourts.us](http://www.pacourts.us).

\* \* \* \* \*

**Rule 205. Filing Complaints under This Policy.**

\* \* \* \* \*

(b) If the appropriate procedures are not immediately available, complainants may obtain a copy of these procedures from their local personnel office, the AOPC Office of Human Resources at [ (717) 795-2080 ] 717-231-3309, or the UJS Website at [ [www.courts.state.pa.us](http://www.courts.state.pa.us) ] [www.pacourts.us](http://www.pacourts.us).

#### CHAPTER 5. ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS

##### [ ADMINISTRATIVE OFFICE OF PENNSYLVANIA COURTS ]

**Rule 509. Access to Financial Records.**

\* \* \* \* \*

(c) *Procedure for requesting access.*

(1) A request to inspect or obtain copies of records accessible pursuant to this rule and in possession or control of the Administrative Office of Pennsylvania Courts shall be made in writing to the records manager,

as designated by the Court Administrator of Pennsylvania. A request to inspect or obtain copies of records accessible pursuant to this rule and in possession or control of a court of a judicial district shall be made in writing to the records manager, as designated by the president judge. A written request may be submitted in person, by mail, by e-mail, by facsimile, or, to the extent provided, any other electronic means, on a form provided by the Administrative Office.

**Official Note:** Information related to procedures applicable to written requests to the AOPC may be found on the UJS website, located at [ [www.courts.state.pa.us](http://www.courts.state.pa.us) ] [www.pacourts.us](http://www.pacourts.us). Information related to procedures applicable to requests for courts within a judicial district should be posted on the local court's website.

\* \* \* \* \*

[Pa.B. Doc. No. 12-1444. Filed for public inspection August 3, 2012, 9:00 a.m.]

## Title 231—RULES OF CIVIL PROCEDURE

### PART I. GENERAL

[ 231 PA. CODE CH. 3000 ]

**Amendment of Rule 3302 of the Rules of Civil Procedure; No. 566 Civil Procedural Rules Doc.**

### Order

*Per Curiam*

*And Now*, this 16th day of July, 2012, the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3) in the interests of efficient administration:

*It Is Ordered*, pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the Note to Rule 3302 of the Pennsylvania Rules of Civil Procedure is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective immediately.

### Annex A

#### TITLE 231. RULES OF CIVIL PROCEDURE

### PART I. GENERAL

#### CHAPTER 3000. JUDGMENTS

##### Subchapter F. ATTACHMENT OF WAGES, SALARY AND COMMISSIONS UNDER SECTION 8127(A)(3.1) OF THE JUDICIAL CODE

**Rule 3302. Commencement. Notice.**

\* \* \* \* \*

(b) Upon the filing of the praecipe, the prothonotary shall issue a Notice of Intent to Attach Wages in the form prescribed by Rule 3312(a). The prothonotary shall attach to the notice a copy of both (1) the praecipe filed with the prothonotary for issuance of the Notice of Intent to Attach Wages and (2) the most recent poverty income guidelines issued by the Federal Department of Health and Human

Services as they appear on the web site of the Civil Procedural Rules Committee.

**Official Note:** The web site of the Civil Procedural Rules Committee is part of the home page of the Administrative Office of Pennsylvania Courts at [ [www.aopc.org](http://www.aopc.org) ] [www.pacourts.us](http://www.pacourts.us).

\* \* \* \* \*

[Pa.B. Doc. No. 12-1445. Filed for public inspection August 3, 2012, 9:00 a.m.]

**PART II. ORPHANS' COURT RULES**  
**[ 231 PA. CODE PART II ]**

**Amendment of Rule 1.3 of the Rules of Orphans' Court Procedure; No. 571 Supreme Court Rules Doc.**

**Order**

*Per Curiam*

*And Now*, this 16th day of July, 2012, the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3) in the interests of efficient administration:

*It Is Ordered*, pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the Comment to Rule 1.3 of the Pennsylvania Rules of Orphans' Court Procedure is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective immediately.

**Annex A**

**TITLE 231. RULES OF CIVIL PROCEDURE**

**PART II. ORPHANS' COURT RULES**

**RULE 1: JUDGES—LOCAL RULES**

**Rule 1.3. Forms.**

\* \* \* \* \*

*Committee Comment—2006:* A number of forms previously recommended by the Committee for use before the Register of Wills, but not formally adopted by the Court, had appeared following Rule 10.1. Most of those forms have now been consolidated or revised and set forth in the Appendix hereto. However, certain forms have been deleted because they are properly generated by the Register of Wills rather than counsel. The forms formerly set forth in the body of Rules 5.7, 6.12[ . ], 14.5, 16.11 and 16.12, some with minor revisions, have been moved to the Appendix as well. In addition, a number of new forms for use in the Orphans' Court have been adopted by the Court. The current website for electronic access to the forms is found at [ <http://www.aopc.org/Index/Forms/IndexForms.asp> ] [www.pacourts.us/Forms/OrphansCourtForms.htm](http://www.pacourts.us/Forms/OrphansCourtForms.htm). The forms posted on the website are capable of on-line completion.

[Pa.B. Doc. No. 12-1446. Filed for public inspection August 3, 2012, 9:00 a.m.]

**Title 237—JUVENILE RULES**

**PART I. RULES**

**[ 237 PA. CODE CH. 2 ]**

**Amendment of Rule 210 of the Rules of Juvenile Court Procedure; No. 572 Supreme Court Rules Doc.**

**Order**

*Per Curiam*

*And Now*, this 16th day of July, 2012, the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3) in the interests of efficient administration:

*It Is Ordered*, pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the Comment to Rule 210 of the Pennsylvania Rules of Juvenile Court Procedure is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective immediately.

**Annex A**

**TITLE 237. JUVENILE RULES**

**PART I. RULES**

**Subpart A. DELINQUENCY MATTERS**

**CHAPTER 2. COMMENCEMENT OF PROCEEDINGS, ARREST PROCEDURES, WRITTEN ALLEGATION, AND PRE-ADJUDICATORY DETENTION**

**PART B. ARREST PROCEDURES IN DELINQUENCY CASES**

**(a) Arrest Warrants**

**Rule 210. Arrest Warrants.**

\* \* \* \* \*

**Comment**

For the contents of a written allegation, see Rule 232. See [ <http://www.courts.state.pa.us> ] <http://www.pacourts.us/Forms/Default.htm> for a copy of the written allegation form. For the requirements of the issuance of an arrest warrant, see Rule 211. The arrest warrant form may be accessed by a judge in the Magisterial District Judge System (MDJS) or the Common Pleas Criminal Court Case Management System (CPCMS).

\* \* \* \* \*

**Official Note:** Rule 210 adopted April 1, 2005, effective October 1, 2005. Amended March 23, 2007, effective August 1, 2007. Amended December 3, 2007, effective immediately. **Amended July 16, 2012, effective immediately.**

\* \* \* \* \*

[Pa.B. Doc. No. 12-1447. Filed for public inspection August 3, 2012, 9:00 a.m.]



## PART I. RULES

## [ 237 PA. CODE CHS. 2—5 AND 8 ]

## Order Amending Rules 242, 394, 406, 512 and 800 of the Rules of Juvenile Court Procedure; No. 573 Supreme Court Rules Doc.

## Order

*Per Curiam*

*And Now*, this 18th day of July, 2012, upon the recommendation of the Juvenile Court Procedural Rules Committee; the proposal having been published for public comment before adoption at 40 Pa.B. 7034 (December 11, 2010), in the *Atlantic Reporter* (Third Series Advance Sheets, Vol. 7, No. 2, December 24, 2010), and on the Supreme Court's web-page, and an Explanatory Report to be published with this *Order*:

*It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the modifications to Rules 242, 394, 406, 512, and 800 of the Rules of Juvenile Court Procedure are approved in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective October 1, 2012.

Mr. Justice Saylor files a dissenting statement, which Mr. Justice Baer joins.

## Annex A

## TITLE 237. JUVENILE RULES

## PART I. RULES

## Subpart A. DELINQUENCY MATTERS

## CHAPTER 2. COMMENCEMENT OF PROCEEDINGS, ARREST PROCEDURES, WRITTEN ALLEGATION, AND PRE-ADJUDICATORY DETENTION

## PART D. PRE-ADJUDICATORY DETENTION

## Rule 242. Detention Hearing.

A. *Informing juvenile of rights.* Upon commencement of the hearing, the court shall:

1) provide a copy of the written allegation to the juvenile and the juvenile's guardian, if present;

2) inform the juvenile of the right to counsel and to **retain private counsel or to be assigned counsel**; and

3) inform the juvenile of the right to remain silent with respect to any allegation of delinquency.

B. *Manner of hearing.*1) *Conduct.*

a) The hearing shall be conducted in an informal but orderly manner.

b) **The attorney for the Commonwealth shall:**

i) **attend the hearing; and**

ii) **present such evidence as the Commonwealth deems necessary to support the written allegation and the need for detention.**

2) *Recording.* If requested by the juvenile or the Commonwealth, or if ordered by the court, the hearing shall be recorded by appropriate means. If not so recorded, full minutes of the hearing shall be kept.

3) *Testimony and evidence.*

a) All evidence helpful in determining the questions presented, including oral or written reports, may be received by the court and relied upon to the extent of its probative value even though not competent in the hearing on the petition.

b) The juvenile's attorney, the juvenile, if **[ unrepresented ] the juvenile has waived counsel pursuant to Rule 152**, and the attorney for the Commonwealth shall be afforded an opportunity to examine and controvert written reports so received.

4) **[ Presence at hearing ] Juvenile's rights.** The juvenile shall be present at the detention hearing and the juvenile's attorney or the juvenile, if **[ unrepresented ] the juvenile has waived counsel pursuant to Rule 152**, may:

\* \* \* \* \*

**Official Note:** Rule 242 adopted April 1, 2005, effective October 1, 2005. Amended April 21, 2011, effective July 1, 2011. Amended April 29, 2011, effective July 1, 2011. Amended May 26, 2011, effective July 1, 2011. **Amended July 18, 2012, effective October 1, 2012.**

*Committee Explanatory Reports:*

\* \* \* \* \*

**Final Report explaining the amendments to Rule 242 published with the Court's Order at 42 Pa.B. 4909 (August 4, 2012).**

## CHAPTER 3. PRE-ADJUDICATORY PROCEDURES

## PART G. TRANSFER FOR CRIMINAL PROSECUTION

## Rule 394. Transfer Hearing.

\* \* \* \* \*

C. *Burden of proof.* Unless the provisions of 42 Pa.C.S. § 6355 (g)(1) and (2) apply, the attorney for the Commonwealth shall have the burden of establishing:

1) a *prima facie* case that the juvenile committed a felony delinquent act; and

2) by a preponderance of the evidence that the public interest is served by transfer of the case to criminal proceedings.

D. *Findings.*

1) **Transfer:** At the hearing, the court shall transfer the case to the division or a judge assigned to conduct criminal proceedings if the court finds:

[ 1 ] a) the juvenile is fourteen years old or older at the time of the alleged delinquent act;

[ 2 ] b) notice has been given pursuant to Rule 390;

[ 3 ] there is a *prima facie* showing of evidence that the juvenile committed a felony delinquent act;

4) there are reasonable grounds to believe that transfer of the case for criminal prosecution will serve the public interest by considering all the relevant factors; and

5) there are reasonable grounds to believe that the juvenile is not committable to an institution for the mentally retarded or mentally ill,

Then the court shall transfer the case to the division or a judge of the court assigned to conduct

criminal proceedings for prosecution. Otherwise, the court shall schedule an adjudicatory hearing. ]

c) the Commonwealth has met its burden of proof pursuant to paragraph (B); and

d) there are reasonable grounds to believe that the juvenile is not committable to an institution for the mentally retarded or mentally ill.

2) No Transfer. If the required findings of paragraph (C)(1) have not been met, the court shall schedule an adjudicatory hearing pursuant to Rule 404.

Comment

The transfer hearing ordinarily has two phases. The first phase of the transfer hearing is the "prima facie phase." The court [ should ] is to determine [ if there is ] whether the Commonwealth has established a prima facie showing of evidence that the juvenile committed a delinquent act and if an adult committed the offense, it would be considered a felony. If a prima facie showing of evidence is found, the court proceeds to the second phase, known as the "public interest phase." During the "public interest phase," the court [ should ] is to determine [ if the juvenile is amenable to treatment, supervision, or rehabilitation as a juvenile and ] what is in the public's interest.

In determining public interest, the court [ should balance ] is to consider the following factors: 1) the impact of the offense on the victim or victims; 2) the impact of the offense on the community; 3) the threat posed by the juvenile to the safety of the public or any individual; 4) the nature and circumstances of the offense allegedly committed by the juvenile; 5) the degree of the juvenile's culpability; 6) the adequacy and duration of dispositional alternatives available under the Juvenile Act and in the adult criminal justice system; and 7) whether the juvenile is amenable to treatment, supervision, or rehabilitation as a juvenile by considering the following factors: a) age; b) mental capacity; c) maturity; d) the degree of criminal sophistication exhibited by the juvenile; e) previous records, if any; f) the nature and extent of any prior delinquent history, including the success or failure of any previous attempt by the juvenile court to rehabilitate the juvenile; g) whether the juvenile can be rehabilitated prior to the expiration of the juvenile court jurisdiction; h) probation or institutional reports, if any; and 8) any other relevant factors.

The burden of establishing by a preponderance of evidence that the public interest is served by the transfer of the case to criminal court [ and that the juvenile is not amenable to treatment, supervision, or rehabilitation in the juvenile system ] rests with the Commonwealth unless: 1) a deadly weapon as defined in 18 Pa.C.S. § 2301 (relating to definitions) was used and the juvenile was fourteen years of age at the time of the offense; or the juvenile was fifteen years of age or older at the time of the offense and was previously adjudicated delinquent of a crime that would be considered a felony if committed by an adult; and 2) there is a prima facie case that the juvenile committed a delinquent act that, if committed by an adult, would be classified as rape, involuntary deviate sexual intercourse, aggravated assault as defined in 18 Pa.C.S. § 2702(a)(1) or (2) (relating to aggravated assault), robbery as defined in 18 Pa.C.S. § 3701(a)(1)(i), (ii) or (iii) (relating to robbery), robbery of motor vehicle, aggravated indecent assault, kidnapping,

voluntary manslaughter, an attempt, conspiracy, or solicitation to commit any of these crimes or an attempt to commit murder as specified in paragraph (2)(ii) of the definition of "delinquent act" in 42 Pa.C.S. § 6302. If the preceding criteria are met, then the burden of proof rests with the juvenile. See 42 Pa.C.S. § 6355 and Rule 800 for suspension of a portion of § 6355(g).

For detention time requirements for juveniles scheduled for a transfer hearing, see Rule 391.

Official Note: Rule 394 adopted April 1, 2005, effective October 1, 2005. Amended April 21, 2011, effective July 1, 2011. Amended July 18, 2012, effective October 1, 2012.

Committee Explanatory Reports:

\* \* \* \* \*

Final Report explaining the amendments to Rule 394 published with the Court's Order at 42 Pa.B. 4909 (August 4, 2012).

CHAPTER 4. ADJUDICATORY HEARING

Rule 406. Adjudicatory Hearing.

A. Manner of hearing.

1) The court shall conduct the adjudicatory hearing without a jury, in an informal but orderly manner.

2) The attorney for the Commonwealth shall:

a) attend the hearing; and

b) have the burden of establishing beyond a reasonable doubt that the juvenile committed the delinquent act(s).

\* \* \* \* \*

Official Note: Rule 406 adopted April 1, 2005, effective October 1, 2005. Amended April 21, 2011, effective July 1, 2011. Amended April 29, 2011, effective July 1, 2011. Amended May 26, 2011, effective July 1, 2011. Amended July 18, 2012, effective October 1, 2012.

Committee Explanatory Reports:

\* \* \* \* \*

Final Report explaining the amendments to Rule 406 published with the Court's Order at 42 Pa.B. 4909 (August 4, 2012).

CHAPTER 5. DISPOSITIONAL HEARING

PART B. DISPOSITIONAL HEARING AND AIDS

Rule 512. Dispositional Hearing.

A. Manner of hearing. The court shall conduct the dispositional hearing in an informal but orderly manner.

1) Evidence. The court shall receive any oral or written evidence from both parties and the juvenile probation officer that is helpful in determining disposition, including evidence that was not admissible at the adjudicatory hearing.

2) Opportunity to be heard. Before deciding disposition, the court shall give the juvenile and the victim an opportunity to be heard.

3) Advanced communication technology. A court may utilize advanced communication technology pursuant to Rule 129 for the appearance of the juvenile or the witness only if the parties consent.

4) Prosecutor's presence. The attorney for the Commonwealth shall attend the hearing.

\* \* \* \* \*

Comment

\* \* \* \* \*

Under paragraph (A)(2), prior to deciding disposition, the court is to give the victim an opportunity to submit an oral and/or written victim-impact statement if the victim so chooses.

**Before deciding disposition, the court may hear oral argument from the parties' attorneys.**

\* \* \* \* \*

**Official Note:** Rule 512 adopted April 1, 2005, effective October 1, 2005. Amended May 17, 2007, effective August 20, 2007. Amended April 21, 2011, effective July 1, 2011. Amended April 29, 2011, effective July 1, 2011. Amended May 16, 2011, effective July 1, 2011. Amended May 26, 2011, effective July 1, 2011. **Amended July 18, 2012, effective October 1, 2012.**

*Committee Explanatory Reports:*

\* \* \* \* \*

**Final Report explaining the amendments to Rule 512 published with the Court's Order at 42 Pa.B. 4909 (August 4, 2012).**

### CHAPTER 8. SUSPENSIONS

#### Rule 800. Suspensions of Acts of Assembly.

This rule provides for the suspension of the following Acts of Assembly that apply to delinquency proceedings only:

\* \* \* \* \*

10) The Act of July 9, 1976, P. L. 586, No. 142, § 2, 42 Pa.C.S. § 6304(a)(2), which provides that **juvenile** probation officers may receive and examine complaints for the purposes of commencing proceedings, is suspended only insofar as the Act is inconsistent with Rules 231 and 330, which provide that the District Attorney may file a certification that requires an attorney for the Commonwealth to initially receive and approve written allegations and petitions.

11) The Act of July 9, 1976, P. L. 586, No. 142, § 2, 42 Pa.C.S. § 6331, which provides for the filing of a petition with the court within twenty four hours or the next business day of the admission of the juvenile to detention or shelter care, is suspended only insofar as the Act is inconsistent with the filing of a petition within twenty-four hours or the next business day from the detention hearing if the juvenile is detained under Rule 242.

12) **The Act of July 9, 1976, P. L. 586, No. 142, § 2, 42 Pa.C.S. § 6336(b), which provides that the district attorney, upon request of the court, shall present the evidence in support of the petition and otherwise conduct the proceedings on behalf of the Commonwealth, is suspended only insofar as the Act is inconsistent with Rules 242(B)(1)(b), 406(A)(2)(b), and 512(A), which provide the district attorney shall present the evidence in support of the petition and otherwise conduct the proceedings on behalf of the Commonwealth.**

13) The Act of July 9, 1976, P. L. 586, No. 142, § 2, 42 Pa.C.S. § 6323(a)(2), which provides that a delinquent child may be referred for an informal adjustment by a juvenile probation officer, is suspended only insofar as the Act is inconsistent with Rule 312, which provides that only an *alleged* delinquent child may be referred for an informal adjustment because the filing of informal adjustment shall occur prior to the filing of a petition.

[ 13 ] 14) Section 5720 of the Wiretapping and Electronic Surveillance Control Act, Act of October 4, 1978, P. L. 831, No. 164, 18 Pa.C.S. § 5720, is suspended as inconsistent with Rule 340 only insofar as the section may delay disclosure to a juvenile seeking discovery under Rule 340(B)(6); and Section 5721(b) of the Act, 18 Pa.C.S. § 5721(b), is suspended only insofar as the time frame for making a motion to suppress is concerned, as inconsistent with Rules 347 and 350.

[ 14 ] 15) The Act of July 9, 1976, P. L. 586, No. 142, § 2, 42 Pa.C.S. § 6340(c), which provides consent decree shall remain in force for six months unless the child is discharged sooner by probation services with the approval of the court, is suspended only insofar as the Act is inconsistent with the requirement of Rule 373 that a motion for early discharge is to be made to the court.

[ 15 ] 16) The Act of July 9, 1976, P. L. 586, No. 142, § 2, 42 Pa.C.S. § 6335, which provides for a hearing within ten days of the juvenile's detention unless the exceptions of (a)(1) & (2) or (f) are met, is suspended only insofar as the Act is inconsistent with Rule 391, which provides for an additional ten days of detention if a notice of intent for transfer to criminal proceedings has been filed.

17) **The Act of July 9, 1976, P. L. 586, No. 142, § 2, 42 Pa.C.S. § 6355(g), which provides the burden of establishing by a preponderance of evidence that the public interest is served by the transfer of the case to criminal court and that a child is not amenable to treatment, supervision, or rehabilitation as a juvenile shall rest with the Commonwealth unless the exceptions of paragraphs (g)(1) and (2) apply, is suspended only insofar as the Act is inconsistent with Rule 394, which provides only the burden of establishing by a preponderance of evidence that the public interest is served by the transfer of the case to criminal court shall rest with the Commonwealth unless the exceptions of paragraph (g)(1) and (2) apply.**

[ 16 ] 18) The Act of July 9, 1976, P. L. 586, No. 142, § 2, 42 Pa.C.S. § 6353(a), which requires dispositional review hearings to be held at least every nine months when a juvenile is removed from the home, is suspended only insofar as it is inconsistent with the requirement of Rule 610, which requires dispositional review hearings to be held at least every six months.

#### Comment

The authority for suspension of Acts of Assembly is granted to the Supreme Court by Article V § 10(c) of the Pennsylvania Constitution. See also Rule 102.

The partial suspension of 42 Pa.C.S. § 6355(g) in paragraph (17) is due to the redundancy of proving the juvenile is not amenable to treatment, supervision, and rehabilitation, which is a factor already considered by the court in 42 Pa.C.S. § 6355(a)(4)(iii)(G). Pursuant to 42 Pa.C.S. § 6355(a)(4)(iii)(G), the court must find that there are reasonable grounds to believe that the public interest is served by the transfer of the case for criminal prosecution while considering whether the juvenile is amenable to treatment, supervision, and rehabilitation among other enumerated factors. Because the court considers amenability to treatment, supervision, and rehabilitation as one of many enumerated factors, the court does not need to hear additional evidence later in the proceed-

**ings. As provided in 42 Pa.C.S. § 6355(a)(4)(iii)(G), the standard of proof is reasonable grounds.**

**Official Note:** Rule 800 adopted April 1, 2005, effective October 1, 2005. Amended December 30, 2005, effective immediately. Amended March 23, 2007, effective August 1, 2007. Amended February 26, 2008, effective June 1, 2008. Amended March 19, 2009, effective June 1, 2009. Amended February 12, 2010, effective immediately. Amended April 21, 2011, effective July 1, 2011. **Amended July 18, 2012, effective October 1, 2012.**

*Committee Explanatory Reports:*

\* \* \* \* \*

**Final Report explaining the amendments to Rule 800 published with the Court's Order at 42 Pa.B. 4909 (August 4, 2012).**

### EXPLANATORY REPORT July 2012

The Supreme Court of Pennsylvania has adopted the modifications to Rules 242, 394, 406, 512, and 800 with this Recommendation. These changes are effective October 1, 2012.

#### *Background*

The Interbranch Commission on Juvenile Justice (ICJJ) Report specifically addresses the special ethical obligations of prosecutors, including their role and function as “ministers of justice.” It is the prosecutors’ function to assure the safety of the community and protect the right of victims, while applying a balanced approach to restorative justice, rather than punishment.<sup>1</sup>

Looking at the ICJJ Recommendations, the Committee believes that the Rules of Juvenile Court Procedure need to clarify that the *prosecutor* must prosecute. It has been brought to the Committee’s attention that juvenile probation officers in some judicial districts are performing this function. Therefore, the following changes to the rules address the prosecutors’ function, burden of proof, and presence at juvenile hearings.

These changes highlight the need to discontinue the practice of allowing the juvenile probation officer to prosecute the juvenile. Pursuant to the Juvenile Act, the duties of the juvenile probation officer do not include prosecuting the case. *See* 42 Pa.C.S. § 6304.

#### *Rule 242. Detention Hearing*

The changes to this rule provide that the attorney for the Commonwealth must present the evidence. The Juvenile Act provides that the attorney for the Commonwealth, at the request of the court, shall present the evidence in support of the petition. *See* 42 Pa.C.S. § 6336(b). Rule 800 suspends the Juvenile Act only by removing the “at the request of the court” language thereby making the prosecutor’s presence mandatory.

It is the role of the prosecutor to put forth the evidence on behalf of the Commonwealth. This duty cannot be performed by a juvenile probation officer, master, judge, or any other person.

#### *Rule 394. Transfer Hearing*

This rule clarifies the allocation of the burden of proof.

Unless the exceptions of 42 Pa.C.S. § 6355 (g)(1) and (2) apply, the attorney for the Commonwealth has the burden of establishing that: 1) there is a *prima facie* showing that the juvenile committed a felony delinquent

act; and 2) there is a preponderance of evidence showing that public interest is served by the transfer.

If 42 Pa.C.S. § 6355 (g)(1) and (2) apply, the juvenile has the burden of establishing by a preponderance of evidence that public interest is served by adjudicating the juvenile in juvenile court.

This rule eliminates the requirement “and that a child is not amenable to treatment, supervision, or rehabilitation as a juvenile” from the Juvenile Act in 42 Pa.C.S. § 6355(g) because it is already included as a factor in determining whether public interest is served by the transfer of the juvenile case to criminal proceedings in 42 Pa.C.S. § 6355(a)(4)(iii)(G). *See* Rule 800 and its Comment.

#### *Rule 406. Adjudicatory Hearing*

This rule requires the attorney for the Commonwealth to present the evidence in support of the petition and to establish beyond a reasonable doubt that the juvenile committed the delinquent act(s). *See* Rule 800 for suspension of the Juvenile Act by eliminating “at the request of the court” from 42 Pa.C.S. § 6336(b). The presence of the prosecutor at this hearing is mandatory.

#### *Rule 512. Dispositional Hearing*

This rule provides that the juvenile, the attorney for the Commonwealth, and the juvenile probation officer may submit evidence for the court’s consideration in determining the disposition of the juvenile. The victim’s testimony may be presented through the attorney for the Commonwealth. The attorney for the Commonwealth may decide not to present evidence as to the disposition of the juvenile; however, the prosecutor must be present at this hearing.

#### *Rule 800. Suspensions of Acts of Assembly*

Section 6336(b) of the Juvenile Act requires that the attorney for the Commonwealth present evidence in support of the petition at the request of the court. The attorney for the Commonwealth must attend every proceeding and present the evidence. The “at the request of the court” language is removed by this suspension.

As stated *supra*, it is not the role of any other person to perform this prosecutorial function, which has been the practice in some counties. Juvenile probation officers, masters, judges, and other persons should not perform any functions of the prosecutor. It is the attorney for the Commonwealth exclusively who represents the interests of this Commonwealth.

Additionally, § 6355(g) of the Juvenile Act is suspended in part by eliminating the need to prove twice whether the juvenile is amenable to treatment, supervision, and rehabilitation in the juvenile system. This is a duplicative requirement because amenability to treatment is required to be proven under the public interest prong of § 6355(a)(4)(iii)(G).

### Dissenting Statement

#### Mr. Justice Saylor

I respectfully dissent to the partial suspension of Section 6355(g) of the Judicial Code, 42 Pa.C.S. § 6355(g), governing transfer of delinquency to criminal proceedings. In relevant part, this statute merely allocates the burden of proof to the Commonwealth to establish that: 1) the public interest is served by the transfer of a case to adult criminal court; and 2) the child is not amenable to treatment, supervision, or rehabilitation as a juvenile. *Id.*

<sup>1</sup> Interbranch Commission on Juvenile Justice, Report, May 2010, at page 47.

In its Explanatory Report, the Juvenile Procedural Rules Committee indicates that the specific allocation of the burden of proof pertaining to non-amenable is being “eliminated” from the statute, since non-amenable is subsumed within the broader assessment of public interest. While this may be true, the Legislature has placed particular emphasis on the non-amenable factor by lifting it from a list of seven considerations relevant to the overall public interest determination, *see id.* § 6355(a)(4), and attaching a specific burden of proof, *see id.* § 6355(g). Given the profound substantive consequences associated with a transfer from juvenile to adult criminal court, I fail to see the justification for adjusting such allocation under the rubric of procedural rule-making.

Although I have had reservations, I have abided the incorporation of substantive aspects of the statutory transfer scheme (and various other policy matters) into our Juvenile Procedural Rules. I did so, because our Juvenile Procedural Rules Committee recently undertook the ambitious project of drafting a set of comprehensive rules; I believed the incorporation of statutory provisions into such rules provided salutary guidance to practitioners; and I found the substantive inroads to be generally consistent with governing statutory provisions. I also supported some modest suspensions in areas I believed to be procedural or quasi-procedural in nature. *See* Pa.R.J.C.P. 800.

However, I do not support adjustments to burdens of proof assigned by the policymaking branch in matters steeped in substantive consequences. To the degree that any clarification of such affairs is necessary, I believe the appropriate vehicle is through statutory construction under the decisional law.

Mr. Justice Baer joins this Dissenting Statement.

[Pa.B. Doc. No. 12-1448. Filed for public inspection August 3, 2012, 9:00 a.m.]

## Title 246—MINOR COURT CIVIL RULES

### PART I. GENERAL

[ 246 PA. CODE CH. 1000 ]

**Amendment of Rules 1008 and 1013 of the Rules of Conduct, Office Standards and Civil Procedure for Magisterial District Judges; No. 291 Magisterial Rules Doc.**

#### Order

*Per Curiam*

*And Now*, this 16th day of July, 2012, the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a)(3) in the interests of efficient administration:

*It Is Ordered*, pursuant to Article V, Section 10 of the Constitution of Pennsylvania that the Notes to Rules 1008 and 1013 of the Pennsylvania Rules of Conduct, Office Standards and Civil Procedure for Magisterial District Judges are amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective immediately.

## Annex A TITLE 246. MINOR COURT CIVIL RULES PART I. GENERAL CHAPTER 1000. APPEALS APPEAL

### Rule 1008. Appeal as Supersedeas.

\* \* \* \* \*

#### C. Indigent Tenants

\* \* \* \* \*

(4) The prothonotary’s office of the Court of Common Pleas in which the appeal is taken shall provide residential tenants who have suffered a judgment for possession with a “Supplemental Instructions for Obtaining a Stay of Eviction” as it appears on the website of the Minor Court Rules Committee.

**Official Note:** The website of the Minor Court Rules Committee is part of the home page of the Administrative Office of Pennsylvania Courts at [ [www.aopc.org](http://www.aopc.org) ] [www.pacourts.us](http://www.pacourts.us). The Supplemental Instructions include both instructions and income limits.

\* \* \* \* \*

### CERTIORARI

### Rule 1013. Writ of Certiorari as Supersedeas.

\* \* \* \* \*

#### C. Indigent Tenants

\* \* \* \* \*

(4) The prothonotary’s office of the Court of Common Pleas in which the praecipe is filed shall provide residential tenants who have suffered a judgment for possession with a “Supplemental Instructions for Obtaining a Stay of Eviction” as it appears on the website of the Minor Court Rules Committee.

**Official Note:** The website of the Minor Court Rules Committee is part of the home page of the Administrative Office of Pennsylvania Courts at [ [www.aopc.org](http://www.aopc.org) ] [www.pacourts.us](http://www.pacourts.us). The Supplemental Instructions include both instructions and income limits.

\* \* \* \* \*

[Pa.B. Doc. No. 12-1449. Filed for public inspection August 3, 2012, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### LEHIGH COUNTY

**Digital Forensics Laboratory Fees; No. AD 5-2012**

#### Administrative Order

*And Now*, this 2nd day of July, 2012,

*It Is Hereby Ordered:*

Effective 30 days after publication in the *Pennsylvania Bulletin*, pursuant to 16 P.S. § 1403, any person who pleads guilty or nolo contendere, who is convicted, or who is placed in any diversionary program (i.e. A.R.D.) for any criminal offense shall, in addition to any fines, penalties

or costs, in every case where the Lehigh County Digital Forensics Laboratory services were utilized to prosecute the offense, be sentenced to pay a laboratory user fee as listed below. The funds so collected shall be paid into the general fund of the County of Lehigh, but shall be separately identified in the County's records so that the amounts collected during any given period can be readily determined.

1) a fee of \$85.50 for each logical forensic examination of a mobile device (an examination which does not analyze a memory card separately from a mobile communication device);

2) A fee of \$193.50 for each physical forensic examination of a mobile device (an examination which analyzes both the memory card and the mobile communication device);

3) A fee of \$475 for each video field capture, edit; and enhancement;

4) A fee of \$1,392.25 for each forensic computer examination.

*It Is Further Ordered* that one (1) certified copy of this Order shall be filed by the Court Administrator of Lehigh County with the Administrative Office of the Pennsylvania Courts; that two (2) certified copies and a CD-ROM copy that complies with the requirement of Pa. Code § 13.11(b) shall be filed with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; that one (1) certified copy shall be filed with the Criminal Procedure Rules Committee, which Committee has certified to this court that this Administrative Order is not inconsistent with any general rule of the Supreme Court. Finally, it is ordered that the Court Administration of Lehigh County publish a copy of this Order on the Unified Judicial System's web site at: <http://ujportal.pacourts.us/localrules/ruleselection.aspx>.

*By the Court*

CAROL K. MCGINLEY,  
*President Judge*

[Pa.B. Doc. No. 12-1450. Filed for public inspection August 3, 2012, 9:00 a.m.]

#### WASHINGTON COUNTY

#### Local Rules L-407 Juvenile Court Admissions; L-610 Juvenile Court—Post-Dispositional and Commitment Review; No. 2012-1

#### Order

*And Now*, this 16th day of July, 2012; *It Is Hereby Ordered* that the previously stated Washington County Local Juvenile Rules be adopted/amended as follows.

These rules will become effective thirty days after publication in the *Pennsylvania Bulletin*.

*By the Court*

DEBBIE O'DELL SENECA,  
*President Judge*

#### RULES OF JUVENILE COURT PROCEDURE— DELINQUENCY

#### CHAPTER 4. ADJUDICATORY HEARING

#### L-407. Admissions.

*C. Written Admission Colloquy.* Every defense attorney representing a juvenile alleged to have perpetrated a delinquent act or acts where the juvenile is entering admissions shall ensure that the written colloquy required by amended Pa.R.J.C.P. 407 shall be completed prior to the date and time set for the adjudication hearing in the matter. No admission/s shall be accepted without the written colloquy completed and submitted to the Court. All attorneys representing the Commonwealth and/or the juvenile shall attend the scheduled Pre-Trial Conferences at which time the written colloquy may be completed in preparation for the hearings before the Juvenile Master and/or the Juvenile Judge.

#### CHAPTER 6. POST-DISPOSITIONAL PROCEDURES

#### PART B. MODIFICATIONS, REVIEWS, AND APPEALS

#### L-610 Dispositional and Commitment Review.

*A. Dispositional Review Hearing.* The Court and/or Master shall conduct Dispositional Review Hearings at least every six (6) months on every juvenile case in the system where the juvenile has been adjudicated delinquent. The defense attorney who represents the juvenile adjudicated delinquent shall appear for and be prepared to participate in Dispositional Review Conferences as scheduled by the Juvenile Probation Office. Further, the defense attorney and the juvenile adjudicated delinquent shall appear for and be prepared to participate in Dispositional Review Hearings.

[Pa.B. Doc. No. 12-1451. Filed for public inspection August 3, 2012, 9:00 a.m.]

## DISCIPLINARY BOARD OF THE SUPREME COURT

#### Notice of Disbarment

Notice is hereby given that Joseph N. DeFilippo having resigned from the practice of law in the State of Connecticut by Acceptance of Resignation and Waiver of the Connecticut Superior Court, Judicial District of Ansonia/Milford, effective September 8, 2011, the Supreme Court of Pennsylvania issued an Order on July 18, 2012, ordering the comparable discipline of disbarment in this Commonwealth, effective August 17, 2012. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside of the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Secretary*  
*The Disciplinary Board of the  
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 12-1452. Filed for public inspection August 3, 2012, 9:00 a.m.]

**Notice of Hearing**

A Petition for Reinstatement to the active practice of law has been filed by Kirk Douglas Rhodes and will be the subject of a hearing on September 11, 2012, before a hearing committee designated by the Board. Anyone wishing to be heard in reference to this matter should contact the District I Office of the Disciplinary Board of the Supreme Court of Pennsylvania, 16th Floor, Seven Penn Center, 1635 Market St., Philadelphia, PA 19103 Phone 215-560-6296, on or before August 31, 2012. In accordance with Board Rule § 89.274(b), since this formerly admitted attorney resides outside of the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Secretary*  
*The Disciplinary Board of the*  
*Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 12-1453. Filed for public inspection August 3, 2012, 9:00 a.m.]

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**Notice of Suspension**

Notice is hereby given that David Eldon Fretz having been suspended from the practice of law in the State of New York for a period of 3 years by Order of the Supreme Court of the State of New York, Appellate Division, Fourth Judicial Department, entered August 2, 2011, the Supreme Court of Pennsylvania issued an Order dated July 18, 2012 suspending David Eldon Fretz from the practice of law in this Commonwealth for a period of 3 years. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,  
*Secretary*  
*The Disciplinary Board of the*  
*Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 12-1454. Filed for public inspection August 3, 2012, 9:00 a.m.]

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# STATEMENTS OF POLICY

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

#### [ 4 PA. CODE CH. 9 ]

#### Reorganization of the Department of General Services

The Executive Board approved a reorganization of the Department of General Services effective July 18, 2012.

The organization chart at 42 Pa.B. 4917 (August 4, 2012) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

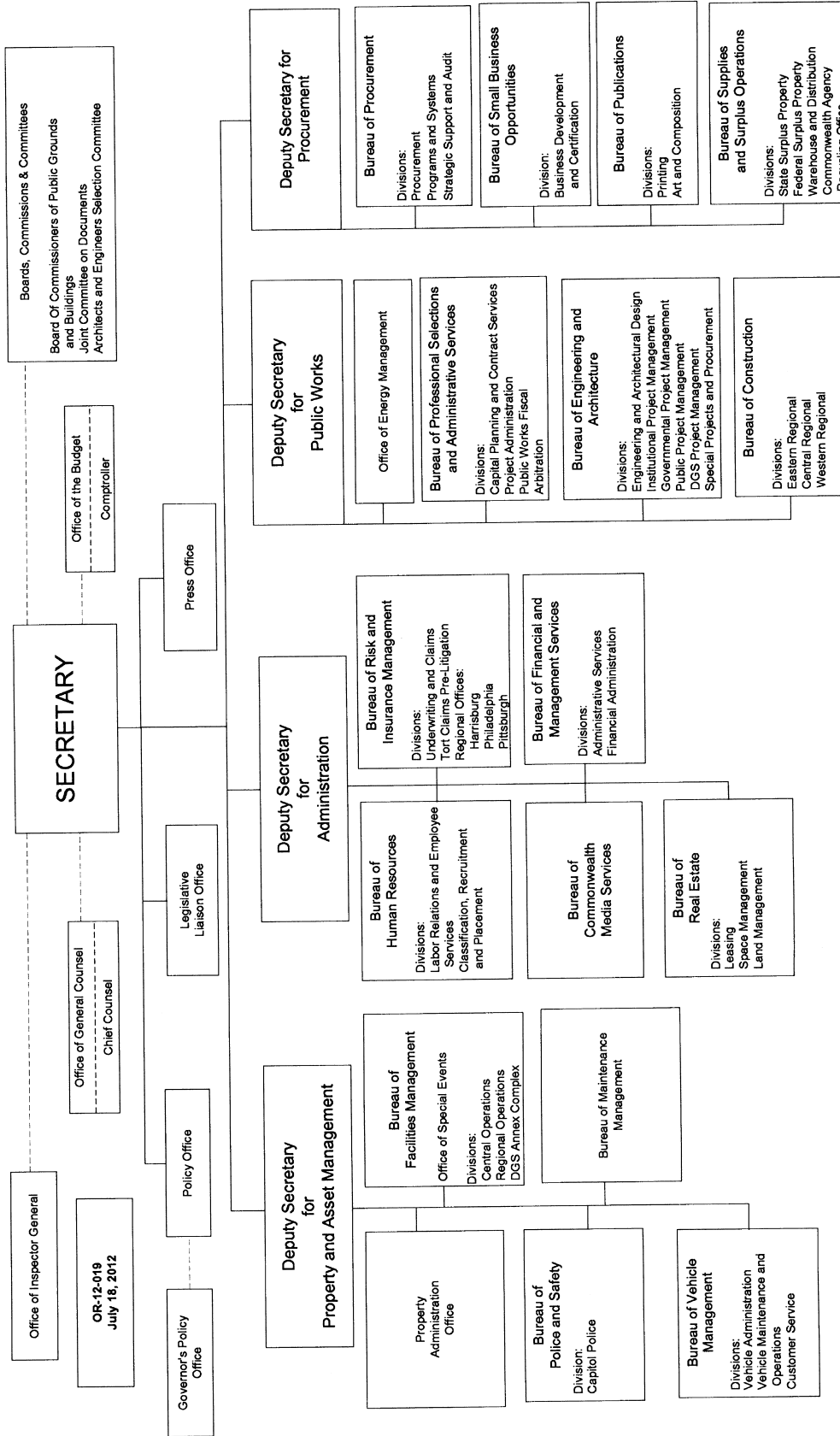
*(Editor's Note:* The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of *Pennsylvania Code*) as a document general and permanent in nature which shall be codified in the *Pennsylvania Code*.)

[Pa.B. Doc. No. 12-1455. Filed for public inspection August 3, 2012, 9:00 a.m.]

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DEPARTMENT OF GENERAL SERVICES



# NOTICES

## DEPARTMENT OF BANKING

### Actions on Applications

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 17, 2012.

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

### BANKING INSTITUTIONS

#### Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-17-2012	Lovell Minnick Partners and related entities 150 North Radnor Chester Road Suite A200 Radnor, PA 19087  Application for approval to acquire up to 24.9% of the common stock of TriState Capital Holdings, Inc., Pittsburgh.	Approved

#### Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-13-2012	Tompkins Financial Corporation Ithaca NY  Application for approval to acquire 100% of VIST Financial Corporation, Wyomissing, and thereby indirectly acquire 100% of VIST Bank, Wyomissing.	Approved

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-17-2012	Customers Bank Phoenixville Chester County	101 Theall Road Rye Westchester County, NY	Filed

##### Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-7-2012	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	177 West Lancaster Avenue Ardmore Delaware County	Closed
7-7-2012	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	2037 South Broad Street Philadelphia Philadelphia County	Closed
7-7-2012	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	1270 Township Line Road Drexel Hill Delaware County	Closed
7-13-2012	VIST Bank Wyomissing Berks County	2946 Skippack Pike Worcester Montgomery County	Filed

**Articles of Amendment**

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
7-12-2012	First Cornerstone Bank King of Prussia Montgomery County  Amendment to Article Fifth, subsection A of the institution's Articles of Incorporations provides for a change to increase the number of authorized shares of Class A common stock.	Filed
7-17-2012	Semper Trust Company King of Prussia Montgomery County  Amendment to Article Second of the institution's Articles of Incorporation provides for a change in their principal place of business from 610 West Germantown Pike, Plymouth Meeting, Montgomery County, PA 19462 to 150 South Warner Road, King of Prussia, Montgomery County, PA 19406.	Approved and Effective

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS**

No activity.

The Department's web site at [www.banking.state.pa.us](http://www.banking.state.pa.us) includes public notices for more recently filed applications.

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 12-1456. Filed for public inspection August 3, 2012, 9:00 a.m.]

**Actions on Applications**

The Department of Banking (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending July 24, 2012.

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

**BANKING INSTITUTIONS****Consolidations, Mergers, and Absorptions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
7-23-2012	The Bryn Mawr Trust Company Bryn Mawr Montgomery County  Application for approval to purchase assets and assume liabilities of one branch of First Bank of Delaware, Wilmington, Delaware, located at:  1000 Rocky Run Parkway Wilmington New Castle County Delaware	Approved
#7564		

**Branch Applications****De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-18-2012	The Dime Bank Honesdale Wayne County	161 Brooklyn Street Carbondale Lackawanna County	Approved

**Branch Consolidations**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-13-2012	Susquehanna Bank Lititz Lancaster County	<i>Into:</i> 40 Center Square Greencastle Franklin County  <i>From:</i> 35 Carlisle Street Greencastle Franklin County	Effective

**SAVINGS INSTITUTIONS**

No activity.

**CREDIT UNIONS**

No activity.

The Department's web site at [www.banking.state.pa.us](http://www.banking.state.pa.us) includes public notices for more recently filed applications.

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 12-1457. Filed for public inspection August 3, 2012, 9:00 a.m.]

## DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

**Amendment to the 2012 Action Plan**

The Commonwealth amended its Federal Fiscal Year (FFY) 2012 Annual Action Plan (Action Plan) for funding received from the United States Department of Housing and Urban Development (HUD). The amendment will make a minor change to the administration of the Emergency Solutions Grant (ESG). This notice serves as the notification to the public as outlined in the Commonwealth of Pennsylvania—Citizen Participation Plan to the Consolidated Plan and Related Documents—January, 2009—Section IV—Amendments.

The following changes to the FFY 2012 Action Plan for the ESG program do not change the priorities, the goal statements or method of distribution of HUD funds under this program. Thus, the changes do not require public comment, only public notification.

**Changes:**

*Name of Program*—Emergency Solutions Grant and will be abbreviated as ESG.

*Fund Allocation*—2012 ESG allocation will be \$5,816,323.

*Eligible Applicants*—Any general purpose unit of local government, including cities, boroughs and townships, towns, counties, home rule municipalities and communities that desire to apply "on behalf of" other municipalities.

*Match Requirements*—A dollar for dollar match is required for all ESG grants.

The first \$100,000 of the Commonwealth's fiscal year grant is not required to be matched. However, the Department of Community and Economic Development (Department) must transfer the benefit of this exception to its subrecipients that are least capable of providing matching contributions. The criteria to be used to define the neediest providers will be:

- Annual operating budget of less than \$100,000.

- Serving an area with predominately low and moderate income (LMI) persons (more than 60% LMI).

The 2012 Action Plan containing these amendments will be able to be viewed on the Department's web site under the Publications section at [www.newpa.com/strengthen-your-community/technical-assistance](http://www.newpa.com/strengthen-your-community/technical-assistance).

C. ALAN WALKER,  
*Secretary*

[Pa.B. Doc. No. 12-1458. Filed for public inspection August 3, 2012, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

**Request for Bids**

The Department of Conservation and Natural Resources is soliciting bids for the following projects. Bid documents can be obtained from the Administrative Services Section, Bureau of Facility Design and Construction, (717) 787-5055.

*FDC-302-6975.1—General Construction—Rehabilitation of Park Facilities, Pavia Township, Bedford County.* Work included under this contract consists of, but is not limited to: demolition of the existing pool comfort station; construction of a new comfort station and associated gravity sewer, waterline and miscellaneous utilities; swimming pool improvements including: renovations to provide pool entry ramp, new gutter system, new PVC liner, new 5,000 gallon surge tank, replacement of pool piping and valves, new ladders, lifeguards stands and other related features; removal of concrete pool deck, installation of new concrete deck and removal and replacement of new fencing; pool filtration system improvements consisting of new chemical storage and feed equipment; installation of a new drip irrigation sewage disposal system; removal and replacement of existing pool filtration building's roof, including new sheathing, fascia, drip edge, gutters, felt underlayment and doors; construct a 13.5' x 10' addition onto the existing pool filtration building to store the new liquid

chlorine tanks; and installation of new ADA parking spaces and associated walkways and regrading and paving of the north parking lot. Bid documents will be available on or after August 6, 2012. The bid opening will be held on September 6, 2012.

*FDC-302-6975.2—Mechanical Construction—Rehabilitation of Park Facilities, Pavia Township, Bedford County.* Work included under this contract consists of the providing and installing of exhaust fans and their associated ductwork, grilles, safety switches and occupancy sensors. The providing and installing of one unit heater. Bid documents will be available on or after August 6, 2012. The bid opening will be held on September 6, 2012.

*FDC-302-6975.3—Plumbing Construction—Rehabilitation of Park Facilities, Pavia Township, Bedford County.* Work included under this contract consists of upgrading electrical service, power and lighting to filter building. Provide and install sanitary sewer and potable water

services to the comfort station. Services to include hot water heater, piping and all necessary appurtenances to complete the plumbing systems. Bid documents will be available on or after August 6, 2012. The bid opening will be held on September 6, 2012.

*FDC-302-6975.4—Electrical Construction—Rehabilitation of Park Facilities, Pavia Township, Bedford County.* Work included under this contract consists of upgrading electrical service, power and lighting to filter building. Provide and install electrical power and lighting to filter building addition and comfort station. Bid documents will be available on or after August 6, 2012. The bid opening will be held on September 6, 2012.

RICHARD J. ALLAN,  
Secretary

[Pa.B. Doc. No. 12-1459. Filed for public inspection August 3, 2012, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

#### APPLICATIONS

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

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

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

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

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

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

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

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

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

### I. NPDES Renewal Applications

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0032166 (Sewage)	Delaware Valley School District STP 236 Rte 6/209 Milford, PA 18337	Pike County Westfall Township	Delaware River (1-D)	Y
PA0062243 (Sewage)	Borough of Nesquehoning (Nesquehoning Regional Sewage Treatment Plant) 114 W. Catawissa Street Nesquehoning, PA 18240-1511	Carbon County Nesquehoning Borough	Nesquehoning Creek (2-B)	Y
PA0062332 (Sewage)	Eaton Hills Development STP Grandview Drive, Eaton Township	Wyoming County Eaton Township	Susquehanna River (4-G)	Y
PA0034029 (Sewage)	Lehigh County Authority Sand Spring Wastewater Treatment Plant 4150 Sand Spring Road Schnecksville, PA 18078	Lehigh County North Whitehall Township	Unnamed Tributary to Coplay Creek (2-C)	Y
PA0061433 (Sewage)	Bunker Hill Sewer Company Bunker Hill Subdivision Twp Road 471 Factoryville, PA 18419	Wyoming County Clinton Township	Unnamed Tributary to South Branch Tunkhannock Creek (4-F)	Y
PA0062715 (Storm Water)	Sunoco Logistics Partners Kingston Terminal Edwardsville, PA 18704-3102	Luzerne County Edwardsville Borough	Toby Creek (5-B)	Y
PA0062723 (Storm Water)	Sunoco Partners Market & Terminal - Fullerton 2480 Main Street Whitehall, PA 18052	Lehigh County Whitehall Township	Unnamed Tributary to Lehigh River (2-C)	Y
PA0060887 (Sewage)	Mugg's Country Kitchen & Sandy Beach Motel State Route 6 Hawley, PA 18428	Pike County Palmyra Township	Unnamed Tributary to Decker Brook (01B)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0008893 (IW)	Team Ten, LLC 1600 Pennsylvania Avenue Tyrone, PA 16686	Blair County / Tyrone Borough	Bald Eagle Creek / 11-A	Y
PA0247928 (Sew)	Hopewell Township 415 Three Square Hollow Road Newburg, PA 17240	Cumberland County/ Hopewell Township	UNT to Peebles Run / 7-B	Y
PA0087076 (IW/GWCU)	Hershey & Entertainment Resort Company (Laundry Facility) 300 Park Boulevard Hershey, PA 17033	Dauphin County / Derry Township	Spring Creek / 7-D	Y
PA0083470 (Sew)	Paradise Township Sewer Authority 2 Township Drive, PO Box 40 Paradise, PA 17562	Lancaster County / Paradise Township	Pequea Creek / 7-K	Y

*Northcentral Region: Clean Water Program Manager, 208 West Third Street, Williamsport, PA 17701*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0218839 (Sewage)	Cherry Tree STP Stiffertown Road Burnside Twp, PA 15701	Clearfield County Burnside Township	West Branch Susquehanna River (8-B)	Y
PA0228478 (Sewage)	Potts Grove Wastewater Treatment Plant 4842 State Route 642 Milton, PA 17847	Northumberland County East Chillisquaque Township	Chillisquaque Creek (10-D)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0005029 (Industrial Waste)	Piney Power Plant 2000 River Road, Clarion, PA 16214	Clarion County Piney Township	Clarion River (17-B)	Y
PA0239798 (Sewage)	Kevin M. Flanagan SRSTP 9915 Jones Road, Erie, PA 16510	Erie County Greene Township	Sixmile Creek (15)	Y
PA0102628 (Sewage)	Henderson Township STP, First Street, Stump Creek, PA 15863-0056	Jefferson County Henderson Township	Stump Creek (17-D)	Y
PA0030104 (Sewage)	Frenchcreek Township WWTP, 4507 Georgetown Road, Franklin, PA 16323	Venango County Polk Borough	Little Sandy Creek (16-G)	Y
PA0222275 (Sewage)	Dear, Inc. d/b/a Lakeview Estate Personal Care Home 12430 East Lake Road North East, PA 16428-3545	Erie County North East Township	Unnamed storm sewer tributary to Lake Erie (15)	Y
PA0239054 (Sewage)	Robert F Deinert SFTF 29864 Lake Creek Road Cochranon, PA 16314	Crawford County Wayne Township	Lake Creek (16-D)	Y
PA0210668 (Sewage)	Andromeda House 39132 Mt Pleasant Road Spartansburg, PA 16434	Crawford County Bloomfield Township	Unnamed Tributary to Pine Hollow Run (16-E)	Y
PA0239828 (Industrial Waste)	Troyer 1 Mine Wheelertown Road Waterford, PA 16441	Erie County Le Boeuf Township	Wheeler Creek (16-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0009466 (Industrial Waste)	Vale Wood Dairy PO Box 203 Cresson, PA 16630-0203	Cambria County Munster Township	Clearfield Creek (8-C)	Y

**II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications***Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

**PA0244252**, SIC Code 3316, 3452, **Southco Inc.**, 210 North Brinton Lake Road, Concordville, PA 19331. Facility Name: Southco Concordville Facility. 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 stormwater and non-contact cooling water.

The receiving stream(s), Unnamed Tributary to West Branch Chester Creek, 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 an average stormwater flow.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Daily Maximum</i>		
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Dissolved Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Lead	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Monitoring Point 101 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 201 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 301 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 401 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 501 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Annual Average</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Monitoring Point 601 are based on a design flow of 0.00144 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Instant. Minimum</i>	<i>Average Monthly</i>		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110

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

- A. Small Stream discharge
- B. Change of ownership



- C. TMDL/WLA Analysis
- D. Laboratory Certification
- E. Chemical Additive Condition
- F. Stormwater Condition

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

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

**PA0020893**, Sewage, SIC Code 4952, **Manheim Borough Wastewater Treatment Facility**, 18 E High Street, Manheim, PA 17545-1505. Facility Name: Manheim STP. This existing facility is located in Manheim Borough, **Lancaster County**.

Description of Existing Activity: The application is for a modification to the NPDES permit for an existing discharge of treated sewage. The proposed effluent limits for Outfall 001 are based on a design flow of 1.14 MGD.

The modification will allow Total Nitrogen Offsets for hauled-in septage from residential sources within the same municipal 537 planning area, at a rate of 3 lbs. of Total Nitrogen offsets per 1000 gallons of septage accepted and processed at the facility within the same compliance year. Delivery ratios are also being added for the calculation of credits.

The receiving stream(s), Chickies Creek is located in State Water Plan watershed 7-G and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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.

**Application No. PA0088706**, Concentrated Animal Feeding Operation (CAFO), **Pork Champ, LLC**, 572 Waldo-Fulton Road, Waldo, OH 43356.

Pork Champ, LLC has submitted an application for an Individual NPDES permit for an existing CAFO known as Hibred Swine Farm, located at 415 Forest Road, Denver, PA 17517 in West Cocalico Township.

The CAFO is situated near unnamed tributary to Cocalico Creek in Watershed 7-J, which is classified for high quality warm water fishery. The CAFO is designed to maintain an animal population of approximately 571.9 animal equivalent units (AEUs) consisting of 1390 hogs. Manure is collected and stored in a 2-stage clay lined earthen storage lagoon. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

The permit application and draft permit are on file at the Southcentral Regional Office of the Department. You may make an appointment to review the files by calling the File Review Coordinator at 717.705.4732.

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

**PA0081582**, Sewage, SIC Code 4952, **Possum Valley Municipal Authority**, PO Box 420, Bendersville, PA 17306-0420. Facility Name: Possum Valley STP. This existing facility is located in Menallen Township, **Adams 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, Opossum Creek, is located in State Water Plan watershed 7-F and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.120 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
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	XXX	XXX	XXX	0.45	XXX	1.48
CBOD <sub>5</sub>	25	40	XXX	25	40	50
		Wkly Avg				
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	30	45	XXX	30	45	60
		Wkly Avg				
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	6.0	XXX	XXX	6.0	XXX	12
Nov 1 - Apr 30	18	XXX	XXX	18	XXX	36
Total Phosphorus	2.0	Report	XXX	2.0	XXX	4.0
		Total Annual				

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

The EPA Waiver is in effect.

*Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448, Telephone: 570.327.3664.*

**PA0009270**, SIC Code 2047, **Del Monte Corp**, 6670 Lowe Street, Bloomsburg, PA 17815-8613. Facility Name: Del Monte Bloomsburg Plant. This existing facility is located in South Centre Township, **Columbia 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), Susquehanna River, is located in State Water Plan watershed 5-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.4 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
BOD <sub>5</sub>	754	1507	XXX	Report	Report	565
Total Suspended Solids	917	1833	XXX	Report	Report	687
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	400
Oct 1 - Apr 30	XXX	XXX	XXX	XXX	XXX	400
Ammonia-Nitrogen	Report	Report	XXX	7.8	13.3	19.5

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen (Interim)	Report	Report			
(Final)	Report	33196			
Net Total Phosphorus (Interim)	Report	Report			
(Final)	Report	1492			

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

\* The compliance date for Net Total Nitrogen and Net Total Phosphorus will begin on October 1, 2014. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2015. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2014.

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 not in effect.

**PA0209228 A-1**, Sewage, SIC Code 4952, **Lycoming County Water & Sewer Authority**, 216 Old Cement Road, Montoursville, PA 17754. Facility Name: LCWSA WWTP. This existing facility is located in Fairfield Township, **Lycoming County**.

Description of Existing Activity: The application is for an NPDES permit amendment for an existing discharge of treated Sewage. The permit was amended to modify the current Substantial Completion Date and to include nitrogen and phosphorous loads

The receiving stream(s), Tules Run and West Branch Susquehanna River, is located in State Water Plan watershed 10-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.5 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</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	XXX	XXX	XXX	0.5	XXX	1.6
CBOD <sub>5</sub>	313	500	XXX	25	40	50
BOD <sub>5</sub>						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	375	563	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	XXX

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report		Report	
Kjeldahl—N	Report			Report	
Nitrate-Nitrite as N	Report			Report	
Total Nitrogen	Report	Report		Report	
Total Phosphorus	Report	Report		Report	
Net Total Nitrogen					
(Interim)	Report	Report			
(Final)	Report	34,703			
Net Total Phosphorus					
(Interim)	Report	Report			
(Final)	Report	4,627			

\* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Trading of Nutrients and Sediment Reduction Credits Policy and Guidelines (Document #392-0900-001, December 30, 2006). The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

\* The compliance date for Net Total Nitrogen and Net Total Phosphorus began on October 1, 2011. Since these reporting requirements are annual loads, the reporting on compliance with the annual limitations will be required to be

reported on the Supplemental DMR—Annual Nutrient Summary by November 28, 2012. This facility is required to monitor and report for Net Total Nitrogen and Net Total Phosphorus from the effective date of the permit until September 30, 2012.

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 not in effect.

*Southwest Regional Office: Regional Manager, Clean Water, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; 412-442-4000*

**PA0254576, Frank J. Pelly Jr.**, 150 Lake Drive, Wexford, PA 15090. Facility Name: Frank J. Pelly Jr Single Residence STP. This proposed facility is located in New Sewickley Township, **Beaver County**.

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

The receiving stream(s), Unnamed Tributary to unnamed tributary of Crows Run, is located in State Water Plan watershed 20-G and is classified for Warm Water Fishes. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0005 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Geometric Mean		
Flow (MGD)	0.0005	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	3.0	XXX	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	10	XXX	XXX	20
			Avg Mo			
Total Suspended Solids	XXX	XXX	10	XXX	XXX	20
			Avg Mo			
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Mar 31	XXX	XXX	XXX	2,000	XXX	10000

The EPA Waiver is in effect.

*Northwest Regional Office: Regional Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Telephone: 814.332.6942.*

**PA0026387- Amendment No. 1**, Sewage, SIC Code 4952, **Saint Marys Municipal Authority**, P O Box 1994, Saint Marys, PA 15857-1994. Facility Name: St Marys WWTP. This existing facility is located in Saint Marys, **Elk County**.

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

This amendment will change the final, water quality based zinc limit by applying the results of a chemical translator study. Additional whole effluent toxicity (WET) testing has also justified the removal of the permit limit and associated monitoring requirement.

The receiving stream, Elk Creek, is located in State Water Plan watershed 17-A 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 revision to the effluent limits for Outfall 001 are based on a design flow of 4.31 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	
Total Zinc	5.5	XXX	XXX	0.153	XXX	0.31

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

**PA0027511**, Sewage, SIC Code 4952, **New Castle Sanitary Authority**, 110 East Washington Street, New Castle, PA 16101-3815. Facility Name: New Castle WWTP. This existing facility is located in the City of New Castle, **Lawrence County**.

Description of Existing Activity: The application is for a renewal (third draft) of an NPDES permit for an existing discharge of treated domestic sewage, pretreated non-oil and gas industrial wastewaters and oil and natural gas wastewater from conventional well sources, as authorized by the Authority's industrial pretreatment program (wastewater from shale gas extraction activities is prohibited).

The receiving stream, the Mahoning River, is located in State Water Plan watershed 20-B and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 17 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.27	XXX	0.9
CBOD <sub>5</sub>	3,544	5,671	XXX	25	40	50
Total Suspended Solids	4,253	6,380	XXX	30	45	60
Total Dissolved Solids (Interim)	Report	Report	XXX	XXX	Report	XXX
(Final)	75,000	Daily Max 150,000	XXX	XXX	Daily Max Report	XXX
Osmotic Pressure	XXX	Daily Max XXX	XXX	Report	Daily Max XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Geo Mean						
Ammonia-Nitrogen						
May 1 - Oct 31	2,268	XXX	XXX	16	XXX	32
Total Barium	Report	XXX	XXX	Report	XXX	XXX
Total Strontium	Report	XXX	XXX	Report	XXX	XXX
Sulfate	Report	XXX	XXX	Report	XXX	XXX
Total Uranium (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	Report	XXX	XXX	Report	XXX	XXX
Chloride	Report	XXX	XXX	Report	XXX	XXX
Bromide	Report	XXX	XXX	Report	XXX	XXX
Gross Alpha (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Radium 226/228, Total (pCi/L)	XXX	XXX	XXX	Report	XXX	XXX
Chronic toxicity (Ceriodaphnia) (TUc)						
(Interim)	XXX	XXX	XXX	Report	XXX	XXX
(Final)	XXX	XXX	XXX	5.6	XXX	XXX
Chronic toxicity (Pimephales) (TUc)						
(Interim)	XXX	XXX	XXX	Report	XXX	XXX
(Final)	XXX	XXX	XXX	5.6	XXX	XXX

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

- Federal Pretreatment Program
- Total Residual Chlorine Minimization
- Whole Effluent Toxicity (WET) testing for the permit renewal
- Chronic WET limit schedule of compliance
- Total Dissolved Solids limit schedule of compliance
- eDMR reporting requirement
- Requirement for a Radiation Protection Action Plan

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

**PA0002135**, Industrial Waste, SIC Code 2911, **Calumet Penreco LLC**, 138 Petrolia Street, Karns City, PA 16041-9222. Facility Name: Calumet Penreco. This existing facility is located in Karns City Borough, **Butler County**.

Description of Existing Activity: The application is for an amendment of an NPDES permit for an existing discharge of treated industrial waste, treated stormwater, and untreated stormwater. Changes to the permit include revision of final heat rejection rate limits as a result of a successfully completed 316(a) thermal variance study, removal of Outfall 004 as an outfall due to removal of treatment ponds, and reducing of monitoring frequency at Outfall 005 as a result of operational changes.

The receiving stream(s), South Branch Bear Creek and unnamed tributaries to South Branch Bear Creek, is located in State Water Plan watershed 17-C and 18-F and is classified for Cold Water Fishes, Warm Water Fishes and 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 0.356 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Daily Average</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Heat Rejection Rate (MBTUs/day)						
Jan 1-31	96	XXX	XXX	XXX	XXX	XXX
Feb 1-29	79	XXX	XXX	XXX	XXX	XXX
Mar 1-31	112	XXX	XXX	XXX	XXX	XXX
Apr 1-15	176	XXX	XXX	XXX	XXX	XXX
Apr 16-30	153	XXX	XXX	XXX	XXX	XXX
May 1-15	117	XXX	XXX	XXX	XXX	XXX
May 16-31	125	XXX	XXX	XXX	XXX	XXX
Jun 1-15	97	XXX	XXX	XXX	XXX	XXX
Jun 16-30	115	XXX	XXX	XXX	XXX	XXX
Jul 1-31	66	XXX	XXX	XXX	XXX	XXX
Aug 1-15	48	XXX	XXX	XXX	XXX	XXX
Aug 16-31	55	XXX	XXX	XXX	XXX	XXX
Sep 1-15	69	XXX	XXX	XXX	XXX	XXX
Sep 16-30	62	XXX	XXX	XXX	XXX	XXX
Oct 1-15	59	XXX	XXX	XXX	XXX	XXX
Oct 16-31	57	XXX	XXX	XXX	XXX	XXX
Nov 1-15	76	XXX	XXX	XXX	XXX	XXX
Nov 16-30	67	XXX	XXX	XXX	XXX	XXX
Dec 1-31	100	XXX	XXX	XXX	XXX	XXX
CBOD <sub>5</sub>						
May 1 - Oct 31	47.5	95	XXX	16	32	40
Nov 1 - Apr 30	95	190	XXX	32	64	80
Total Suspended Solids	Report	Report	XXX	45	135	135
Oil and Grease	Report	XXX	XXX	15	XXX	30
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	XXX
Ammonia-Nitrogen				Geo Mean		
May 1 - Oct 31	4	8	XXX	1.3	2.6	3.25
Nov 1 - Apr 30	11.5	23	XXX	3.9	7.8	9.75
Total Aluminum	1.43	2.86	XXX	0.48	0.96	1.2
Total Copper	0.065	0.13	XXX	0.022	0.044	0.055
Total Iron	4.61	9.22	XXX	1.56	3.12	3.9
Total Lead	0.032	0.065	XXX	0.011	0.022	0.027
Total Manganese	2.3	4.6	XXX	0.77	1.54	1.93
Total Zinc	Report	Report	XXX	0.058	0.15	0.15

The proposed effluent limits for Outfall 002 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>			<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 005 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfalls 006-014 and 031-034 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 020 and 022 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 023 are based on a design flow of 0.000000 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average		Minimum	Average		
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Aluminum	XXX	XXX	XXX	Report	XXX	XXX
Total Copper	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Manganese	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	XXX	XXX

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

- Stormwater Sampling Requirements
- Chemical Additives
- Temperature and Flow Verification Evaluation
- Measurement of Thermal Effluent Limitations
- Requirement for Continuation of 316(a) Thermal Variance

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

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

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*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401.*

**WQM Permit No. 4612403**, Sewage, **Franconia Sewer Authority**, 671 Allentown Road, Telford, PA 18969-2205.

This proposed facility is located in Franconia Township, **Montgomery County**

Description of Action/Activity: 2850 LF of sanitary sewer along Skippack Creek tributary and 3900 LF with Allentown Rd.

**WQM Permit No. 1512412**, Sewage, **West Goshen Township Sewer Authority**, 848 S. Concord Road, West Chester, PA 19382.

This proposed facility is located in West Goshen Township, **Chester County**.

Description of Action/Activity: Construction of a new sanitary force main connecting 14 grinder pumps serving new homes.

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

**WQM Permit No. 2812201**, CAFO, **Joshua Martin Farms** 167 Overcash Road Chambersburg, PA 17202.

This proposed facility is located in Guilford Township, **Franklin County**.

Description of Proposed Action/Activity: Seeking approval for the construction of a 160' diameter, 16' deep circular concrete manure storage structure to serve an existing dairy/heifer operation.

**WQM Permit No. 3612203**, CAFO, **Hidden Acres Farms**, 2115 Rohrer Road, Manheim, PA 17545.

This proposed facility is located in Rapho Township, **Lancaster County**.

Description of Proposed Action/Activity: Seeking approval for the construction of a new wine barn with underneath shallow pit storage and a HDPE lined earthen manure storage.

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

**WQM Permit No. 3712401**, Sewerage, **Lawrence Hickory Municipal Authority**, P. O. Box 7957, New Castle, PA 16107

This proposed facility is located in Hickory Township, **Lawrence County**.

Description of Proposed Action/Activity: Application to construct and operate a sewage extension and three pump stations. All sewage will be treated at the New Castle Sanitation Authority sewage treatment plant.

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### IV. NPDES Applications for Stormwater Discharges from MS4

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### V. Applications for NPDES Waiver Stormwater Discharges from MS4

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

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## NOTICES

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*Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1503071-R	Toll Brothers, Inc. 1180 Station Boulevard Chester Springs, PA 19425-3881 Orleans Homebuilders 333 Street Road, Suite 101 Bensalem, PA 19020-2051	Chester	West Vincent Township	Pickering Creek (HQ-TSF-MF)
PAI01 151218	Brown Family Partnership 125 Limestone Road Oxford, PA 19363	Chester	Penn Township	Unnamed Tributary East Branch Big Elk Creek (HQ-TSF-MF)
PAI01 151219	David E. Herbener 1292 Jaini Lane Birchrunville, PA 19421	Chester	West Vincent Township	Unnamed Tributary Birch Run (EV)

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

*Lehigh County Conservation District: Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Road, Allentown, PA 18104, 610-391-9583.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023912008	John Burkos Faust Hauling, Inc. 7531 Ruppssville Rd. Trexlerstown, PA 18087	Lehigh	Upper Macungie Twp.	Iron Run, HQ-CWF, MF
PAI023912010	City of Allentown Edwin Pawlowski 3000 Parkway Blvd. Allentown, PA 18104	Lehigh	City of Allentown	Little Lehigh Creek, HQ-CWF, MF

*Pike County Conservation District: 556 Route 402, Ste. 1, Hawley, PA 18428, 570-226-8220.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025212002	PPL Blooming Grove-Hemlock 138/69kV Transmission Line Two North Ninth St. Allentown, PA 18101	Pike	Blooming Grove Twp.	Blooming Grove Creek, HQ-CWF, MF; Shohola Creek, HQ-CWF, MF; Notch Brook, HQ-CWF, MF; Holsey Run, HQ-CWF, MF; York Creek, HQ-CWF, MF; Tarkill Creek, HQ-CWF, MF; Bushkill Creek, HQ-CWF, MF

*Northampton County Conservation District: 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064, 610-746-1971.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024812009	PPL Electric Utilities Corp. Jason E. Smeltz Two North Ninth St. (GENN 3) Allentown, PA 18101	Northampton	Bushkill Twp., Upper Nazareth Twp., Stockertown Borough, Palmer Twp., Plainfield Twp.	Bushkill Creek, HQ-CWF, MF; Bushkill Creek UNT, HQ-CWF, MF

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

*Lycoming County Conservation District: 542 County Farm Road Suite 202, Montoursville, PA 17754, (570) 433-3003*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044112006	Kent Morton Moxie Patriot LLC 612 Center St S Ste 200 Vienna VA 22180	Lycoming	Clinton Township	UNT to W.B. Susquehanna River WWF, MF

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. (412) 442.4315*

<i>Permit No.</i>	<i>Applicant &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI051112001	Cresson Township Municipal Authority 717 Portage Road Cresson, PA 16630	Cambria	Cresson & Munster Townships	Noels Creek (HQ-CWF) Little Conemaugh (CWF)
PAI055612002	Pennsylvania Department of Transportation Dist. 9-0 1620 North Juanita Street Hollidaysburg, PA 16648	Somerset	Seven Springs Borough & Middlecreek Township	Allen Creek (HQ-CWF)

#### **VII. List of NOIs for NPDES and/or Other General Permit Types**

PAG-12      CAFOs

### **STATE CONSERVATION COMMISSION**

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

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

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

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

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

#### **NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
GNH Farms, LLC 224 White Church Road Elysburg, PA 17824	Columbia	495.5	622.11	Layers, Swine, Beef, Horses	HQ	Renewal
John Pfleeger 460 Gold Rd. Muncy, PA 17756	Northumberland	376.9	682.47	Swine and Beef	NA	New

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal / New</i>
Randy Weaver Smaltz Road Womelsdorf, PA 19567	Berks	0	541.8	Layers	N/A	New
Robert Stitt 136 Winding Lane Lewistown, PA 17044	Mifflin	47.5	362.15	Turkey	N/A	Renewal
Terry Hershey 573 Strasburg Rd Paradise, PA 17562	Lancaster	82	487.08	Swine	NA	R
Kenneth Gebhart Blue Berry Hill Farm 2950 Centennial Road Hanover, PA 17331	Adams	542.5	556.73	Swine	NA	Renewal

**PUBLIC WATER SUPPLY (PWS) PERMITS**

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

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

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

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

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

**SAFE DRINKING WATER**

**Applications Received Under the Pennsylvania Safe Drinking Water Act**

*Southeast Region: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401*

<b>Permit No. 1512507</b> , Public Water Supply	
Applicant	<b>Avonwheel Estates Mobile Home Park</b>
Township	London Grove

County	<b>Chester</b>
Responsible Official	W. Robert Landis 310 N. High Street West Chester, PA 19380
Type of Facility	PWS
Consulting Engineer	Safe Drinking Water Quality Management, Inc. 1513 N. Line Street Lansdale, PA 19446
Application Received Date	May 18, 2012
Description of Action	Installation of poly-phosphate chemical feed system to reduce calcium carbonate deposition due to hard water.

**Permit No. 1512508**, Public Water Supply

Applicant	<b>Atglen Borough</b>
Township	Atglen Borough
County	<b>Chester</b>
Responsible Official	Lawrence C. Lavenberg Vice President PO Box 250 Atglen, PA 19310
Type of Facility	PWS
Consulting Engineer	Becker Engineering, LLC 115 Millersville Road Lancaster, PA 17603
Application Received Date	June 25, 2012
Description of Action	Development of new well #4 and construction of a new house with treatment.

*Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**Permit No. 2812501**, Public Water Supply.

Applicant	<b>Mercersburg Water Authority</b>
Municipality	Peters Township

County **Franklin**  
 Responsible Official Ed Twine, Authority Chairman  
 113 South Main Street  
 Mercersburg, PA 17236

Type of Facility Public Water Supply

Consulting Engineer Lance S Kegerreis, P.E.  
 Dennis E. Black Engineering  
 Inc.  
 2400 Philadelphia Avenue  
 Chambersburg, PA 17201

Application Received: 7/12/2012

Description of Action Mud well expansion project.

**Permit No. 6712512**, Public Water Supply.

Applicant **Stewartstown Borough  
 Authority**

Municipality Hopewell Township

County **York**

Responsible Official Gary S. Hook, Authority  
 Chairman  
 Borough Office  
 6 North Main Street  
 Stewartstown, PA 17363

Type of Facility Public Water Supply

Consulting Engineer Dennis E Sarpen, P.E.  
 Holley & Assoc.  
 18 S. George St.  
 York, PA 17402

Application Received: 7/3/2012

Description of Action Delete nitrate treatment from  
 Well 5 and Well 7.

#### MINOR AMENDMENT

#### Applications Received Under the Pennsylvania Safe Drinking Water Act

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

#### Application No. 6512507MA, Minor Amendment.

Applicant **Municipal Authority of  
 Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672

[Township or Borough] Salem Township

Responsible Official Christopher Kerr, Resident  
 Manager Municipal Authority of  
 Westmoreland County 124 Park  
 & Pool Road New Stanton, PA  
 15672

Type of Facility Water system

Consulting Engineer

Application Received Date July 5, 2012

Description of Action Installation of approximately  
 1,700 feet of 12-inch waterline.

#### Application No. 6512508MA, Minor Amendment.

Applicant **Municipal Authority of  
 Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672

[Township or Borough] Ligonier Township

Responsible Official Christopher Kerr, Resident  
 Manager  
 Municipal Authority of  
 Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer

Application Received Date July 5, 2012

Description of Action Installation of approximately  
 5,100 feet of 8-inch waterline.

#### Application No. 5612505MA, Minor Amendment.

Applicant **Somerset Township  
 Municipal Authority**  
 PO Box 247  
 Somerset, PA 15501

[Township or Borough] Somerset Township

Responsible Official Nancy Aultz, Manager  
 Somerset Township Municipal  
 Authority  
 PO Box 247  
 Somerset, PA 15501

Type of Facility Water system

Consulting Engineer Somerset Planning &  
 Engineering Services, LLC  
 222 West Main Street  
 Suite 100  
 Somerset, PA 15501

Application Received Date July 11, 2012

Description of Action Installation of a meter pit,  
 approximately 12,000 L.F. of  
 8-inch waterline and  
 appurtenances.

#### WATER ALLOCATIONS

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

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

**WA30-587H, Water Allocations. Southwestern  
 Pennsylvania Water Authority**, PO Box 187, 1442  
 Jefferson Road, Jefferson, PA 15344, **Greene County**.  
 The applicant is requesting the right to increase their  
 current water allocation withdrawal from the Mononga-  
 hela River to 16.1 MGD. This will be accomplished with a  
 two-phase water treatment plant expansion. The first  
 phase will provide treatment for up to 9.22 MGD and the  
 second phase will increase treatment plant capacity to  
 16.1 MGD.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 1

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

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

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

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

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

*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Pennsylvania Extruded Tube Company (PEXCO)**, 982 Griffin Pond Road, Scott Township and South Abington Township, **Lackawanna County**. Erin Palko, Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066 has submitted a Notice of Intent to Remediate on behalf of her client, Pennsylvania Extruded Tube Company, P. O. Box 1280, Scranton, PA 18510, concerning the remediation of groundwater found to have been impacted by lubricating oils/fluids. The applicant proposes to remediate the site to meet the Non-Residential Statewide Health Standard for groundwater. The intended future use of the property includes the continued manufacture of specialty steel tube. A summary of the Notice of Intent to Remediate is expected to be published in a local newspaper serving the general area sometime in the near future.

**Slifer Residence**, 238 Main Street, Walnutport Borough, **Northampton County**. Richard Trimpi and Janine Jacobs have submitted a Notice of Intent to Remediate on behalf of their client, Dustin Slifer, 248 Main Street, Walnutport, PA 18088, concerning the remediation of soil found to have been impacted by #2 fuel oil as a result of a vehicular collision which caused a crack in the fuel oil supply line at the base of the above ground storage tank. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended future use of the site is residential. A summary of the Notice of Intent to remediate was published in *The Express Times* on March 26, 2012.

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

**Former BP Terminal No. 4556**, 34 Sinclair Road, Mechanicsburg, PA 17055, Mechanicsburg Borough, **Cumberland County**. Antea Group, 780 East Market Street, Suite 120, West Chester, PA 19382, on behalf of Atlantic Richfield Company, a BP Products North America Inc. Affiliated Company, 501 West Lake Boulevard, WL1-28.1608, Houston, TX 77079 and Pennsylvania Terminals Corporation, PO Box 2621, Harrisburg, PA 17105-2621, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with leaded and unleaded gasoline. The former bulk petroleum bulk storage site will be remediated to the Site Specific standard. Intended future use is non-residential.

*Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Brian Anderson Property**, Washington Township, **Jefferson County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412 on behalf of State Farm Insurance Company, One State Farm Drive, Ballston Spa, NY 12020 has submitted a Notice of Intent to Remediate. A home heating oil tank release resulted in the release of approximately 150 gallons of heating oil onto the soil. Future use of the property will be residential. The Notice of Intent to Remediate was published in the *DuBois Courier Express* on May 31, 2012. The proposed cleanup standard for the site is Statewide Health.

### DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMIT

**Applications Received Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**General Permit Application No. WMGR081D036. iGreen Recycling, LLC**, 300 Corporate Drive Reading, PA 19605. This application is for a renewal of a residual waste general permit for processing, recycling and beneficial use of electronic materials. Processing is limited to dismantling, sorting, and packaging/shipping of electronic waste materials. The application for determination of applicability was deemed to be administratively complete by Central Office on July 23, 2012.

Persons interested in reviewing the applications may contact Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 8472, Harrisburg, PA 17105-8472, 717-787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Application(s) received Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915*

**Permit Application No. 101308. Waste Management of Pennsylvania, Inc.**, 2710 Golden Key Road, Kutztown, PA 19530. A permit renewal application for the continued operation of this municipal solid waste transfer station located in Weisenberg Township, **Lehigh County**. The application was received in the Regional Office on June 28, 2012, and was found to be administratively complete as of July 19, 2012.

**Permit Application No. 100020. IESI Bethlehem Landfill Corporation**, 2335 Applebutter Road, Bethlehem, PA 18015. A permit renewal application for the continued operation of this municipal waste landfill located in Lower Saucon Township, **Northampton County**. The application was received in the Regional Office on July 6, 2012 and was found to be administratively complete as of July 23, 2012.

Comments concerning the application should be directed to William Tomayko, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania 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 NEW SOURCES AND MODIFICATIONS

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

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

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

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

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

#### PLAN APPROVALS

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

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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**66-318-007: Procter & Gamble Paper Products Co.** (PO Box 32, Mehoopany, PA 18629-0032) for the ability to

apply a new polymer suspension to certain products at their facility in Washington Township, **Wyoming County**.

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

*Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**63-00972: Centennial Energy, LLC** (3773 Cherry Creek North Drive, Denver, CO 80209) for loading Y-Grade Liquefied Natural Gas (LNG) from pressurized tanker trucks to rail tankers using a vapor recovery system and on board truck pump at the Allenport Transloading Facility in Allenport Borough, **Washington County**. This is a Minor Facility Plan Approval application submittal.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**62-172B: Glenn O. Hawbaker—Brokenstraw Plant** (711 East College Avenue, Bellefonte, PA 16823) for an increase in the tons per hour capacity of the plant from 350 tons per hour (tph) to 500 tph and the modification of requirements for sources 031, 032 and 034 in State Only Operating Permit 62-00172. The plant will be capable of producing 500 tons per hour and will consist of various crushers, screens, conveyors and stackers. This facility is located at 110 Muzzle Loaders Lane, Pittsfield, PA 16340, which is in Pittsfield Township, **Warren County**.

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**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act 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*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**10-379A: XTO Energy,—dba Mountain Gathering LLC—Penn Cryo Facility** (810 Houston Street, Fort Worth, TX 76102-6203) for installation of a 125 MMcf/d natural gas processing plant at 230 Hicks Road, Renfrew, PA 16053. Sources at the site will include a process heater, process storage tanks, a gas processing plant and facility roadways. This facility is in Penn Township, **Butler County**.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 10-374A to XTO Energy dba Mountain Gathering LLC for the installation of a process heater, process storage tanks, a gas processing plant and facility roadways, for the Penn Cryo Facility located in Penn Township, Butler County. The Plan Approval will subsequently be incorporated into a facility Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 10-379A is for the installation of a process heater, process storage tanks, a gas processing plant and facility roadways. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources will have the potential to emit approximately 11.73 tons per year (tpy) of particulate matter, 7.91 tpy of carbon monoxide (CO), 6.74 tpy of

volatile organic compounds, 3.39 tpy of nitrogen oxides, 0.2 tpy of HAPs and 0.06 tpy of sulfur oxides.

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

This facility will be subject to 40 CFR Part 60 Subpart KKK (Standards of Performance for Equipment Leaks of VOC From Onshore Natural Gas Processing Plants) and parts of 40 CFR Part 60 Subpart VV (Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry) which are referenced in Subpart KKK.

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

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

**AMS 12020: Drexel University—University City** (3330 Market Street, Philadelphia, PA 19104) to install and operate twenty-seven (27) natural gas fired boilers and heaters each less than 1.05 MMBtu/hr and six (6) No. 2 fuel oil fired emergency generators each less than or equal to 750 kW. There will be a potential emission increase 16.94 tons per year of nitrogen oxide (NO<sub>x</sub>). The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

#### OPERATING PERMITS

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**Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**15-00027: Johnson Matthey, Inc.** (456 Devon Park Drive, Tredyffrin Township, **Chester County** 19087) for renewal of the Title V Operating Permit in Tredyffrin Township, Chester County. The initial permit was issued on 10-24-2001 and was subsequently renewed on 8-7-2007. The company manufactures inserts for automotive and industrial catalytic converters. As a result of potential emissions of nitrogen oxides (NO<sub>x</sub>) and volatile organic compounds (VOC), the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Renewal does not reflect any change in air emissions from the facility. The facility is subject to the Compliance Assurance Monitoring (CAM) regulation pursuant to 40 CFR Part 64. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-949-705-4863*

**06-05069S: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) to modify formation operations at their Lyon Station Plant in Richmond Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval 06-05069S is for replacing air-rack formation systems 1, 2 and 3 with water bath formation systems and permanently decommissioning air-rack formation systems 4, 5, 6 and 10. The formation systems are controlled by mist eliminators that are best available technology (BAT) for removing sulfuric acid mist. Plan Approval 06-05069S is for installing seven 1.8 mmBtu/hr natural gas fired boilers and installing one 3.75 mmBtu/hr natural gas fired air make-up unit. Use of natural gas and/or propane-air mix fuel is accepted as BAT for combustion products. The plan approval also documents the transfer of 53 tons of NO<sub>x</sub> Emission Reduction Credits from the GenOn REMA, LLC Warren County facility to the East Penn Richmond Township facility. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements. Because of the removal of four air-rack formation systems, the actual air emissions of H<sub>2</sub>SO<sub>4</sub> from the A-3 building will be reduced by one tpy. The new water boilers and air make up unit will have a maximum potential to emit seven tpy of NO<sub>x</sub>, six tpy of CO and one tpy of PM.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests, or for requests for a public hearing. 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.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests, or requests for a public hearing.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

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

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**26-00590: Carlisle Construction Materials** (2000 Summit View Drive, Smithfield, PA 15478) to issue a Title V Operating Permit to Carlisle Construction Materials for the manufacturing of foam insulation in Georges Township, **Fayette County**.

In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a Title V Operating Permit to Carlisle Construction Materials for the manufacturing of foam insulation located in Georges Township, Fayette County.

Sources at this facility include the Hunter Panel process line of polyisocyanurate foam insulating panels. The process is controlled by a Regenerative Thermal Oxidizer (RTO) with 98 percent destruction efficiency. The Insulfoam operation process consists of the manufacturing of expandable polystyrene (EPS0) block. This process is controlled by a RZTO with 98 percent destruction efficiency. Other equipment at this facility includes material storage and handling systems, space heaters and other smaller sources.

This facility has the potential to emit the following type and quantity of air contaminants (on an annual basis): Hunter Panels-49.6 tons per year VOC; and Insulfoam-49.3 tons per year and 5.5 tons per HAPs. No emission or equipment changes are being proposed by this action from previously issued plan approval. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 25 Pa. Code Chapters 121–145.

Any person wishing to provide DEP with additional information that they believe should be considered prior to the issuance of this permit may submit the information to DEP at the address shown above. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify TV 26-00590) and a concise statement regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

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

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**Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**23-00095: Norquay Technology, Inc.** (800 West Front Street, Chester, PA 19016) for a renewal of a State Only Operating Permit in Chester City, **Delaware County**. Norquay Technology, Inc. manufactures specialty chemicals. The facility operates several process reactor systems, fitted with process condensers, which are exhausted through a scrubber vent system. Norquay is being reclassified from a synthetic minor facility to a natural minor facility under this renewal application. This renewal will also incorporate three requests for determination (RFD) that were previously approved by the Department. These include RFD Nos. 1187, 1229, and 2696. The permit



includes monitoring, recordkeeping, and reporting requirements designed to address all applicable air quality requirements.

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863*

**06-03042: Fairmount Foundry, Inc.** (P. O. Box 466, Hamburg, PA 19526) for their gray iron casting plant in Hamburg Borough, **Berks County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 2 tpy of PM and 5 tpy of CO. 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 63 Subpart ZZZZZ (National Emissions Standards for Hazardous Air Pollutants for Iron and Steel Foundries).

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**07-05035: Grannas Bros. Stone & Asphalt Co., Inc.** (P. O. Box 448, Hollidaysburg, PA 16648) for a batch asphalt plant in Frankstown Township, **Blair County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the abovementioned facility.

The subject facility has actual emissions of 1.7 tons per year NO<sub>x</sub>, 5.8 tons per year carbon monoxide, 0.35 tons per year of volatile organic compounds, 1.26 tons per year sulfur oxides, and 0.6 tons per year particulate matter. 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 provi-

sions derived from 40 CFR Part 60, Subpart I—Standard of Performance for Hot Mix Asphalt Facilities.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit renewal, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above, and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Daniel C. Husted, PE, New Source Review Chief, may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests or requests for a public hearing.

**36-03160: GSM Industrial, Inc.** (3249 Hempland Road, Lancaster, PA 17601) for their custom industrial metal fabrication facility in East Hempfield Township, **Lancaster County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

The subject facility has actual emissions of 2.96 tpy of VOCs and 1.52 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 40 CFR Part 63, Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories and 25 Pa. Code § 129.52 Surface coating processes.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Mr. Thomas Hanlon, Facility Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality

Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**67-05119: Bituminous Paving Materials** (1300 Zinn's Quarry Road, York PA 17404) for their hot mix batch asphalt plant in West Manchester Township, **York County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the abovementioned facility.

Estimated actual emissions for 2011 are as follows: PM-1.05 tons, CO-8.1 tons, NO<sub>x</sub>-4.05 tons, SO<sub>x</sub>-0.12 tons and THC-0.41 tons. The asphalt plant is subject to 40 CFR Part 60, Subpart I for hot mix asphalt facilities. The Operating Permit renewal 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. Copies of the renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Daniel C. Husted, New Source Review Chief, may be contacted at 717-705-4863, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

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

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**65-00726: Gutchess Hardwoods, Inc.** (185 Devereux Drive, Latrobe, PA 15650) for the continued operation of the Latrobe Plant wood mill, in Unity Township, **Westmoreland County**. Air pollution sources at this facility include three boilers and a dimension mill.

In accordance with 25 Pa. Code §§ 127.424—127.425, notice is hereby given that the Pennsylvania Department of Environmental Protection (DEP) intends to issue State Only Operating Permit SOOP-65-00726 to authorize the continued operation of the Latrobe Plant wood mill, located Unity Township, Westmoreland County. Air pollution sources at this facility include three boilers and a dimension mill.

This facility has the potential to emit the following type and quantity of pollutants on a 12 month rolling basis: 3 tons VOC, 57 tons PM<sub>10</sub>, 34 tons NO<sub>x</sub>, 92 tons CO and lesser quantities of other regulated pollutants. No equipment of emission changes are being approved in this

SOOP. The facility is subject to the applicable requirements of 40 CFR 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units and 25 Pa. Code Chapters 121—145. The SOOP includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements.

The SOOP application and other relevant materials may be viewed at the following address: Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA, 15222, 412-442-4000. Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the SOOP may submit the information to Barbara Hatch at the same address. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed SOOP-65-00726 and a concise statement regarding the relevancy of the information or objections to issuance of SOOP-65-00726.

All comments must be received prior to the close of business 30 days after the date of this publication. Interested persons may also request that a hearing be held concerning this proposed Operating Permit. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior to the date of the hearing.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131*

**25-00916: Ridg-U-Rak—North East Plant** (120 South Lake Street, North East, PA 16428) for a State Only, Natural Minor Operating Permit Issuance to operate a Metal Shelving Manufacturing Facility, located in North East Borough, **Erie County**. The emissions from this facility continue to be well below major source levels.

**33-00085: Symmco, Inc.** (101, South Park Street, Sykesville, PA 15865) for renewal of the Natural Minor Permit to operate an iron, bronze and brass powder metal products manufacturing facility. The facility's major emission sources include, 1) 20" Iron-sintering furnace, 2) 12" Bronze / Brass sintering furnace, 3) 24" Iron sintering furnace, 4) 24" iron sintering furnace, 5) Pusher type heat treat furnace, 6) Degreaser units (3) and, 7) Miscellaneous natural gas usage. The facility is located in Sykesville Borough, **Jefferson County**. The emission of the pollutants from the facility is less than Title V threshold limits. Thus, the facility is natural minor. The potential emissions statement from the facility: NO<sub>x</sub>: 1.811 tons per year (TPY), CO: 1.017 TPY, VOC: 0.104 TPY, SO<sub>x</sub>: 0.146 TPY, PM (total): 2.772 TPY, PM (condensable): 0.074 TPY, PM (filterable): 0.025 TPY. The facility is not subject to 40 CFR Part 63, Subpart XXXXXX because the facility is not performing any machining operation as stated in § 63.11514(b) (1) to (5).

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

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

**S12-008: Girard College Power Plant** (at 2101 S. College Avenue, Philadelphia., PA 19121) for operation of a school in the City of Philadelphia, **Philadelphia County**. S00-002: The facility's air emission sources include three (3) 744 HP boilers that can burn No 2 fuel

oil, No 4 fuel oil, or natural gas and one (1) 300 HP boiler that can burn No. 2 fuel oil or natural gas.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

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

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and

a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

### *Coal Applications Received*

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

**30841312. Consolidation Coal Company**, (1 Bridge Street, Monongah, WV 26554). To revise the permit for the Blacksville Mine No. 2 in Jackson Township, **Greene County** to install one can support borehole. Surface Acres Proposed 0.9. No additional discharges. The application was considered administratively complete on July 18, 2012. Application received: March 6, 2012.

**56021301. Elk Lick Energy, Inc.**, (PO Box 260, 1576 Stoystown Road, Friedens, PA 15541). To revise the permit for the Roytown Deep Mine in Lincoln Township, **Somerset County** to add subsidence control plan acres to Seam E of the Upper Freeport coal seam. Subsidence Control Plan Acres Proposed 1067.9. No additional discharges. The application was considered administratively complete on July 19, 2012. Application received: May 30 2012.

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

**16100104 and NPDES Permit No. PA0258911. RFI Energy, Inc.** (P. O. Box 162, Sligo, PA 16255) Revision to an existing bituminous surface mine to add 0.4 acre in Licking Township, **Clarion County** affecting 183.0 acres. Receiving streams: Two unnamed tributaries to Licking Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 13, 2012.

**5974-16100104-E-1. RFI Energy, Inc.** (P. O. Box 162, Sligo, PA 16255) Application for a stream encroachment to conduct mining activities within 100 feet of unnamed tributary No. 1 to Licking Creek in Licking Township, **Clarion County**. Receiving streams: Two unnamed tributaries to Licking Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 13, 2012.

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

**17930103 and NPDES No. PA0207241. Junior Coal Contracting, Inc.** (2330 Six Mile Road, Philipsburg, PA 16866), revise the coal refuse disposal plan of an existing bituminous surface mine in Decatur Township, **Clearfield County**, affecting 309.9 acres. Receiving stream: Little Beaver Run, Beaver Run, classified for the following use: Cold Water Fishery. There are no potable water supply intakes within 10 miles downstream. Application received: June 28, 2012.

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

**40070201R. Mineral Reclamation, LLC**, (P. O. Box 866, Pittston, PA 18640), renewal for reclamation activities only of an existing anthracite coal refuse reprocessing operation in Hanover Township, **Luzerne County** affecting 37.0 acres, receiving stream: Warrior Creek, classified for the following use: cold water fishes. Application received: July 16, 2012.

*Noncoal Applications Received*

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

**32030301 and NPDES Permit No. PA0249408. Britt Energies, Inc.**, 2450 Philadelphia Street, Indiana, PA 15701, renewal of NPDES Permit, Center Township, **Indiana County**. Receiving stream(s): unnamed tributaries to and Yellow Creek classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 2, 2012.

**29920301 and NPDES Permit No. PA0599549, H. B. Mellott Estate, Inc.**, 100 Mellott Drive, Suite 100, Warfordsburg, PA 17267, renewal of NPDES Permit, Ayr Township, **Fulton County**. Receiving stream(s): Esther Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received: July 12, 2012.

**56970301 and NPDES Permit No. PA0234362. Garrett Limestone Company, Inc.**, 451 Stoystown Road, Suite 104, Somerset, PA 15501, renewal of NPDES Permit, Black and Summit Townships, **Somerset County**. Receiving stream(s): Casselman River classified for the following use(s): warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: May 2, 2012.

**11900201 and NPDES Permit No. PA0599051, Maple Coal Company**, 254 Interpower Drive, Colver, PA 15927, renewal of NPDES Permit, Barr and Blacklick Townships, **Cambria County**. Receiving stream(s): Elk Creek classified for the following use(s): cold water fisheries. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received: July 13, 2012.

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

**58040830. Edward W. Yonkin, III**, (6833 Laurel Lake Road, Brackney, PA 18812), Stage I & II bond release of a quarry operation in Silver Lake Township, **Susquehanna County** affecting 2.0 acres on property owned by Richard and Tracy Holgash. Application received: July 9, 2012.

**36820301C9 and NPDES Permit No. PA0612171. Haines & Kibblehouse, Inc.**, (P. O. Box 196, Skippack, PA 19474), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Brecknock Township, **Lancaster County** affecting 131.7 acres, receiving stream: unnamed tributary to Black Creek, classified for the following use: HQ—warm water fishes. Application received: July 11, 2012.

**MINING ACTIVITY NPDES DRAFT PERMITS**

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

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

*Effluent Limits for Coal Mining Activities*

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

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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\*The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

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 BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapter 77 are as follows:

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

\* The parameter is applicable at all times.

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

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation—Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

#### *Coal NPDES Draft Permits*

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

**NPDES No. PA0236071 (Mining Permit No. 56111301), LCT Energy, LP**, (941 Grove Lane, Suite B, Johnstown, PA 15905). A new NPDES and mining activity permit for the Cass #1 Mine in Summit Township and Garrett Borough, **Somerset County**. Surface Acres Affected 141.7, Underground Acres Affected 521.1. Receiving stream: Bigby Creek, classified for the following use: CWF. Casselman River TMDL. The application was considered administratively complete on August 25, 2011. Application received February 1, 2011.

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

*Outfall 001* discharges to: Unnamed tributary to Bigby Creek The proposed effluent limits for Outfall 001 (Lat: 39° 50' 20.1" Long: 79° 04' 30.6") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	2.2	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.4	0.75	0.9
Suspended Solids (mg/l)				REPORT
Sulfates (mg/l)				REPORT
Osmotic Pressure (mos/kg)				REPORT
Total Dissolved Solids (mg/l)				REPORT
Specific Conductance (umho)				REPORT

Outfall 002 discharges to: Unnamed Tributary to Bigby Creek

The proposed effluent limits for Outfall 002 (Lat: 39° 51' 20.1" Long: 79° 04' 30.6") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	3.0	-
Iron (mg/l)		3.0	6.0	7.5
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0

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

**NPDES No. PA0234361 (Mining permit no. 56970301), Garrett Limestone Company, Inc.**, 451 Stoystown Road, Suite 104, Somerset, PA 15501, renewal of an NPDES permit for a large noncoal (industrial mineral) surface mine operation in Black and Summit Townships, **Somerset County**, affecting 179.0 acres. Receiving stream(s): Casselman River, classified for the following use(s): cold water fishery. This receiving stream is included in the Casselman River TMDL. Application received: May 2, 2012.

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

The outfall(s) listed below discharge to the Casselman River.

Outfall Nos.	New Outfall (Y/N)
001—Mine Drainage Treatment Pond	N

The proposed effluent limits for the above listed outfall(s) are as follows:

Outfalls: Parameter	30-Day Average	Daily Maximum	Instant. Maximum
Iron (mg/l)	3.0	6.0	7.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Noncoal NPDES Draft Permits

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

**NPDES No. PA0249408 (Mining permit no. 32030301), Britt Energies, Inc.**, P. O. Box 515, Indiana, PA 15701, renewal of an NPDES permit for a sandstone quarry in Center Township, **Indiana County**, affecting 226.9 acres. Receiving stream(s): Unnamed Tributary to Yellow Creek and Tearing Run, classified for the following use(s): cold water fishery. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: July 2, 2012.

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

The outfall(s) listed below discharge to Unnamed Tributary to Yellow Creek.

Outfall Nos.	New Outfall (Y/N)
001	N
002	N
003	N
006	N
007	N

The outfall(s) listed below discharge to Tearing Run.

Outfall Nos.	New Outfall (Y/N)
004	N
005	N

The proposed effluent limits for the above listed outfall(s) are as follows:

Outfalls: 001, 002, 003, 004, 005, 006 and 007 Parameter	30-Day Average	Daily Maximum	Instant. Maximum
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500

**NPDES No. PA0252034 (Mining permit no. 63100401), Neiswonger Construction, Inc.**, (17592 Route 322, Strattanville, PA 16258), new NPDES permit for a large noncoal surface mine in Deemston Borough, **Washington County**, affecting 67.6 acres. Receiving streams: unnamed tributary to Ten Mile Creek and Ten Mile Creek, classified for

the following use: TSF. This receiving stream is included in the Monongahela River TMDL. Application originally received: December 8, 2010 and resubmitted with new operator: June 13, 2012.

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

The treated wastewater outfall(s) listed below discharge to:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
	No Treatment Ponds	

The stormwater outfall(s) listed below discharge to unnamed tributary to Ten Mile Creek and to Ten Mile Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
001	Y	E and S

**NPDES No. PA0252077 (Mining permit no. 65110401), Ligonier Stone & Lime Co., Inc.** (117 Marcia Street, Latrobe, PA 15650-4300), new NPDES permit for a large noncoal surface mine in Derry Township, **Westmoreland County**, affecting 101.4 acres. Receiving streams: unnamed tributary to Stony Run and Stony Run, classified for the following use: CWF. This receiving stream is included in the Kiski-Conemaugh TMDL. Application originally received: April 25, 2011.

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

The treated wastewater outfall(s) listed below discharge to:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
	No Treatment Ponds	

The stormwater outfall(s) listed below discharge to unnamed tributary to Ten Mile Creek and to Ten Mile Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
001, 002 & 003	Y	E and S

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should

contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

**Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.**

### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Southeast Region: Watershed Management Program Manager, 2 East Main Street, Norristown, PA 19401*

**E51-253. Brian Mohl, City of Philadelphia, Philadelphia Water Department**, Office of Watersheds, 1101 Market St., 4th Floor, Philadelphia, PA 19107, **Philadelphia County**, ACOE Philadelphia District.

The Cobbs Creek Watershed Improvement Project is located at the confluence of the East and West branches of Indian Creek (WWF, MF). Flow of the West Branch will be diverted from an existing culvert to a created natural stream channel. Bank stabilization, restoration of a riparian buffer and debris removal will be conducted. A combined sewer outfall (CSO) will be directed to a temporary storage created from the existing culvert. Specific water obstruction and encroachment activities consist of:

- 1) To create and maintain approximately 1,300 linear feet of stream channel with an approximate width of 40 feet to convey the West Branch. This work includes creation of forested riparian buffers, habitat improvement measures and temporary access roads in and along the new channel.

- 2) To remove approximately 700 linear feet of the existing brick culvert.

3) To reconstruct and maintain the existing CSO outfall structure within the footprint of the existing brick culvert to serve as temporary storage for CSO discharges.

4) To stabilize and maintain the channel and banks of the existing branches. All disturbed areas will be stabilized and replanted with native plants.

The site is located approximately 1,000 feet northeast of the intersection of Haverford Avenue and Lansdowne Avenue (Lansdowne, PA USGS Quadrangle N: 18.01 inches; W: 1.52 inches).

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.*

**E36-908: Lancaster County Solid Waste Authority**, 1299 Harrisburg Pike, PO Box 4425, Lancaster, Pennsylvania 17604, in Conoy Township, **Lancaster County**, U.S. Army Corps of Engineers, Baltimore District

To: 1) construct and maintain a single span prefabricated pedestrian bridge having a normal clear span of 95.0 feet, a width of 10.0 feet, and a minimum underclearance of 7.9 feet across Conoy Creek (TSF, MF) (York Haven, PA Quadrangle; N: 14.4 inches, W: 5.1 inches; Latitude: 40°04'44.9", Longitude: -76°39'41.3"), 2) construct and maintain a pedestrian minor road crossing consisting of a 48.0-inch SLCPP culvert, having a length of 30.0 feet with 10.0 feet long end sections and 45.0 linear feet of rock aprons in an unnamed tributary to the Susquehanna River (WWF, MF) (York Haven, PA Quadrangle; N: 12.8 inches, W: 3.1 inches; Latitude: 40°04'13.3", Longitude: -76°38'50.8"), 3) construct and maintain a concrete walkway having a length of 315.0 feet, a width of 12.0 feet, and a height of 5.0 feet within the Susquehanna River (WWF, MF), including a pedestrian minor road crossing of an unnamed tributary to the Susquehanna River (WWF, MF) consisting of a concrete box culvert having a length of 12.0 feet and an opening width of 12.0 feet and height of 5.0 feet (York Haven, PA Quadrangle; N: 11.6 inches, W: 1.5 inches; Latitude: 40°03'49.0", Longitude: -76°38'7.8"), 4) construct and maintain a temporary causeway having a length of 350.0 feet, a width of 30.0 feet, and maximum height of 2.0 feet in the Susquehanna River (WWF, MF) at the Shock's Mill Bridge location (York Haven, PA Quadrangle; N: 11.6 inches, W: 1.5 inches; Latitude: 40°03'49.0", Longitude: -76°38'7.8"), and 5) place and maintain 21,168.0 cubic feet of fill in the left floodplain of the Susquehanna River at the Shock's Mill Bridge location (York Haven, PA Quadrangle; N: 11.6 inches, W: 1.5 inches; Latitude: 40°03'49.0", Longitude: -76°38'7.8"), all for the purpose of constructing a 2.9-mile extension of an existing pedestrian trail on the east shore of the Susquehanna River in Conoy Township, Lancaster County.

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636*

**E18-476. John K. & Lydia L. Fisher**, 18 Embick Lane. Fisher Property, in Greene Township, **Clinton County**, ACOE Baltimore District (Loganton, PA Quadrangle N: 41°1'20.6"; W: -77° 18' 40.3").

To construct and maintain: 1) a rock armored screened water intake, 2) 175 feet of 12-inch buried pipe and 3) a 54-inch diameter overshot metal water wheel and associated riprap apron next to a wetland overflow area, 4) to run an air compressor with tank in the left 100-year floodplain of Fishing Creek. The water wheel will generate compressed air to power the well pump and water supply to an Amish chicken house. Electricity will not be

generated with this system. All water will be returned to Fishing Creek after flowing through the water wheel system. This project proposes to impact 10 linear of Fishing Creek, which is classified as High Quality, and no direct impacts to riparian wetlands.

*Southwest Region: Wetlands & Waterways Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E32-490-A2. EME Homer City Generation, L.P.**, 1750 Power Plant Road, Homer City, PA 15748-9558, Blacklick & Center Townships, **Indiana County**; ACOE Pittsburgh District.

Applicant is proposing to place and maintain fill in 0.10 acre of wetlands, and temporarily impact 0.072 acre of wetlands in the Two Lick Creek watershed (CWF) for the purpose of constructing a rail line associated with a new Flue Gas Desulfurization system. The project is located in Center Township, Indiana County, PA (Indiana, PA quadrangle, N 1.75", W 10.75"; latitude 40° 30' 53.4", longitude -79° 11' 58.9"). For mitigation, the applicant proposes to construct an off-site PEM wetland mitigation area along an unnamed tributary to Cherry Run (CWF) to include 0.52 acre of PEM wetlands (Indiana, PA Quadrangle, N 5.87", W 11.25"; latitude 40° 31' 54.9", longitude -79° 12' 13"). The previous permit, issued on February 1, 2012, and amended on May 7, 2012, authorized the placement of fill in 0.169 acre of wetlands in the Blacklick Creek, Muddy Creek, and Two Lick Creek Basins (CWF) for the purpose of expanding a waste disposal area, and constructing a storm water management pond for a new Flue Gas Desulfurization system. In addition, the construction of a concrete lined diversion channel (DC-37) and the placement of fill from leachate pond L-1 within the floodway of an unnamed tributary to Blacklick Creek (CWF) (D.A.<100 acres) was authorized. The project is located in Blacklick and Center Townships, Indiana County (Indiana, Pa Quadrangle North 4.7", West 12.0"; Latitude 40 31' 12" Longitude 79 12' 39"). To mitigate for these impacts, a 0.169 acre wetland replacement site was constructed off-site along an unnamed tributary to Cherry Run (CWF). (Indiana, PA Quadrangle N 5.6"; W 11.5"; Latitude 40° 31' 50" Longitude 79° 12'29").

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**E43-357, PA DOT District 1-0**, 255 Elm Str., Oil City, PA 16301. SR 0019 Section B04 Iron Bridge Replacement, in Springfield Township, **Mercer County**, ACOE Pittsburgh District (Mercer, PA Quadrangle N: 41°, 09', 27.5"; W: -80°, 13', 33.2").

To remove the existing single span steel through truss bridge and to construct and maintain on a new alignment 33 feet upstream of existing structure a 141 foot single clear span composite steel girder bridge over Neshannock Creek (TSF) along Perry Highway, Springfield Township, SR 0019 Segment 0060 Offset 0000 approximately 1 mile North of its intersection with SR 2002 Leesburg Station Road. Project also includes placement 0.044 acre of fill in a Palustrine Emergent Wetland (PEM), 2,400 foot realignment of SR 0019 and reconstruction and realignment of SR 0019 and Smith and Creek Road intersections.

*District Oil and Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E4129-047: Anadarko Marcellus Midstream LLC**, 33 West Third Street, Suite 200, Williamsport, PA 17701, Anthony & Lycoming Townships, **Lycoming County**, ACOE Baltimore District.



To construct, operate, and maintain:

1) two 6 inch gas lines, two 6 inch water lines, one 12 inch water line, electric/fiber optic line, and a timber mat crossing impacting 114 linear feet of an unnamed tributary to Stony Gap Run (HQ-CWF, MF) and 1,138 square feet of palustrine emergent (PEM) wetland (Salladasburg, PA Quadrangle 41°18'34"N 77°08'41"W);

2) two 6 inch gas lines, two 6 inch water lines, one 12 inch water line, electric/fiber optic line, and a timber mat crossing impacting 61 linear feet of an unnamed tributary to Stony Gap Run (HQ-CWF, MF) and 10,488 square feet of adjacent palustrine emergent (PEM) and palustrine scrub-shrub (PSS) wetlands (Salladasburg, PA Quadrangle 41°18'38"N 77°08'51"W);

3) two 6 inch gas lines, two 6 inch water lines, one 12 inch water line, electric/fiber optic line, and a timber mat crossing impacting 84 linear feet of an unnamed tributary to Stony Gap Run (HQ-CWF, MF) and 18,003 square feet of adjacent palustrine emergent (PEM) and palustrine scrub-shrub (PSS) wetlands (Salladasburg, PA Quadrangle 41°19'12"N 77°09'10"W).

The project will result in 259 linear feet of temporary stream impacts and 0.68 acre of temporary wetland impacts all for the purpose of installing natural gas and freshwater pipelines with associated roadways for Marcellus well development.

**E5729-037: Appalachia Midstream Services, LLC**, 100 IST Center, Horseheads, New York, 14845, Fox Township, **Sullivan County**, USACE Baltimore District. To construct, operate, and maintain:

(1) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 192 linear feet of an unnamed tributary to Fall Run (EV) (Grover, PA Quadrangle 41°32'20"N, 76°45'16"W);

(2) A temporary road crossing using a timber mats and a 16 inch diameter gathering line impacting 5,389 square

feet of an exceptional value palustrine emergent/scrub-shrub (EV-PEM/PSS) wetland (Grover, PA Quadrangle 41°32'19"N, 76°45'22"W);

(3) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 138 linear feet of an unnamed tributary to Fall Run (EV) (Grover, PA Quadrangle 41°32'19"N, 76°45'29"W);

(4) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 541 square feet of an exceptional value palustrine emergent (PEM) wetland (Grover, PA Quadrangle 41°32'16"N, 76°45'35"W);

The project will result in 5,930 square feet of temporary wetland impacts and 330 linear feet of temporary stream impacts for the purpose of installing a gathering line for Marcellus well development in Fox Township, Sullivan County. The permittee will provide 0.22 acre of compensatory mitigation for impacts throughout the project and at the Wilmot Site (Colley, PA Quadrangle 41°36'44"N 76°17'27"W) in Wilmot Township, Bradford County.

**ENVIRONMENTAL ASSESSMENTS**

*Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 3, 400 Market Street, Harrisburg, PA 17105*

**D36-174EA. Aaron Nolt**, 695 Indian Run Road, Ephrata, PA 17522. Clay Township, **Lancaster County**, ACOE Baltimore District.

Project proposes to stabilize 600 lineal feet of Indian Run and 200 lineal feet of tributary to Indian Run in order to minimize bank erosion and sediment mobilization following a catastrophic dam failure. The project is located approximately 100-feet east of the intersection of Stobers Dam Road and Gockley Road (Ephrata, PA Quadrangle, Latitude: 40.23873; Longitude: -76.20058).

**STORAGE TANKS  
SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Environmental Cleanup and Brownfields, Division of Storage Tanks, PO Box 8763, Harrisburg, PA 17105-8763, within 30 days from the date of this publication. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

**The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.**

<i>SSIP Application No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
12017	Ultra Petroleum, LLC 554 Eagle Valley Road Beech Creek, PA 16822 Attn: Donnie W. Sanders	Clinton	Beech Creek Township	3 ASTs storing petroleum products	45,000 gallons total

## ACTIONS

## THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

## FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P. S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

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

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

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

## I. NPDES Renewal Permit Actions

*Northeast Regional Office: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570.826.2553.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0064157 (Sewage)	New Ringgold Borough WWTP 112 S. Railroad Street New Ringgold, PA 17960	Schuylkill County New Ringgold Borough	Little Schuylkill River (03A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0260908 (Sew)	Bethanne V. Schott 9499 Brogueville Road Felton, PA 17322	York County Chanceford Township	Carter Creek / 7-I	Y
PA0027596 (IW)	New Enterprise Stone & Lime Co., Inc. PO Box 77 New Enterprise, PA 16664-0077	Blair County Taylor Township	Halter Creek / 11-A	Y

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0084484 (Sew)	Salisbury Township, Lancaster County 5581 Old Philadelphia Pike Gap, PA 17527-9791	Lancaster County Salisbury Township	UNT to Pequea Creek / 7-K	Y
PA0247898 (Sew)	David L. Fite Realty 103 Fite Way Suite D Quarryville, PA 17566	Lancaster County East Drumore Township	South Fork Big Beaver Creek / 7-K	Y
<i>Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745</i>				
NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N
PA0217166 Sewage	Grey PCH STP 13259 SR 422 Kittanning, PA 16201	Armstrong Cnty Kittanning Twp	UNT Cowanshannock Creek	Y
PA0093611 Sewage	ST Development Co STP 195 Enterprise Lane Connellsville, PA 15425	Fayette Cnty Bullskin Twp	Irish Run	Y
<i>Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481</i>				
NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N ?
PA0028207	Reynoldsville STP South Fifth Street Reynoldsville, PA 15851-1342	Jefferson County Reynoldsville Borough	Sandy Lick Creek (Outfalls 001, 002, 004 & 005) Pitchpine Run (Outfall 003) Soldier Run (Outfalls 007 & 008) 17-C	Y
PA0239062 (Sewage)	Sally A. Dietrich SFTF 30002 Lake Creek Road, Cochranton, PA 16314-8012	Crawford County Wayne Township	Unnamed Tributary of Sugar Lake (Lake Creek) (16-D)	Y
PA0032603 (Sewage)	Devites MHP 2546 Ben Franklin Highway, Edinburg, PA 16116-4302	Lawrence County Mahoning Township	Unnamed Tributary to the Shenango River (20-A)	Y
PA0239861 (Sewage)	Cochraton Borough STP, 2841 Old Highway 322, Cochranton, PA 16314-0066	Crawford County Wayne Township	French Creek (16-D)	Y

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

*Northeast Region: Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

**NPDES Permit No. PA0028576**, Sewage, SIC Code 4952, **Abington Regional Wastewater Authority**, 200 Northern Boulevard, PO Box 199, Chinchilla, PA 18410-0199.

This existing facility is located in South Abington Township, **Lackawanna County**.

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

**NPDES Permit No. PA0065358**, SIC Code 0782, **Arrowhead Lake Community Association**, HC 88 Box 305, Pocono Lake, PA 18347.

This proposed facility is located in Tobyhanna Township, **Monroe County**.

Description of Proposed Action/Activity: Issuance of a new NPDES Permit for a discharge associated with the application of pesticides in Tobyhanna Township, Monroe County.

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**PABIS 3503. Newville Borough Water and Sewer Authority**, Newville Borough, **Cumberland County**. Newville Borough Water and Sewer Authority, 99 Cove Avenue, Newville, PA 17241 is approved to beneficially use their biosolids on the David Hockenberry Farm in West Pennsboro Township, Cumberland County.

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

**PA0027227**, Sewage, SIC Code 4952, **Farrell City WWTP**, 500 Roemer Boulevard, Farrell, PA 16121-1901. Facility Name: Farrell City WWTP. This existing facility is located in City of Farrell, **Mercer County**.

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

The receiving stream, the Shenango River, is located in State Water Plan watershed 20-A and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.57 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly Report</i>	<i>Weekly Average Report</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD <sub>5</sub>	744	1191	XXX	25	40	50
Total Suspended Solids	893	1340	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2000	XXX	10000
Ammonia-Nitrogen				Geo Mean		
May 1 - Oct 31	417	XXX	XXX	14	XXX	28
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX

Combined Sewer Overflow discharge points

Outfall 002 (Broadway Pump Station)

Outfall 006 (CSO Related Bypass)

Outfall 007 (Spearman Avenue)

Outfall 008 (Beachwood Avenue)

The proposed effluent limits for Outfall 009 are based on a design flow of N/A MGD.

The discharge(s) shall consist of uncontaminated stormwater runoff from the treatment plant site.

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

- Superseded previous permits
- Effluent Chlorine Minimization
- Combined Sewer Overflows
- CSO Related Bypass
- Whole Effluent Toxicity testing for the NPDES renewal permit
- Stormwater Best Management Practices
- Electronic Discharge Monitoring Reporting Requirement

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

**PA0025569**, Sewage, SIC Code 4952, **Slippery Rock Municipal Authority**, PO Box 157, Slippery Rock, PA 16057-0157. Facility Name: Slippery Rock STP. This existing facility is located in Slippery Rock Borough, **Butler County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage (IMP 101) with the addition of water treatment reject and backwash wastewater (IMP 102), and an additional new discharge of water treatment backwash wastewater (IMP 601).

The receiving streams, the Slippery Rock Creek and an Unnamed Tributary to the Slippery Rock Creek, are located in State Water Plan watershed 20-C and are classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed limits for Internal Monitoring Point (IMP) 101 are based on a design flow of 1.2 MGD.

<i>Parameters</i>	<i>Loadings (lbs/day)</i>			<i>Concentrations (mg/l)</i>		
	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Monthly Average</i>	<i>Weekly Average</i>	<i>Instantaneous Maximum</i>
Flow (MGD)	Report	Report				
CBOD <sub>5</sub>	250	400		25	40	50
Total Suspended Solids	300	450		30	45	60
Ammonia-Nitrogen						
(05/01 - 10/31)	120			12		24
(11/01 - 04/30)	240			24		150
				Geo		

Parameters	Loadings (lbs/day)		Minimum	Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average		Monthly Average	Weekly Average	
Fecal Coliform				Mean		1,000
(05/01 - 09/30)				200		1,000
(10/01 - 04/30)				2,000		10,000
Total Residual Chlorine				0.5		1.6
Total Aluminum				Report		Report
pH			6.0			9.0

The proposed limits for Internal Monitoring Point (IMP) 201 are based on a design flow of 0.19 MGD.

Parameters	Loadings (lbs/day)		Minimum	Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average		Monthly Average	Daily Maximum	
Flow (MGD)	Report					
Total Suspended Solids				30	60	75
Total Dissolved Solids	5,000*			Report	Report	Report
Total Iron				2.0	4.0	5.0
Total Aluminum				4.0	8.0	10.0
Total Manganese				1.0	2.0	2.5
Hardness (as CaCO <sub>3</sub> )				Report	Report	Report
Total Residual Chlorine				0.5	1.0	1.25
pH			6.0			9.0

\* - Annual Average Mass Loading

The proposed effluent limits for Outfall 001 are based on a design flow of 1.39 MGD.

Parameters	Loadings (lbs/day)		Minimum	Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average		Monthly Average	Weekly Average	
Flow (MGD)	Report	Report				
		Max. Daily				
Total Aluminum				Report		Report
Osmotic Pressure (in mOs/kg)				Report		Report

The proposed limits for Internal Monitoring Point (IMP) 106 are based on a design flow of 0.01 MGD.

Parameters	Loadings (lbs/day)		Minimum	Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average		Monthly Average	Daily Maximum	
Flow (MGD)	Report					
Total Suspended Solids				30	60	75
Total Dissolved Solids				Report	Report	Report
Total Iron				2.0	4.0	5.0
Total Aluminum				4.0	8.0	10.0
Total Manganese				1.0	2.0	2.5
Hardness (as CaCO <sub>3</sub> )				Report	Report	Report
Total Residual Chlorine				0.5	1.0	1.25
pH			6.0			9.0

The proposed effluent limits for Outfall 002 are based on a design flow of 1.2 MGD.

Parameters	Loadings (lbs/day)		Minimum	Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average		Monthly Average	Weekly Average	
Flow (MGD)	Report	Report				
		Max. Daily				
CBOD <sub>5</sub>				25		50
Total Suspended Solids				30		60
Ammonia-Nitrogen						
(05/01 - 10/31)				1.5		3.0
(11/01 - 04/30)				4.5		9.0
Fecal Coliform						1,000
(05/01 - 09/30)				200		1,000
				Geo Mean		
(10/01 - 04/30)				2,000		10,000
				Geo Mean		

Parameters	Loadings (lbs/day)		Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average	Monthly Average	Weekly Average	
Total Copper			Report		Report
Total Residual Chlorine			0.15		0.49
pH	Within limits of 6.0 to 9.0 standard units at all times				

The proposed effluent limits for Outfalls 003, 004, and 005 are based on a design flow of N/A MGD.

Parameters	Loadings (lbs/day)		Concentrations (mg/l)		Instantaneous Maximum
	Monthly Average	Weekly Average	Monthly Average	Weekly Average	

These outfalls shall be composed entirely of non-polluting stormwater runoff.

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

- Requirement to Use eDMR System
- Emergency Outfall 002
- Solids Management
- Requirements Applicable to Stormwater Outfalls

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is not in effect.

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

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

**WQM Permit No. 2812402**, Sewerage, **Tuscarora School District**, 118 East Seminary Street, Mercersburg, PA 17236-1698.

This proposed facility is located in Montgomery Township, **Franklin County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of sewerage facilities consisting of: A Norweco extended aeration treatment plant with flow equalization, Orenco filter system, chlorine disinfection, dechlorination, post aeration, polishing clarifier, and sludge holding tank serving the Montgomery Elementary School.

**WQM Permit No. 2112404**, Sewerage, **Lemoyne Borough Municipal Authority**, 3 Lowther Street, Lemoyne, PA 17043.

This proposed facility is located in Lemoyne Borough, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewerage facilities consisting of: BNR Upgrade.

**WQM Permit No. 6793410 12-1**, Sewerage, **ATG Properties LLC**, PO Box 677, Morgantown, PA 19543.

This proposed facility is located in Hellam Township, **York County**.

Description of Proposed Action/Activity: Amendment approval for the construction of sewage facilities consisting of an addition of a liquid dechlorination system and modification of the aeration system.

**WQM Permit No. 2112202**, Industrial Waste, **Norfolk Southern Corporation**, 1200 Peachtree Street NE, Atlanta, GA 30309.

This proposed facility is located in East Pennsboro Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the installation of 1,000,000 gallon equalization tank, diversion channel, pump station and controls.

**WQM Permit No. 2196201 12-1**, Industrial Waste, **Land O' Lakes, Inc.**, 405 Park Drive, Carlisle, PA 17015-9270.

This proposed facility is located in South Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity: Amendment approval for the construction / operation of industrial wastewater consisting of the Phase 2 improvements providing treatment of COW water by construction of filter building housing four continuous backwash sand filters and equipment, conversion of digester to aeration tank, replacing aeration tank diffusers, conversion of polishing clarifier to filter pump station, installation of polymer and alum chemical feed systems, and backup blower for post EQ tank.

**WQM Permit No. 5012201**, CAFO, **MW Smith Farm**, 851 Meadow Grove Road Newport, PA 17074.

This proposed facility is located in Buffalo Township, **Perry County**.

Description of Proposed Action/Activity: Permit approval for the construction of a 106' diameter by 12' deep concrete manure storage structure.

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

**WQM Permit No. WQG018841**, Sewage, **Theodore Maleski II**, 9430 Prindle Road, North East, PA 16428.

This proposed facility is located in Greenfield Township, **Erie County**.

Description of Proposed Action/Activity: Replacement of a malfunctioning on-lot system.

#### IV. NPDES Stormwater Discharges from MS4 Permit Actions

#### V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

*Southeast Region: Water Management Program Manager, 2 East Main Street, Norristown, PA 19401*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 091104	PA Department of Transportation—District 6-0 7000 Geerdes Boulevard King of Prussia, PA 19406	Bucks	Bristol Borough, Bristol Township and Tullytown Borough	Otter and Adams Hollow Creeks (WWF); Unnamed Tributary Delaware River, Silver Lake and Delaware Canal and Delaware River South Watershed (WWF-MF-CW)
PAI01 151104	Anselma Crossing, LP 2323 Chester Springs Road Chester Springs, PA 19425	Chester	West Pikeland Township	Pickering Creek (HQ)
PAI01 151213	Tasty Backing Oxford, LLC 700 Lincoln Avenue Oxford, PA 19363	Chester	Oxford Borough	Unnamed Tributary Big Elk Creek (HQ-TSF)
PAI01 511007	New Courtland Elder Services 6970 Germantown Avenue Philadelphia, PA 19119	Philadelphia	City of Philadelphia	Delaware River (WWF-MF)
PAI01 511203	JERC Partners XVI, LP 171 State Route 173 Asbury, NJ 08802	Philadelphia	City of Philadelphia	Non-Tidal Schuylkill River (WWF-MF)

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone 717.705.4802.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032111011	PennDOT Engineering Dist. 8-0 2140 Herr Street Harrisburg, PA 17103	Cumberland	South Middleton Township	UNT to Yellow Breeches Creek/HQ-CWF, MF

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*Crawford County Conservation District, Woodcock Creek Nature Center, 21742 German Road, Meadville PA 16335*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI062012001	Townville DPP V LLC Attn: Austin Rogers 201 Summit View Drive, Suite 110 Brentwood TN 37027	Crawford	Steuben Township	East Branch Muddy Creek, French Creek HQ; CWF

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

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

#### List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities

PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

*General Permit Type—PAG-02*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Bensalem Township Bucks County	PAG0200 0912037	Guy Dalfo 978 Bridgetown Pike Langhorne, PA 19047	Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warwick Township Bucks County	PAG0200 0909088-1	Warwick Meadows IV, LLC 1840 County Line Rd, Unit 213 Huntingdon Valley, PA	Little Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Township Bucks County	PAG0200 0911065	Warwick Meadows IV 3Friends Lane, Suite 202 Newtown, PA 18940	Core Creek (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Chalfont Borough Bucks County	PAG0200 0910023-R	Oxford Land Development, Ltd 521 Stump Road, Suite C North Wales, PA 18936	Unnamed Tributary Neshaminy Creek (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
East Rockhill Township Bucks County	PAG0200 0912018	Bucks County Bank 200 South Main Street Doylestown, PA 18901	Tributary Tohickon Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Middletown Township Bucks County	PAG0200 0912005	St. Mary Medical Center 1201 Newtown- Langhorne Road Langhorne, PA 19047	Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Providence Township Montgomery County	PAG0200 4612043	Jake Geverd 87 Brower Avenue Oaks, PA 19456	Unnamed Tributary Schuylkill River (CWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hatfield Township Montgomery County	PAG0200 4611060	Father Antonious Salib 2880 Bergey Road PO Box 340 Hatfield, PA 19440	West Branch Neshaminy Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900



<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
New Hanover Township Montgomery County	PAG0200 4605185-R	Gia Rafaelli 865 Easton Road, Suite 250 Warrington, PA 18976	Swamp Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Merion Township Montgomery County	PAG0200 4612018	D. Charles Houder 134 North Narberth Avenue Narberth, PA 19072	Cobbs Creek (WWF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Moreland Township Montgomery County	PAG0200 4612032	Donald M. Rosen 1510 Easton Road Willow Grove, PA 19090	Unnamed Tributary Pennypack Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 5111207	Provoco Pineville Aramingo, LP 795 East Lancaster Avenue Building 2, Suite 200 Villanova, PA 19085	Delaware River (WWF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511212	Post Rittenhouse Hill, LP 633 West Rittenhouse Street Philadelphia, PA 19144	Wissahickon Creek (TSF-MF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511215	Springside Chestnut Hill Academy 800 West Willow Grove Avenue Philadelphia, PA 19118	Wissahickon Creek (TSF)	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Roaring Brook Twp., Lackawanna County	PAG2003507009R	Landview Properties, LLC 5 Manorview Drive Dallas, PA 18612	Roaring Brook, CWF, MF	Lackawanna County Cons. Dist. 570-281-9495

*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717.705.4802*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Hamilton Township Adams County	PAG02000104016R	Paul Burkentine Stone Ridge Development Corp. 1500 Baltimore Pike Hanover, PA 17331	UNT to Conewago Creek/ WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Straban Township Adams County	PAG02000112019	Robin Crushong Straban Township 1745 Granite Station Road Gettysburg, PA 17325	UNT to Rock Creek/ WWF, MF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Gettysburg Boro. Adams County	PAG02000107018R	John Krichten D. J. Homes 415 Cedar Ridge Road New Oxford, PA 17350	Stevens Run/Rock Creek/ WWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Cumberland Twp. Adams County	PAG02000110005R	Todd J. Williams Cumberland Township Authority 1370 Fairfield Road Gettysburg, PA 17325	UNT to Marsh Creek/ CWF	Adams Co. Conservation District 670 Old Harrisburg Rd, Suite 201 Gettysburg, PA 17325 717.334.0636
Tulpehocken Twp. Berks County	PAG02000607011(1)R	Louie Hurst Mount Aetna Developers 530 West Trout Run Road Ephrata, PA 17522	Little Swatara Creek/CWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Lower Heidelberg Township Berks County	PAG02000612031	Mark Powell Legacy at Paper Mill Associates 49 Fairwood Avenue Sinking Spring, PA 19608	Tulpehocken Creek/CWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Caernarvon Twp. Berks County	PAG02000610028R	Andrea Finerosky Morgantown, L.P. 234 North James Street Newport, DE 19804	UNT to Conestoga Creek/ WWF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Birdsboro Boro. & Exeter Township Berks County	PAG02000611051	Al Picca PennDOT District 5-0 1002 Hamilton Street Allentown, PA 18101	Schuylkill River/ WWF, MF	Berks County Conservation Dist. 1238 County Welfare Rd, Ste 200 Leesport, PA 19533-9710 610.372.4657, Ext. 142
Allegheny Twp. Blair County	PAG02000711014	Anthony Luther 1143 6th Avenue Duncansville, PA 16635	UNT Spencer Run/WWF	Blair Co Conservation District 1407 Blair St Hollidaysburg, PA 16648 814.696.0877
Blair & Freedom Townships Blair County	PAG02000707015(1)	Gene Horomanski Zane Helsel Excavating 3363 Johnstown Road Duncansville, PA 16635	Poplar Run/CWF	Blair Co Conservation District 1407 Blair St Hollidaysburg, PA 16648 814.696.0877
Union Township Lebanon County	PAG02003809011(12)	Col. Samuel E. Hayes Training Site Headquarters (FTIG-GC) Building T-0-1-FIG Annville, PA 17003	Tributary to Aires Run/ WWF	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
North Cornwall Township Lebanon County	PAG02003812003	Robert E. Bomberger 2075 Colebrook Road Lebanon, PA 17042	Beck Creek/WWF	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
Bethel Township Lebanon County	PAG02003812017	Alvin H. Weaver 991 Houtztown Road Myerstown, PA 17067	Little Swatara Creek/ WWF	Lebanon Co Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4

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*Northcentral Region: Waterways & Wetlands Program Manager, 208 W Third Street, Williamsport, Pa 17701 570.327.3636*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Sheshequin Township Bradford County	PAG02000812024	Jeff Mealey Marcellus Work Campus LLP 39 S York Rd Dillsburg PA 17019	UNT Laning Creek WWF	Bradford County Conservation District Stoll Natural Resource Center 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539 X 120
Wyalusing Township Bradford County	PAG02000812028	Scott Meaders Southwestern Energy 917 State Route 92 N Tunkhannock PA 18657	Wyalusing Creek WWF	Bradford County Conservation District Stoll Natural Resource Center 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539 X 120
Ferguson Township Centre County	PAG02001412011	Ron Seybert Ferguson Township 3147 Research Dr State College PA 16801	UNT to Spring Creek CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte PA 16823 (814) 355-6817
Sandy Township Clearfield County	PAG02001712012	Daniel L Corbet 99 Treasure Lake DuBois PA 15801	UNT to Sandy Lick CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield PA 16830 (814) 765-2629
Fishing Creek Twp Columbia County	PAG02001912005	Russel Hughes 1230 Ridge Rd Stillwater PA 17878	Trib 027799 to Huntington Creek CWF	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg PA 17815 (570) 784-1310
Fairfield Township Lycoming County	PAG02004112018	Lauri Welteroth GFW Junior rentals 356 Laurens Rd Montoursville PA 17754	Bennetts Run WWF	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville PA 17754 (570) 433-3003
Loyalsock Township Lycoming County	PAG02004112023	Gerald McLaughlin Loyalsock Twp School Dist 1720 Sycamore Rd Montoursville PA 17754	Millers Run WWF	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville PA 17754 (570) 433-3003

*Southwest Region: Regional Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Big Beaver Borough Beaver County	PAG02000412007	Lindy Paving, Inc. Vince Tutino 1807 Shenango Road New Galilee, PA 16141	UNT to Stockman Run (WWF)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
North Sewickley Township Eastvale Borough Beaver County	PAG02000412008	North Sewickley Sewer Authority Albert Dainton 1160 Mercer Road Beaver Falls, PA 15010	Beaver River (WWF-N), UNT to Brush Creek (WWF) & Connoquenessing Creek (WWF)	Beaver County CD 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Green Township Indiana County	PAG02003212002	Green Township Municipal Authority 77 Musser Street Commodore, PA 15729	North Branch Two Lick Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Young Township Indiana County	PAG02003212004	Blackleggs Watershed Association PO Box 59 Clarksburg, PA 15725	UNT to Whiskey Run (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Center Township Indiana County	PAG02003212006	John M. Stilley 202 Sunset Drive Butler, PA 16001	Tearing Run (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Brush Valley Township Indiana County	PAG02003212007	Highridge Water Authority 17 Maple Avenue Blairsville, PA 15717	UNT to Brush Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Armstrong Township Indiana County	PAG02003212008	Sharp Four 108 Woods Drive Shelocta, PA 15774	UNT to Crooked Creek (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Shade Township Somerset County	PAG02005611006	LCT Energy, LP 938 Mt. Airy Drive Suite 200 Johnstown, PA 15904	Dark Shade Creek (CWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15601 (724) 837-5271
Lower Turkeyfoot Township Somerset County	PAG02005612001	Joseph B. Fay Company 100 Sky Lane Tarentum, PA 15084	Casselman River (WWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15601 (724) 837-5271
Canonsburg Borough Washington County	PAG02006305031R	Maronda Homes, Inc. 11 Timberglen Drive Imperial, PA 15126	Brush Run (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Union Township Washington County	PAG02006312022	Finleyville DPP VII, LLC Austin Rogers 9010 Overlook Boulevard Brentwood, TN 37027	UNT to Peters Creek (TSF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
City of Washington Washington County	PAG02006312024	Goodwill Industries Dennis Lombardo 118 52nd Street Pittsburgh, PA 15201	Catfish Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Cecil Township Washington County	PAG02006312026	The Reserve at Southpointe, LLC 1170 Pittsford Victor Road Suite 100 Pittsford, NY 14534 Kellaur Corporation 215 Executive Drive Cranberry Township, PA 16066	UNT to Chartiers Creek (WWF) & McPherson Run (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
South Strabane Township Washington County	PAG02006312027	Pleiger Plastics Michael Savage PO Box 1271 Washington, PA 15301	Chartiers Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
East Finley Township West Finley Township Washington County	PAG02006312031	Consol Pa Coal Co., LLC 1000 Consol Energy Drive Canonsburg, PA 15317	Templeton Fork (TSF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098

NOTICES

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
South Strabane Township Washington County	PAG02006312032	AA Investments, LLC Jeff Ross 450 Racetrack Road Washington, PA 15301	Chartiers Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
Jackson Township Butler County	PAG02001012026	Sipple Development 174 Tomlinson Drive Zelienople PA 16063	UNT Likens Run WWF	Butler County Conservation District 724-284-5270
Summit Township Erie County	PAG02002511014(1)	BT Erie Casino LLC 116 Union Avenue Altoona PA 16602	UNT Walnut Creek CWF;MF	Erie County Conservation District 814-825-6403
Fairview Township Erie County	PAG02002511018	Walt Bender 12076 Edinboro Road Edinboro PA 16412	Lake Erie CWF;MF	Erie County Conservation District 814-825-6403
City of Oil City and Cornplanter Township Venango County	PAG02006112003	Kim Harris Oil Region Alliance of Business Industry and Tourism 217 Elm Street Oil City PA 16301	Oil Creek WWF	Venango County Conservation District 814-676-2832

*General Permit Type—PAG-3*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Lititz Borough Lancaster County	PAG033543	Woodstream Corp. 69 North Locust Street Lititz, PA 17543	UNT to Lititz Run / WWF	DEP-SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
North Apollo Borough Armstrong County	PAR606140	North Apollo Auto Wrecking, Inc. PO Box 466 River Street North Apollo, PA 15673	Kiskiminetas River	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
North Union Township Fayette County	PAR706130	Golden Eagle Construction Company, Inc. PO Box 945 Uniontown, PA 15401	UNT to Coolspring Run	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
East Huntingdon Township Westmoreland County	PAR216153	Carry All Products PO Box 201 Connellsville, PA 15425	Jacobs Creek	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

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

*Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAR808326	TRANSFLO Terminal Services, Inc. 500 Water Street, J-975, Jacksonville, FL 32202	Connoquenessing Creek 20-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
PAR808331	Buffalo & Pittsburgh RR Butler 100 BP Lane Butler, PA 16001	Connoquenessing Creek 20-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
PAR608314	TC Recycling LLC P. O. Box 1080 Mars, PA 16046-1080	Breakneck Creek and Hutchman Creek 20-C	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-4*

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

*Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAG041074	Theodore Maleski II 9430 Prindle Road North East, PA 16428	Eightmile Creek 15	DEP NWRO Water Management 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-8*

<i>Facility Name</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Facility Municipality and County</i>	<i>Contact Office &amp; Phone No.</i>
ALCOSAN WWTP	PAG086101	Allegheny County Sanitary Authority 3300 Preble Avenue Pittsburgh, PA 15233	City of Pittsburgh Allegheny County	Southwest Regional Office: Clean Water Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

*General Permit Type—PAG-8 (SSN)*

*Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
PAG080002	Jesse Baro, Inc.	William Schwartz Ma and Pa Farm	DEP-SCRO 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
PAG080005	157 Quarry Road	Route 74 & Route 372	
PAG080007	Douglassville, PA 19518	Delta, PA 17314	
PAG080011			
PAG080013			
PAG080017			
PAG080018			
PAG080020			
PAG082203			
PAG083518			
PAG083522			
PAG083533			
PAG083551			
PAG083605			
PAG089910			

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

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

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

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board. Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

**CAFO PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Goss Family Farm 123 Decatur Road McClure, PA 17841	Mifflin	397	947	Swine	NA	Approved
Mike Boyer 255 Lake Meade Road East Berlin, PA 17316	Adams	15	704.04	Turkeys	NA	Approved
Denise and Dennis Staub 904 Germany Road East Berlin, PA 17316	Adams	4	433.87	Turkey	NA	Approved
John Wanner 5800 Wanner Road Narvon, PA 17555	Lancaster	683.2	1135.63	Dairy	HQ	Approved

**PUBLIC WATER SUPPLY PERMITS**

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

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

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

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for 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**

*Central Office: Bureau Director, Safe Drinking Water,  
PO Box 8467, Harrisburg, PA 17105-8467*

**Permit No. [9996499]**, Public Water Supply.  
 Applicant [Westover Dairy]  
 [Township or Borough] [Lynchburg, Virginia]  
 Responsible Official [William T. Campbell,  
General Manager]  
 Type of Facility [Out of State Bottled System]  
 Effective Date [July 23, 2012]

Description of Action [Public Water Supply Permit to sell bottled water in Pennsylvania Rescinded for non-compliance with the monitoring requirements. All bottled water products from Westover Dairy, Inc. barred for sale in Pennsylvania.]

*Southeast Region: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401*

**Permit No. 4612502**, Public Water Supply.

Applicant **Audubon Water Company Valley Forge Terrace MHP**  
2650 Eisenhower Drive  
Suite 104-A  
Norristown, PA 19403

Township Lower Providence

County **Montgomery**

Type of Facility PWS

Consulting Engineer Evans Mill Environmental, LLC  
PO Box 735  
Uwchland, PA 19480

Permit to Construct July 13, 2012  
Issued

**Permit No. 4612510**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc**  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Township Cheltenham

County **Montgomery**

Type of Facility PWS

Consulting Engineer **CET Engineering Services—GHG**  
1240 Mountain Road  
Harrisburg, PA 17112

Permit to Construct July 13, 2012  
Issued

**Operations Permit** issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, (PWSID) New Britain Township, **Bucks County** on July 13, 2012 for the operation of facilities approved under construction permit #0911544.

*Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**Permit No. 3612518 MA, Minor Amendment**, Public Water Supply.

Applicant **Leola Sewer Authority**

Municipality Upper Leacock Township

County **Lancaster**

Responsible Official Michael H. Morris,  
Township Manager  
36 Hillcrest Avenue  
PO Box 325  
Leola, PA 17540

Type of Facility Repainting of the Hillcrest Avenue Storage Tank.

Consulting Engineer Daniel S Hershey  
Rettew Associates Inc  
3020 Columbia Avenue  
Lancaster, PA 17603

Permit to Construct 7/17/2012  
Issued:

**Operations Permit** issued to: **Mountain View Terrace**, 7670025, Newberry Township, **York County** on 7/12/2012 for the operation of facilities approved under Construction Permit No. 6711523 MA.

**Operations Permit** issued to: **Mountain Springs Camping Resort Enterprises, LLC**, 3060118, Upper Bern Township, **Berks County** on 7/18/2012 for the operation of facilities approved under Construction Permit No. 0612507 MA.

**Operations Permit** issued to: **Sproul Water Association**, 4070047, Greenfield Township, **Blair County** on 7/18/2012 for the operation of facilities approved under Construction Permit No. 0712502 MA.

**Operations Permit** issued to: **Blain Borough**, 7500018, Blain Borough, **Perry County** on 7/12/2012 for the operation of facilities submitted under Application No. 5010509 MA\*.

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

**Permit No. Minor Amendment**—Operation Public Water Supply.

Applicant **Bucknell View Mobile Home Park**

[Township or Borough] West Chillisquaque Township

County **Northumberland**

Responsible Official Ms. Leanne Miller GSP  
Management Company  
P. O. Box 677  
Morgantown, PA 19543

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit Issued July 19, 2012

Description of Action Operation of the five 220-gallon detention tanks to provide 4-log inactivation of viruses at Entry Point 101 (Well No. 1).

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

**Operations Permit** issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Leet Township, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210501.

**Operations Permit** issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Leetsdale Borough, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210505.

**Operations Permit** issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015)



Ambridge, Bell Acres, Edgeworth and Leetsdale Boroughs and Leet Township, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210506.

**Operations Permit** issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Edgeworth Borough, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210507.

**Operations Permit** issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Leetsdale Borough, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210508.

**Operations Permit** issued to: **The Municipal Authority of the Borough of Edgeworth**, 313 Beaver Road, Edgeworth, PA 15143, (PWSID #5020015) Leetsdale Borough, **Allegheny County** on July 23, 2012 for the operation of facilities approved under Construction Permit # 0210508.

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335*

**Source Water Protection Plan** Approval issued to the Jones Township Municipal Authority water system, PO Box 374 Wilcox, PA 15870, PWSID No. 6240020, Jones Township, Elk County on July 11, 2012

**Source Water Protection Plan** Approval issued to the Jay Township Water Authority water system, PO Box 69, Byrnedale, PA 15827, PWSID No. 6240005, Jay Township, Elk County on July 11, 2012

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

**Permit No. 6112501** Public Water Supply

Applicant	<b>UPMC Senior Communities, Inc.</b>
Township or Borough	Sugar Creek Borough
County	<b>Venango</b>
Type of Facility	Public Water Supply
Consulting Engineer	Raymond H. Antonelli, Sr., P.E. NIRA Consulting Engineers, Inc. 950 Fifth Avenue Coroapolis, PA 15108
Permit to Construct Issued	July 20, 2012

**Operation Permit** issued to **Brockway Borough Municipal Authority**, PWSID #6330002, Brockway Borough and Snyder Township, **Jefferson and Elk Counties**. Permit Number 3309502 issued July 20, 2012 for the operation of the Public Water Supply at Whetstone and Rattlesnake systems. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel during the construction/modification phase at both systems.

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Hickory Township	P. O. Box 44, Endeavor, PA 16322	Forest

*Plan Description:* The approved plan provides for constructing a 4500 GPD wastewater treatment plant to serve 16 residences in the village of Endeavor area. The wastewater will be conveyed by individual grinder pumps and small diameter pressure sewer. The remaining areas of the township will continue to be served by on-lot systems with those malfunctions identified in the Plan being corrected by repair or replacement at the expense of the property owner. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
New Wilmington Borough	134 High Street, New Wilmington PA 16142	Mercer

*Plan Description:* The approved plan provides for existing and future sewage needs in New Wilmington Borough as well as portions of Wilmington Townships (Mercer County and Lawrence County). The existing Sewage Treatment Plant (STP) is experiencing mechanical and operational issues with peak month hydraulic and organic loading nearing design capacity. The STP upgrades proposed in this project include the following: adding an influent pump station combined with screening and grit removal, a sludge storage building, a lab/control building, a new gravity interceptor sewer to the proposed influent pump station wet well, adding an additional clarigester, a dual tower trickling filter system, trickling filter pumping system, dual circular clarifiers, UV disinfection, sludge dewatering system, new sludge press, and a sludge drying bed. Replacing the existing trickling filter/rotating biological contactor STP with an upgraded trickling filter system, combined with an increase in hydraulic loading from 0.564 MGD to 0.780 MGD, the proposed changes will serve the municipalities for the next 20 years. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of New Wilmington Borough.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995**

**PREAMBLE 2**

**The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).**

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to

document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Sloto Property**, 281 West Shore Drive, Paupack Township, **Wayne County**. Robert Osetreich and Kevin Donlon, Applied Service Corporation, P. O. Box 445, 38 Old Beaver Run Road, Lafayette, NJ 07848 have submitted a Final Report to Remediate on behalf of their client, Jerald Sloto, 4481 County Line Road, Winfield, PA 17889, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from a 275-gallon aboveground storage tank. The report was submitted to document attainment of the Residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was published in *The Wayne Independent* on June 30, 2012.

**Pennsylvania Extruded Tube Company (PEXCO)**, 982 Griffin Pond Road, Scott Township and South Abington Township, **Lackawanna County**. Erin Palko, Roux Associates, Inc., 1222 Forest Parkway, Suite 190, West Deptford, NJ 08066 has submitted a Final Report on behalf of her client, Pennsylvania Extruded Tube Company, P. O. Box 1280, Scranton, PA 18510, concerning the remediation of groundwater found to have been impacted by lubricating oils/fluids. The report was submitted to document attainment of the Non-Residential Statewide Health Standard for groundwater. A public notice regarding the submission of the Final Report was to have been published in *The Abington Times* on July 11, 2012.

**Global Companies-Macungie Terminal (Pipeline Petroleum)**, Tank Farm and Shippers Road, Lower Macungie and Upper Milford Townships, **Lehigh**

**County**. John Grellis, Grellis Environmental Services, LLC, 7 Cedar Lane, East Windsor, NJ 08520 has submitted a Remedial Investigation Report/Remedial Action Report/Remedial Action Work Plan (Remedial Investigation Report/Cleanup Plan) on behalf of his client, Global Companies, LLC, Watermill Center, 800 South Street, P. O. Box 9161, Waltham, MA 02454-9161, concerning the remediation of soil found to have been impacted by unleaded gasoline as a result of a discharge from the underground supply piping located outside the containment area at this petroleum storage and distribution terminal. The combined report was submitted to document attainment partial fulfillment of the Site-Specific Standard for soil. A public notice regarding the submission of the combined Remedial Investigation Report/Remedial Action Report/Remedial Action Work Plan (Remedial Investigation Report/Cleanup Plan) was published in *The Morning Call* on May 24, 2012.

**Slifer Residence**, 238 Main Street, Walnutport Borough, **Northampton County**. Richard Trimpi and Janine Jacobs have submitted a Final Report on behalf of their client, Dustin Slifer, 248 Main Street, Walnutport, PA 18088, concerning the remediation of soil found to have been impacted by #2 fuel oil as a result of a vehicular collision which caused a crack in the fuel oil supply line at the base of the above ground storage tank. The report was submitted to document attainment of the residential Statewide Health Standard for soil. A public notice regarding the submission of the Final Report was published in *The Express Times* on March 26, 2012.

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

**Marsh Run Park/ New Cumberland Army Depot Landfill**, Mifflin Avenue and Marsh Run Road, New Cumberland, PA 17070, Fairview Township, **York County**. EA Engineering, Science and Technology, 1 Marketway West, Suite 4C, York, PA 17401, on behalf of U.S. Army Corps of Engineers, PO Box 1715, Baltimore, MD, 21203, submitted a Remedial Investigation/Risk Assessment Report concerning remediation of site soils and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific standard.

**Easterly Sewage Treatment Plant**, intersection of Old Sixth Avenue Road and South Dartmouth Lane, Altoona, Logan Township, **Blair County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of City of Altoona/Easterly Sewage Treatment Plant, 1301 Twelfth Street, Altoona, PA 16601 and Martin Oil Company, 528 North First Street, Bellwood, PA 16617, submitted a Final Report concerning remediation of site soils and groundwater contaminated with diesel fuel. The report is intended to document remediation of the site to the Residential Statewide Health standard.

**Merle Reedy Residence**, 112 Buck Heights Road, Quarryville, PA 17566, Providence Township, **Lancaster County**. Reliance Environmental, Inc., 130 East Chestnut Street, Lancaster, PA 17602, on behalf of Merle Reedy, 112 Buck Heights Road, Quarryville, PA 17566 and Whitelock & Woerth, Inc., 1220 Georgetown Road, Christiana, PA 17509, submitted a Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil released from an aboveground storage tank. The report is intended to document remediation of the site to a combination of Residential Statewide Health and Site-Specific standards.

**334 North Cedar Street**, Lititz, PA 17543, Lititz Borough, **Lancaster County**. Liberty Environmental, 50 North Fifth Street, 5th Floor, Reading, PA 19601, on behalf of Sovereign Bank, N.A. 75 State Street, MAI SST 04-11, Boston, MA 02109, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health standard.

*Northwest Region: Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Erie County Convention Center Authority Bayfront Site**, City of Erie, **Erie County**. AMEC Environmental & Infrastructure, Inc., 800 N. Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of the Erie County Convention Center Authority 809 French Street, Erie, PA 16501 has submitted a Risk Assessment Report concerning remediation of site soil contaminated with arsenic, chromium, methylcyclohexane, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[k]fluoranthene, chrysene, dibenzo(a,h)anthracene, dibenzofuran, naphthalene, phenanthrene and site groundwater contaminated with iron, aluminum, antimony, arsenic, barium, beryllium, cadmium, calcium, chromium, cobalt, copper, lead, magnesium, manganese, nickel, potassium, selenium, silver, sodium, thallium, vanadium, zinc, mercury, 1,1-biphenyl, 2,4-dimethylphenol, 4-methylphenol, 4-nitroaniline, acenaphthene, acenaphthylene, acetophenone, anthracene, 2-methylnaphthalene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[g,h,i]perylene, benzo[k]fluoranthene, bis[2-ethylhexyl] phthalate, butyl benzyl phthalate, caprolactam, carbazole, chrysene, dibenzo(a,h)anthracene, dibenzofuran, diethyl phthalate, di-n-butyl phthalate, di-n-octyl phthalate, fluoranthene, fluorene, indeno[1,2,3-cd]pyrene, phenanthrene, phenol, pyrene, benzaldehyde, naphthalene, benzene, 1,1-dichloroethane, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, acetone, carbon disulfide, chlorobenzene, chloroethane, chloroform, chloromethane, cis-1,2-dichloroethene, cyclohexane, ethylbenzene, isopropylbenzene, methylcyclohexane, methylene chloride, toluene, trans-1,2-dichloroethene, vinyl chloride, xylenes (total), 2-butanone, and trichloroethene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Erie County Convention Center Authority Bayfront Site (Fmr. GAF Materials Corp.)**, City of Erie, **Erie County**. AMEC E&I, Inc., 800 North Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of the Erie County Convention Center Authority, 809 French Street, Erie, PA 16501 has submitted a Cleanup Plan concerning the remediation of site soil contaminated with arsenic, anthracene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[k]fluoranthene, benzo[g,h,i]perylene, carbazole, chrysene, dibenzo(a,h)anthracene, dibenzofuran, indeno[1,2,3-cd]pyrene, 2-methylnaphthalene, fluoranthene, 4-methylphenol[p-cresol], naphthalene, 4-nitroaniline, and 1,3,5-trimethylbenzene and site groundwater contaminated with iron, aluminum, 2-methylnaphthalene, anthracene, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, benzo[g,h,i]perylene, benzo[k]fluoranthene, chrysene, 2,4-dichlorophenol, dibenzo(a,h)anthracene, fluoranthene, indeno[1,2,3-cd]pyrene, phenanthrene, pyrene, 4-methylphenol[p-cresol], naphthalene, and benzene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

*Southwest Region: Environmental Cleanup & Brown-field Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**Gilmour Manufacturing**, Borough of Somerset, **Somerset County**. AMEC Environmental & Infrastructure, Inc. 800 North Bell Avenue, Suite 200, Pittsburgh, PA 15106 on behalf of Robert Bosch Tool Corporation, Mount Prospect, Illinois has submitted a Remedial Investigation Report, Risk Assessment and Final Report concerning the remediation of site soil and groundwater contaminated with semi-volatile organic compounds and chlorinated solvents at 492 Drum Avenue, Borough of Somerset, Somerset County.

**Marathon Petroleum Company, LP Floreffe Terminal**, Jefferson Hills Borough, **Allegheny County**. URS Corporation, Inc. Foster Plaza 4, 501 Holiday Drive, Suite 300, Pittsburgh PA 15220 on behalf of Marathon Petroleum Company, LP, 539 South Main Street, Findlay, OH 45840 has submitted a Risk Assessment Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated from a diesel fuel spill at 1100 Glasshouse Road, Jefferson Hills Borough, Allegheny County.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995

PREAMBLE 3

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

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

public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Mulik Residence**, 600 McIntosh Lane, West Penn Township, **Schuylkill County**. Patrick Crawford, Crawford Environmental Services, LLC, 195 Proudfoot Drive, Birdsboro, PA 19508 submitted a Final Report on behalf of his clients, Kim and Stephen Mulik, 600 McIntosh Lane, Andreas, PA 18211, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from the overflow of a 275-gallon aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on July 12, 2012.

**Schatzel Property**, 543 R. Main Street, Weatherly Borough, **Carbon County**. Jeremy Bolyn, Environmental Maintenance Co., Inc., 1420 East Mermaid Lane, Glenside, PA 19038 submitted a Final Report on behalf of his client, Jessica Schatzel, 102-08 164 Drive, Hamilton Beach, NY 11414, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a release from a leaking, corroded feed-line from an aboveground storage tank. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on July 10, 2012.

**Eastern Industries-Old Getty Pipeline Site**, Martins Creek-Belvidere Road, Lower Mount Bethel Township, **Northampton County**. Robert P. Weaver, SAIC Energy, Environment, & Infrastructure, LLC, 6310 Allentown Boulevard, Harrisburg, PA 17112 submitted a Final Report on behalf of his client, Stabler Development Company, 4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034, concerning the remediation of soil found to be impacted by an alleged historic release of petroleum (kerosene or diesel) from a former pipeline located on the north side of Martins Creek-Belvidere Road. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on July 17, 2012.

**A & M Hibbard 1H/3H Well Site**, State Route 29, Dimock Township, **Susquehanna County**. James Pinta and David Testa, URS Corporation, 501 Holiday Drive, Foster Plaza 4, Suite 300, Pittsburgh, PA 15220 submitted a Final Report on behalf of their client, Cabot Oil & Gas Corporation, 5 Penn Center West, Suite 401, Pittsburgh, PA 15276, concerning the remediation of soil found to have been impacted by VOCs, SVOCs, metals, and ethylene glycol due to a release from the reserve pit and a release from the mud shelf. The report documented attainment of the Residential Statewide Health Standard and the Background Standard for soil and was approved on July 17, 2012.

**Slifer Residence**, 238 Main Street, Walnutport Borough, **Northampton County**. Richard Trimpi and Janine Jacobs submitted a Final Report on behalf of their client, Dustin Slifer, 248 Main Street, Walnutport, PA 18088, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of a vehicular collision which caused a crack in the fuel oil supply line at the base of the above ground storage tank. The report documented attainment of the residential Statewide Health Standard for soil and was approved on July 23, 2012.

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

**Harley Davidson Motor Company / former York Naval Ordnance Plant**, 1425 Eden Road, York, PA 17402, Springettsbury Township, **York County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110-9307, on behalf of Harley Davidson Motor Company, 1425 Eden Road, York, PA 17402, submitted a Risk Assessment Report concerning remediation of site soils contaminated with VOCs, PAHs, Chlorinated Solvents and Inorganics. The report is intended to document remediation of the site to meet a combination of Statewide Health (Residential and Non-Residential) and Site-Specific standards. The Report was approved by the Department on July 10, 2012. Groundwater will be addressed in a separate report.

#### RESIDUAL WASTE GENERAL PERMITS

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

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.*

**General Permit Application No. WMGR135. Delaware County Solid Waste Authority**, 583 Longview Road, Boyertown, PA 19512-7955; site: Rolling Hills Landfill. This general permit application proposed the beneficial use of leachate as a substitute for potable water in flue gas air pollution control devices. The application was withdrawn on July 17, 2012 by request of the applicant.

Persons with questions may contact Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170, 717-787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

#### DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

**Determination of Applicability for General Permit issued under the Solid Waste Management Act; and Residual Waste Regulations for a General Permit To Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 relating to authorization for general permit).**

*South Central Regional Office: Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.*

**General Permit No. WMGR038-SC006. Blair County Resource Recovery Facility, Inc.**, 1356 Old 6th Avenue Road, Altoona, PA 16603. The Department of Environmental Protection has issued a Determination of Applicability under General Permit WMGR038 to Blair County Resource Recovery Facility, Inc. for their location at 1356 Old 6th Avenue Road, Altoona, PA 16603 in Logan Township, **Blair County**. The permit was issued July 23, 2012.

Persons interested in obtaining more information about this general permit may contact John Oren, Facilities Manager, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

**OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**

**Permit(s) issued under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

*Southwest Regional Office, Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412.442.4000.*

**Permit ID No. 301224: United Environmental Group, Inc.**, 241 McAleer Road, Sewickley, PA 15143. Permit renewal for a residual waste treatment, storage and disposal facility, located in Ohio Township, **Allegheny County**, issued in the Regional Office on July 19, 2012.

**AIR QUALITY**

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

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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**64-303-014GP13: Wayco, Inc.** (198 O'Connell Road, Waymart, PA 18472) on July 10, 2012, to install and operate a hot mix asphalt plant site in Hawley Township, **Wayne County**.

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863*

**GP3-28-03061: New Enterprise Stone & Lime Co., Inc.** (PO Box 77, New Enterprise, PA 16664-0077) on July 18, 2012, to install a portable nonmetallic mineral crusher at the Valley Quarries - Mt. Cydonia Sand Plant 1 in Guilford Township, **Franklin County**.

**GP9-28-03061: New Enterprise Stone & Lime Co., Inc.** (PO Box 77, New Enterprise, PA 16664-0077) on July 18, 2012, to install a diesel-fired IC engine to power a portable nonmetallic mineral crusher at the Valley Quarries - Mt. Cydonia Sand Plant 1 in Guilford Township, **Franklin County**.

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

*Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**GP5-32-00402B: CNX Gas Co., LLC** (200 Evergreen Drive, Waynesburg, PA 15370) on July 18, 2012, to operate one (1) natural gas-fired compressor engine, Waukesha model F3521 GSI rated at 738 brake horsepower at their Marchand Compressor Station in North Mahoning Township, **Indiana County**. Operation of this facility was previously authorized to CONSOL Gas Company.

**GP5-65-00867C: CNX Gas Co., LLC** (200 Evergreen Drive, Waynesburg, PA 15370) on July 18, 2012, to operate one (1) natural gas-fired compressor engine, Caterpillar model G398 TA LCR rated at 625 brake horsepower and a tri-ethylene glycol dehydration unit at the Jacob's Creek Compressor Station in South Huntingdon Township, **Westmoreland County**. Operation of this facility was previously authorized to CONSOL Gas Company.

**GP5-65-00945C: CNX Gas Co. LLC** (200 Evergreen Drive, Waynesburg, PA 15370) on July 18, 2012, to operate one (1) natural gas-fired compressor engine, Caterpillar model G3516 TALE rated at 1,285 brake horsepower and a tri-ethylene glycol dehydration unit at the Bell Point Compressor Station in Bell Township, **Westmoreland County**. Operation of this facility was previously authorized to CONSOL Gas Company.

**GP5-65-00961D: CNX Gas Co. LLC** (200 Evergreen Drive, Waynesburg, PA 15370) on July 18, 2012, to operate one (1) natural gas-fired compressor engine, Caterpillar model G3412C LE rated at 637 brake horsepower at the Hickman Compressor Station in Bell Township, **Westmoreland County**. Operation of this facility was previously authorized to CONSOL Gas Company.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**GP2-10-021E: INDSPEC Chemical Corp.** (133 Main Street, Petrolia, PA 16050) on July 12, 2012, for storage tanks for volatile organic liquids (451,000 gallon storage tank, Tank T-3072) (BAQ-GPA/GP-2) in Petrolia, **Butler County**.

**GP5-10-376B: MarkWest Liberty Bluestone, LLC,—Voll Compressor Station** (Off Woodlands Road, Connoquenessing, PA 16027) on July 11, 2012, to operate three (3) natural gas fired compressor engines (1) Waukesha 7042 GSI, a 60 MMSCFd capacity glycol dehydrator, two (2) 0.25 MMBtu/hr capacity natural gas fired tank heaters, and two (2) 400 bbl (16,800 gal) capacity condensate storage tanks (BAQ-GPA-GP-5) in Connoquenessing Township, **Butler County**. Previously permitted under Keystone Midstream Services, LLC, Permit No. GP5-10-376A.

**GP5-27-041A: Pennsylvania General Energy Co., LLC,—Stone 1938 Compressor Station** (1660 Wards Ranch Road, Vonwinckel, PA 16260) on July 12, 2012, to operate a 640 bhp natural gas compressor engine, and three (3) associated condensate tanks (BAQ-GPA/GP-5) in Green Township, **Forest County**.

**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

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

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**09-0209A: Univar USA, Inc.** (4 Steel Road East, Morrisville, PA 19067) on July 19, 2012, to install 10 Above Ground Acid Storage Tanks with the Associated Air Pollution Control Devices (storage tanks) and throughput revisions for additional existing storage tanks at the Univar USA, Inc., chemicals manufacturing facility at 4 Steel Road East, Falls Township, **Bucks County**. The control devices include two scrubbers to control five of ten storage tanks. The installation and throughput revision of storage tanks may result in the emissions of: 24.90 tons per year of Hazardous Air Pollutants and 24.90 tons per year of Volatile Organic Compounds from the Univar USA, Inc, Morrisville facility located on 4 Steel Road East. The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**24-161C: Greentree Landfill Gas Co., LLC** (7913 Westpark Drive, Suite 101, McLean, VA 22102) on July 17, 2012, to modify conditions to the two compressor engines in Horton Township, **Elk County**. This is a State Only facility.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**09-0075B: Dunmore Corp.** (145 Wharton Road, Bristol, PA 19007) on July 15, 2012, to operate a regenerative thermal oxidizer in Bristol Township, **Bucks County**

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**25-920D: Waste Management of Pennsylvania, Inc.—Lakeview Landfill** (851 Robison Road East, Erie, PA 16509) on July 31, 2012, to construct a landfill expansion and the increase in carbon monoxide emissions limits associated with existing landfill gas-fired engines at their facility in Summit Township, **Erie County**. This is a Title V facility.

**42-004F: American Refining Group** (77 North Kendall Avenue, Bradford, PA 16701) on July 31, 2012, for a plan approval to replace the refinery flare tip system associated with the Refinery Flare (FL #301), at

their Bradford facility in Bradford City, **McKean County**. This is a Title V facility, Permit #42-0004.

**42-028B: Saint-Gobain** (1 Railroad Avenue, Port Allegany, PA 16743) on July 31, 2012, for plan approval to rebrick and to install an Oxygen Enriched Air Staging System on Furnace No. 1 at their container glass manufacturing facility in Port Allegany Borough, **McKean County**. This is a Title V facility, Permit #42-00028.

**62-176A: Allegheny Pellet Corp.** (1055 Matthews Run Road, Youngsville, PA 16371) on July 31, 2012, to install a 22 MMBtu/hr wood-fired pellet drying operation at their facility in Brokenstraw Township, **Warren County**.

**Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**46-00081: Markel, Corp.** (435 School Lane, Plymouth Meeting, PA 19462) on July 19, 2012, for operation of a facility that manufactures fluoropolymer tubing and coated wire, plastic tubing, coated fiberglass sleeves, and specialty tubing products in Plymouth Township, **Montgomery County**. The following air emission sources are located at this facility: two boilers, sixteen extruders, one parts washer, one No. 2 fuel oil storage tank, and one Isopar storage tank. The facility is a Title V facility for VOC emissions which is located in Plymouth Township, Montgomery County. This renewal of the Title V Operating Permit does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The Title V Operating Permit contains all applicable requirements including: testing, monitoring, and recordkeeping and reporting to show continued compliance with the terms and conditions of the permit.

**15-00105: Buckeye Pipe Line Transportation LLC—Malvern Station** (8 South Malin Road, Malvern, PA 19355) on July 19, 2012, for renewal of Title V Operating Permit (“TVOP”) No. 15-00105 in East Whiteland Township, **Chester County**. The facility’s air emissions sources consist of internal floating roof, gasoline storage tanks (seven of which may also store petroleum distillates); three fixed roof, petroleum distillate storage tanks; and a sump tank. Storage tanks No. 1-No. 4 are subject to a combined volatile organic compound (“VOC”) emission restriction of 5.9 tons/yr. The permittee has elected to restrict hazardous air pollutants (“HAPs”) emissions from the facility to less than 10 tons/yr for any individual HAP, and less than 25 tons/yr for total HAPs, to avoid being subject to the requirements of 40 C.F.R. Part 63, Subpart R. The facility, as well as several of its storage tanks, are also subject to gasoline and/or petroleum distillate throughput restrictions (in any consecutive twelve (12)-month period), as follows:

- Facility: 1,000,000,000 gallons of gasoline
- Storage tank #1: 13,666,200 gallons of gasoline and 40,950,000 gallons of petroleum distillates (including ethanol)
- Storage tank #2: 13,666,200 gallons of gasoline and 40,950,000 gallons of petroleum distillates
- Storage tank #3: 12,180,000 gallons of gasoline and petroleum distillates (combined)

- Storage tank #4: 12,270,000 gallons of petroleum distillates

- Storage tank #106: 328,860,000 gallons of gasoline

Since the TVOP was last renewed in 2005, no physical changes have occurred at the facility (though storage tank #5 has been inactive for approximately 20 years and will not be listed as a source in the renewed TVOP). However, since this time, all of the gasoline storage tanks at the facility have become subject to the requirements of 40 C.F.R. Part 63, Subpart BBBBBB. All applicable requirements of this regulation will be included in the renewed TVOP.

The facility is not subject to the Compliance Assurance Monitoring ("CAM") requirements of 40 CFR Part 64.

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

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**09-00019: Naceville Materials, Inc.—Miller Materials** (887 Mill Creek Road, Rushland, PA 18956) on July 19, 2012, for a renewal/administrative amendment of State Only Operating Permit ("SOOP") No. 09-00019 in Wrightstown Township, **Bucks County**. The following major changes have occurred at the facility since the SOOP was last amended in 2007, and will be addressed in the renewal SOOP:

- The installation of a 15,000-gal waste derived liquid fuel ("WDLF") aboveground storage tank and the consumption of on-specification WDLF as an additional fuel type by the facility's batch hot mix asphalt ("HMA") plant, as approved under Plan Approval No. 09-0019C.

- The addition of a screen to the facility's reclaimed asphalt pavement ("RAP") plant, as well as the modification of how the RAP is delivered from the RAP plant to the batch HMA plant, as approved under Request for Determination No. 2752.

- The owner of the facility has changed from Miller & Son Paving, Inc., to Naceville Materials, Inc.

The facility's air emissions sources consist of a stone crushing plant and the aforementioned RAP and batch HMA plants. The potential to emit nitrogen oxides ("NO<sub>x</sub>") and volatile organic compounds ("VOCs") from the batch HMA plant/facility each exceed 25 tons per year; however, Miller Materials has elected to restrict the HMA production for the batch HMA plant such that the NO<sub>x</sub> and VOC emissions from the facility will each not exceed 24.9 tons per year.

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

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

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or Daniel Husted, New Source Review Chief—Telephone: 717-705-4863*

**67-03059: Hill Street Veterinary Hospital** (555 Hill Street, York, PA 17403-5704) on July 10, 2012, for the animal cremation unit at the Hill St. Veterinary Hospital in Spring Garden Township, **York County**. The State-only permit was renewed.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636*

**10-00030: Concast Metal Products Co.** (Myoma Road, Mars, PA 16046) on June 27, 2012, issued a State Only Operating Permit renewal for their facility in Adams Township, **Butler County**. The facility is a Natural Minor. The primary sources at the facility include 3 induction furnaces, a machine shop, and a diesel emergency generator. The facility is subject to 40 CFR Part 63 Subpart ZZZZZZ pertaining to Area Source copper foundries. The emergency generator is subject to 40 CFR Part 63 Subpart ZZZZ, NESHAPS for RICE. Emissions from the induction furnaces and the machine shop are controlled by baghouses. Potential emissions from this facility are 34 tpy PM<sub>10</sub>; 0.1 tpy VOC; 1 tpy SO<sub>x</sub>; 3 tpy NO<sub>x</sub>; 2 tpy CO; and 0.03 tpy total HAPs. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**10-00356: Linde Butler Plant** (PO Box 397, Lyndora, PA 16045-0309) on June 27, 2012, for a new operating permit in Butler Township, **Butler County**. The facility operates an air separation plant including an oxygen vaporizer with two natural gas burners, each rated at 26 mmbtu/hr, a mole sieve regenerator with a natural gas burner rated at 2.25 mmbtu/hr, three Ajax boilers (each rated at 9.5 mmbtu/hr) for heating the liquid nitrogen, and a parts washer. The potential emissions from the facility are approximated as follows: NO<sub>x</sub>—19.5TPY, CO—17.9 TPY, PM—3.3 TPY, VOC—7.6 TPY, and SO<sub>2</sub>—0.3 TPY. The conditions of the previous plan approval were 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.

**25-00558: Products Finishing, Inc.** (2002 Greengarden Road, Erie, PA 16502) on July 18, 2012, renewed a State Only Operating Permit for the facility in the City of Erie, **Erie County**. The facility is a Natural Minor. The primary sources at the facility include 2 natural gas boilers, 11 Chrome electroplating tanks, and a hydrochloric acid stripping tank. The potential emissions from the facility are as follows: NO<sub>x</sub> less than 1 tpy; CO less than 1 tpy; PM<sub>10</sub> less than 1 tpy; SO<sub>x</sub> less than 1 tpy; VOC's less than 1 tpy; and Chromium Compounds less than 1 tpy. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**46-00191: Merck & Co., Inc.** (351 North Summeytown Pike, North Wales, PA 19454) on July 17, 2012, to operate their office complex in Upper Gwynedd Township, **Montgomery County**. This amendment is to address the change in federal tax ID number. Administrative Amendment of State-Only Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**32-00335: Nabors Completion & Production Services Co. (NCPS)—Black Lick Plant** (Route 19 South, Black Lick, PA 15716) on July 20, 2012, to Amend the Natural Minor Operating Permit to incorporate the Change of Business Name from Superior Well Services, Inc. to Nabors Completion & Production Services Co. There is no change of ownership, tax identification or responsible official with this amendment. All sources, control devices, and conditions remain the same as in the previous issued operating permit. The permit expiration date will remain January 10, 2017. This facility is located in Black Lick Township, **Indiana County**.

**26-00488: Laurel Aggregates of Delaware, LLC—Wymps Gap Quarry—Lake Lynn Quarry** (2480 Springhill Furnace Rd, Lake Lynn, PA 15451) on July 23, 2012, to Amend the Natural Minor Operating Permit to incorporate the Change of Ownership from Laurel Aggregates, LLC to Laurel Aggregates of Delaware, LLC. The Federal Tax ID, Responsible Official and mailing address were also updated with changes. All sources, control devices, and conditions remain the same as in the previous issued operating permit. This facility is located in Cresson Township, **Cambria County**.

## **ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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

### *Coal Applications Returned*

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

**26081602 and NPDES No. PA0235750. Gallatin Fuels, Inc.**, (250 West Main Street, Uniontown, PA 15401). To operate the Lock 8 Barge Loading Facility in

Springhill Township, **Fayette County** a new coal prep plant and related NPDES permit. Includes application to establish an emission inventory under General Permit BAQ-GPA/GP-12. Surface Acres Proposed 26.5. Receiving stream: Monongahela River, classified for the following uses: WWF, N. The first downstream potable water supply intake from the point of discharge is Masontown Water Works and intake: Monongahela River. The application was considered administratively complete on September 23, 2008. Application received: July 23, 2008. Application withdrawn: July 19, 2012

### *Coal Permits Actions*

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

**56100701 and NPDES No. PA0235989. Wilson Creek Energy, LLC**, (140 West Union Street, Suite 102, Somerset, PA 15501). To revise the permit for the Milford #3 Coal Refuse Disposal Area in Milford Township, **Somerset County** and related NPDES permit to change the water handling and add three NPDES outfalls. Receiving streams: South Glade Creek and Unnamed Tributaries to South Glade Creek, both classified for the following use: WWF. The application was considered administratively complete on March 19, 2012. Application received: November 22, 2011. Permit issued: July 23, 2012.

**32061303. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201-9642). To revise the permit for the Heilwood Mine in Pine and Cherryhill Townships, **Indiana County** to add subsidence control plan area acres. Subsidence Control Plan Acres Proposed 1574.4. No additional discharges. The first downstream potable water supply intake from the point of discharge is Indiana County Municipal Services Authority and intake: Yellow Creek. The application was considered administratively complete on January 20, 2011. Application received: October 12, 2010. Permit issued: July 23, 2012.

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

**56823143 and NPDES No. PA0605841. Croner, Inc.**, P. O. Box 260, Friedens, PA 15541, permit renewal for the continued operation and restoration of a bituminous surface mine in Quemahoning Township, **Somerset County**, affecting 202.0 acres. Receiving stream(s): unnamed tributaries to Beaverdam Creek and Beaverdam Creek classified for the following use(s): high quality—cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough Municipal Authority, Stonycreek River. Application received: December 28, 2011. Permit issued: July 17, 2012.

**56980301 and NPDES No. PA023499. Keystone Lime Company**, P. O. Box 278, Springs, PA 15562, revision of an existing bituminous surface mine to add 8.7 acres for support only, to the SMP in Addison and Elk Lick Townships, **Somerset County**, affecting 214.5 acres. Receiving stream(s): UT to Zehner Run; UTS to/and Christener Run classified for the following use(s): high quality cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 15, 2011. Permit issued: July 10, 2012.

**56110104 and NPDES No. PA0263206. Wilson Creek Energy, LLC**, 140 West Union Street, Suite 102, Somerset, PA 15501, commencement, operation and restoration of a bituminous surface highwall mining mine in Jenner Township, **Somerset County**, affecting 184.9 acres. Receiving stream(s): unnamed tributaries to/and



Hoffman Run classified for the following use(s): cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria-Somerset Authority, Quemahoning Reservoir. Application received: March 18, 2011. Permit issued: July 10, 2012.

**32110102 and NPDES No. PA0263214. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, commencement, operation and restoration of a bituminous surface mine in Burrell Township, **Indiana County**, affecting 33.8 acres. Receiving stream(s): unnamed tributaries to Tom's Run classified for the following use(s): cold water fishery. There are no potable water supply intakes within 10 miles downstream. The permit also includes a Chapter 105 authorization for stream encroachments to construct and maintain temporary stream crossings over unnamed tributary #6 and unnamed tributary #2A of Toms Run. Application received: April 11, 2011. Permit issued: July 10, 2012.

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**26111001 GP-104. George Stash, Jr.** (354 Georges Road, Uniontown, PA 15401). General NPDES permit for stormwater discharge associated with General Permit 103 Short Term Construction Project, located in Perry Township, **Fayette County**, affecting 3.1 acres. Receiving stream: unnamed tributary to Youghiogheny River. Application received: April 5, 2012. GP-104 permit issued: July 17, 2012.

**26040105 and NPDES Permit No. PA0250635. Amerikohl Mining, Inc.** (1384 State Route 711, Stahlstown, PA 15687). Revision permit for land use change from forestland to post mining land use of unmanaged natural habitat to an existing bituminous surface mine, located in Dunbar Township, **Fayette County**, affecting 382.7 acres. Receiving streams: unnamed tributaries to Laurel run and Ferguson Run Application received: February 22, 2012. Permit issued: July 18, 2012.

**03070101 and NPDES Permit No. PA02551089. AMFIRE Mining Co., LLC** (One Energy Place, Suite 2800, Latrobe, PA 15650). Renewal permit for reclamation only issued to an existing bituminous surface mine, located in Burrell Township, **Armstrong County**, affecting 120.1 acres. Receiving streams: unnamed tributaries to Crooked Creek Application received: February 2, 2012. Permit issued: July 18, 2012.

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

**37060104. Cemex Construction Materials Atlantic, LLC** (920 Memorial City Way, Suite 100, Houston, TX 77024). Transfer of an existing bituminous surface mine from Cemex, Inc. in Shenango Township, **Lawrence County** affecting 48.7 acres. Receiving streams: Unnamed tributary to McKee Run. Application received: October 31, 2011. Permit Issued: July 20, 2012.

**37060104. Cemex Construction Materials Atlantic, LLC** (920 Memorial City Way, Suite 100, Houston, TX 77024). Renewal of an existing bituminous surface mine in Shenango Township, **Lawrence County** affecting 48.7 acres. Receiving streams: Unnamed tributary to McKee Run. This renewal is for reclamation only. Application received: May 19, 2012. Permit Issued: July 20, 2012.

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

**17110102 and NPDES No. PA0257583. Swisher Contracting, Inc.** (P. O. Box 1223, Clearfield, PA 16830). Commencement, operation and restoration of a bituminous surface mine located in Goshen Township, **Clearfield County** affecting 113.2 acres. Receiving streams: Surveyor Run (cold water fishery) and Little Trout Run (high quality cold water fishery). There are no potable water supply intakes within 10 miles downstream. Application received: March 22, 2011. Permit Issued: July 10, 2012.

*Noncoal Permits Actions*

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

**24030804. Chris Kline Excavating** (351 State Street, St. Marys, PA 15857) Transfer of an existing small industrial minerals mine from Park Excavating & Welding, Inc. in the City of St. Marys, **Elk County** affecting 3.0 acres. Receiving streams: Elk Creek. Application received: March 30, 2012. Permit Issued: July 16, 2012.

**27122801. Passauer Excavation, Inc.** (P. O. Box 304, West Hickory, PA 16370) Commencement, operation and restoration of a small industrial minerals mine in Tionesta Township, **Forest County** affecting 5.0 acres. Receiving streams: Peters Run. Application received: May 15, 2012. Permit Issued: July 16, 2012.

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

**14020801. Judith R. Burlingame** (740 East Main Street, Lock Haven, PA 17745). Noncoal mining operation located in Snow Shoe Township, **Centre County**. Restoration of 1.0 acre. Receiving stream: Unnamed Tributary to North Fork. Application received: June 11, 2012. Final bond release: July 20, 2012.

**4976SM4 and NPDES No. PA0608858. Eastern Industries, Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034). Renewal of the NPDES permit on an existing industrial mineral mine located in Middlebury Township, **Tioga County**. Receiving streams: Norris Brook (Unnamed Tributaries to Crooked Creek) classified as Warm Water Fishes and Migratory Fish. Application received: March 22, 2012. Permit issued: July 17, 2012.

**53112803 and NPDES No. PA0257664. Duffy, Inc.** (P. O. Box 374, Smethport, PA 16749). Commencement, operation and restoration of a bluestone quarry located in Pike Township, **Potter County** affecting 5.0 acres. This is a transfer and upgrade from 2,000 to 10,000 tons per year of Sylvan Glen, Inc., SMP #53910801. Receiving streams: Bloody Run tributary to Elk Run classified as High Quality Waters-Cold Water Fishes. Application received: May 19, 2011. Permit issued: July 13, 2012.

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

**40860301GP104. Pioneer Aggregates, Inc.** (215 East Saylor Avenue, Laflin, PA 18702), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 40860301 in Newport Township, **Luzerne County**, receiving stream: Newport Creek. Application received: March 12, 2012. Permit issued: July 20, 2012.

**ACTIONS ON BLASTING ACTIVITY  
APPLICATIONS**

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

*Blasting Permits Actions*

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

**42124005. Howard Drilling, Inc.** (11 Bridge Street, Mt. Jewett, PA 16740) Blasting activity permit for stone removal in Wetmore Township, **McKean County**. This blasting activity permit will expire on July 1, 2013. Permit Issued: July 18, 2012.

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

**08124139. Meshoppen Blasting Inc.** (Frantz Rd, P. O. Box 127, Meshoppen, PA 18630). Blasting for Circle Z well pad and access road and well site access road located in Wilnot Township, **Bradford County**. Permit issued: July 17, 2012. Permit expires: October 1, 2012.

**08124138. Brubacher Excavating, Inc.** (P. O. Box 528, Bowmansville, PA 17507-0528). Blasting for Guthrie Troy Hospital located in Troy Township, **Bradford County**. Permit issued: July 17, 2012. Permit expires: July 12, 2013.

**08124137. Meshoppen Blasting Inc.** (Frantz Rd, P. O. Box 127, Meshoppen, PA 18630). Blasting for Eastabrook 5 pad and well site access road located in Orwell Township, **Bradford County**. Permit issued: July 12, 2012. Permit expires: October 15, 2015.

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

**06124108. J Roy's, Inc.**, (PO Box 125, Bowmansville, PA 17507), construction blasting for Conestoga Landfill in New Morgan Borough, **Berks County** with an expiration date of July 15, 2013. Permit issued: July 18, 2012.

**35124104. Holbert Explosives, Inc.**, (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for Circle Green Development in Clarks Green Borough, **Lackawanna County** with an expiration date of July 12, 2013. Permit issued: July 18, 2012.

**58124161. Maine Drilling & Blasting**, (PO Box 1140, Gardiner, ME 04345), construction blasting for Statler Pipeline in Lenox Township, **Susquehanna County** with an expiration date of July 12, 2013. Permit issued: July 18, 2012.

**58124162. Doug Wathen, LLC**, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Bray Gas Pad in Auburn Township, **Susquehanna County** with an expiration date of July 13, 2013. Permit issued: July 18, 2012.

**58124163. Doug Wathen, LLC**, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Maris Gas Pad in Auburn Township, **Susquehanna County** with an expiration date of July 13, 2013. Permit issued: July 19, 2012.

**66124112. Hayduk Enterprises, Inc.**, (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Brian McKensas foundation in Lemon Township, **Wyo-**

**ming County** with an expiration date of December 31, 2012. Permit issued: July 19, 2012.

**67124105. Douglas Explosives, Inc.**, (P. O. Box 77, Philipsburg, PA 16866), construction blasting for Holtwood Expansion Project in Lower Chanceford Township, **York County** with an expiration date of August 1, 2013. Permit issued: July 20, 2012.

**FEDERAL WATER POLLUTION  
CONTROL ACT SECTION 401**

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

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

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

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

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

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

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.*

**E21-430: Lower Allen Township**, 2233 Gettysburg Road, Camp Hill, Pennsylvania 17011, in Lower Allen Township, **Cumberland County**, ACOE Baltimore District

To construct and maintain four pedestrian boardwalk crossings of four separate exceptional value PEM wetlands for the purpose of constructing a pedestrian trail all within the floodway of Yellow Breeches Creek (CWF, MF), connecting the Allendale and Beacon Hill neighborhoods in Lower Allen Township, Cumberland County (Lemoyne, PA Quadrangle; N: 16.4 inches, W: 1.5 inches; Latitude: 40°12'55", Longitude: -76°53'08"). The crossings will result in a cumulative permanent impact of 0.01 acre (33.0 square feet), and temporary impact of 0.04 acre. The amount of wetland impact is considered a de minimis impact of 0.01 acre and wetland replacement is not required.

*Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E26-364. Pennsylvania Department of Transportation District 12-0**, P O Box 459, 825 North Gallatin Avenue, Uniontown, PA 15401, Stewart Township, **Fayette County**; ACOE Pittsburgh District.

Has been given consent to remove the existing bridge having a width of 30', a span of 26.9', and an underclearance of 7.5'; and to construct and maintain a new bridge having a width of 37.8', a span of 42.3', and underclearance of 7.7' using half width construction over Bear Run (EV) which is designated as a Scenic River and supports Wild Trout. In addition construct and maintain associated stormwater outlets. The project is located approximately 570' east of the Fallingwater National Historic Landmark (Mill Run Pa Quadrangle; N: 5 inches; W: 12.5 inches; latitude 39° 54' 2.2"; Longitude 79° 27' 57.4") in Stewart Township, Fayette County.

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335.*

**E37-187, New Castle Area School District**, 420 Fern Street, New Castle, PA 16101-2220 in the city of New Castle, **Lawrence County**, ACOE Pittsburgh District.

to permanently fill 0.4636 acre of wetlands in the watershed of Neshannock Creek (TSF) for expansion of the Harry W Lockley Elementary School at a point approximately 1,000 feet southeast of the State Route 108 and North Scott Street intersection (New Castle North, PA Quadrangle N: 41°, O' 10.1": W: -80°, 19', 39.3"). The Permittee will mitigate for the wetland impacts by constructing 0.92 acres of onsite replacement wetlands.

**E61-294, PA Department of Transportation, District 1-0**, 255 Elm Street, Oil City, PA 16301, in Cranberry Township, **Venango County**, ACOE Pittsburgh District.

to remove the existing 18 ft single span 98 ft long slab bridge and to construct and maintain a 28 ft single span 105 ft long precast slab bridge over Sage Run (CWF) along Riverside Drive, Cranberry Township, SR 0062 Segment 0520 Offset 0066 just North of its intersection with SR 0257 Salina Road. Project also includes removal of a 32 ft long concrete wall along Sage Run upstream of the bridge, 205 ft realignment of Sage Run and reconstruction and realignment of the SR 0257 and SR 0062 intersection. (Oil City, PA Quadrangle N: 41°, 25', 12.4"; W: -79°, 42', 12").

*Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335*

**E62-08-003 Bear Lake Properties, Inc.**, 3000 Village Run Road, Wexford, PA 15090. Waterline and Brine Unloading Facility, in Columbus Township, **Warren County**, United States Army Corps of Engineers Pittsburgh District.

The applicant proposes to construct and maintain a 3-inch brine water line which will cross five (5) Palustrine Emergent (PEM) wetlands and an Unnamed Tributary to Brokenstraw Creek (CWF) at two locations in order to transport brine water from an offloading facility located at the corner of Stateline Road and Cornish Hill Road to two (2) injection wells located approximately 3500 feet to the west and southwest (Columbus, PA Quadrangle N: 41° 59' 42"; W: -79° 31' 58.8") in Columbus Township, Warren County. Installation of the pipeline will temporarily impact 0.93 acre of PEM wetland and 86 linear feet of stream channel, while installation of the poles for an associated overhead electric line will permanently impact 40 square feet (0.0009 acre) of PEM wetlands.

*District Oil & Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E4129-038: Anadarko E&P Company LP**, 33 West Third Street, Suite 200, Williamsport, PA 17701, Mifflin & Piatt Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two six inch waterlines impacting 75 linear feet of an unnamed tributary to Larrys Creek (EV) and 836 square feet of adjacent palustrine emergent (PEM) wetlands (Linden, PA Quadrangle 41°13'15"N 77°13'01"W);

2) two six inch waterlines impacting 43 linear feet of an unnamed tributary to Larrys Creek (EV) (Linden, PA Quadrangle 41°13'29"N 77°12'57"W);

3) two six inch waterlines impacting 48 linear feet of an unnamed tributary to Larrys Creek (EV) (Linden, PA Quadrangle 41°14'08"N 77°12'47"W);

4) two six inch waterlines impacting 81 linear feet of an unnamed tributary to Seeley Run (EV) (Linden, PA Quadrangle 41°14'32"N 77°12'38"W);

5) two six inch waterlines impacting 49 linear feet of Seeley Run (EV) (Linden, PA Quadrangle 41°14'38"N 77°12'38"W).

The project will result in 302 linear feet of temporary stream impacts and 0.02 acre of temporary wetland impacts all for the purpose of installing freshwater pipelines with associated roadways for Marcellus well development.

**E5729-031: Appalachia Midstream Services, LLC**, 100 IST Center, Horseheads, New York, 14845, Elkland and Fox Townships, **Sullivan County**, USACE Baltimore District.

To construct, operate, and maintain:

(1) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 191 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'33"N, 76°39'18"W);

(2) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 193 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'34"N, 76°39'18"W);

(3) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 17 linear

feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'35"N, 76°39'19"W);

(4) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 194 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'45"N, 76°39'31"W);

(5) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 72 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°32'45"N, 76°39'32"W);

(6) A temporary road crossing using a mobile steel bridge and a 16 inch diameter gathering line impacting 191 linear feet of Elk Creek (EV) (Shunk, PA Quadrangle 41°32'57"N, 76°40'05"W);

(7) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 2,576 square feet of palustrine emergent (PEM) wetland (Shunk, PA Quadrangle 41°32'50"N, 76°40'32"W);

(8) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 192 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'38"N, 76°41'13"W);

(9) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 133 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41°32'38"N, 76°41'13"W);

(10) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 190 linear feet of an unnamed tributary to Porter Creek (EV) (Shunk, PA Quadrangle 41°32'14"N, 76°41'54"W);

(11) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 530 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°32'14"N, 76°41'55"W);

(12) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 2,075 square feet of palustrine emergent (PEM) wetland (Shunk, PA Quadrangle 41°32'15"N, 76°41'57"W);

(13) A temporary road crossing using a wood mat bridge and a 16 one 16.0-inch diameter gathering line impacting 224 linear feet of Porter Creek (EV) (Shunk, PA Quadrangle 41°32'16"N, 76°42'29"W);

(14) A temporary road crossing using a mobile steel bridge and a 16 inch diameter gathering line impacting 94 linear feet of an unnamed tributary to Porter Creek (EV) (Shunk, PA Quadrangle 41°32'14"N, 76°42'30"W);

(15) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 2,683 square feet of palustrine emergent (PEM) wetland (Shunk, PA Quadrangle 41°32'15"N, 76°43'03"W);

(16) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 418 square feet of palustrine emergent (PEM) wetland (Shunk, PA Quadrangle 41°32'16"N, 76°43'11"W);

(17) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting 128 linear feet of an unnamed tributary to Hoagland Branch (EV) (Shunk, PA Quadrangle 41°32'22"N, 76°43'37"W);

(18) A temporary road crossing using a wood mat bridge and a 16 inch diameter gathering line impacting

190 linear feet of an unnamed tributary to Hoagland Branch (EV) (Shunk, PA Quadrangle 41°32'24" N, 76°43'46" W);

(19) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 6,339 square feet of an palustrine scrub/shrub (PSS) wetland (Shunk, PA Quadrangle 41°32'28"N, 76°44'06"W);

(20) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 1,410 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°32'36"N, 76°44'34"W);

(21) A temporary road crossing using a mobile steel bridge and a 16 inch diameter gathering line impacting 205 linear feet of Hoagland Branch (EV) (Shunk, PA Quadrangle 41°32'36"N, 76°44'35"W);

(22) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 540 square feet of palustrine emergent (PEM) wetland (Grover, PA Quadrangle 41°32'31"N, 76°44'48"W);

(23) A temporary road crossing using timber mats and a 16 inch diameter gathering line impacting 581 square feet of palustrine emergent (PEM) wetland (Grover, PA Quadrangle 41°32'30"N, 76°44'51"W);

(24) A temporary road crossing using a mobile steel bridge and a 16 inch diameter gathering line impacting 216 linear feet of Fall Run (EV) (Grover, PA Quadrangle 41°32'27"N, 76°45'04"W);

(25) A temporary road crossing using a wood mat bridge and a 6 inch diameter well line impacting 121 linear feet of an unnamed tributary to Fall Run (EV) (Grover, PA Quadrangle 41°32'19"N, 76°45'09"W).

The project will result in 17,224 square feet of temporary wetland impacts and 2,479 linear feet of temporary stream impacts for the purpose of installing a gathering line for Marcellus well development in Elkland and Fox Township, Sullivan County. The permittee will provide 0.29 acre of compensatory mitigation for impacts throughout the project at the Wilmot Site (Colley, PA Quadrangle 41°36'44"N 76°17'27"W) in Wilmot Township, Bradford County.

**E4129-035: PVR Marcellus Gas Gathering, LLC**, 25 West Third Street, 100 Penn Tower, Suite 201 & 202, Williamsport, PA 17701, Mifflin, Piatt, & Watson Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a surface water withdrawal impacting 43995 square feet of the West Branch Susquehanna River (WWF, MF) including two intake screen structures on a concrete pad placed on the stream bed (Linden PA Quadrangle 41°12'50"N 77°13'57"W),

2) one sixteen inch water pipeline bored beneath 2962 square feet of a palustrine emergent (PEM) wetland (Linden PA Quadrangle 41°13'00"N 77°14'04"W),

3) one sixteen inch water pipeline and a timber mat bridge impacting 84 linear feet of Stewards Run (WWF) (Linden PA Quadrangle 41°13'08"N 77°14'08"W),

4) one sixteen inch water pipeline and a timber mat bridge impacting 82 linear feet of an unnamed tributary to Stewards Run (WWF) (Linden PA Quadrangle 41°13'48"N 77°14'57"W),

5) one sixteen inch water pipeline and a timber mat bridge impacting 84 linear feet of Stewards Run (WWF) (Jersey Shore PA Quadrangle 41°13'49"N 77°15'16"W),

6) one sixteen inch water pipeline and a timber mat bridge impacting 75 linear feet of Stewards Run (WWF) (Jersey Shore PA Quadrangle 41°13'50"N 77°15'21"W),

7) one sixteen inch water pipeline and a timber mat bridge impacting 75 linear feet of an unnamed tributary to Canoe Run (EV) (Jersey Shore PA Quadrangle 41°14'38"N 77°15'32"W),

8) one sixteen inch water pipeline bored beneath impacting 88 linear feet of an unnamed tributary to Canoe Run (EV) adjacent to Canoe Run Road (Jersey Shore PA Quadrangle 41°14'45"N 77°15'48"W),

9) one sixteen inch water pipeline and a timber mat bridge impacting 76 linear feet of an unnamed tributary to Canoe Run (EV) (Jersey Shore PA Quadrangle 41°14'51"N 77°15'50"W),

10) one sixteen inch water pipeline and a timber mat bridge impacting 74 linear feet of an unnamed tributary to Tombs Run (HQ-CWF) (Waterville PA Quadrangle 41°15'21"N 77°16'40"W),

11) one sixteen inch water pipeline bored beneath impacting 84 linear feet of an unnamed tributary to Tombs Run (HQ-CWF) adjacent to Fillman Road (Waterville PA Quadrangle 41°15'27"N 77°17'25"W),

12) one sixteen inch water pipeline and a timber mat bridge impacting 85 linear feet of Tombs Run (HQ-CWF) adjacent to Tombs Run Road (Waterville PA Quadrangle 41°15'18"N 77°17'38"W),

13) one sixteen inch water pipeline and a timber mat bridge impacting 1655 square feet of a palustrine emergent (PEM) wetland (Waterville PA Quadrangle 41°15'45"N 77°17'35"W).

The project will result in 807 linear feet of temporary stream impacts and 4617 square feet of temporary wetland impacts. These impacts will account for 1.12 acres of temporary waterway impacts and 0.11 acre of temporary wetland impacts all for the purpose of installing natural gas pipeline and associated roadways for Marcellus well development.

**E6629-006: Appalachia Midstream Services, LLC**, 100 IST Center, Horseheads, NY 14845, Windham and North Branch Townships, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain:

1. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 3,406 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°33'54", Longitude: W76°12'49");

2. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 3,515 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'05", Longitude: W76°12'38");

3. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 511 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'18", Longitude: W76°12'40");

4. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 168.0 linear feet of Sugar Run Creek (CWF, MF) and 12,018 square feet of Palustrine Emergent/Palustrine

Scrub Shrub (PEM/PSS) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'33", Longitude: W76°12'36");

5. one 16 inch diameter natural gas line via open cut trenching and a temporary timber mat crossing impacting 1,009 square feet of Palustrine Forested (PFO) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'52", Longitude: W76°12'41");

The project will result in 168.0 linear feet of temporary stream impacts, 7,412 square feet (0.17 acre) of temporary PEM wetland impacts, 12,018 square feet (0.28 acre) of temporary PEM/PSS wetland impacts, and 1,009 square feet (0.02 acre) of permanent PFO wetland impacts all for the purpose of installing a natural gas pipeline and associated access roadways for Marcellus shale development.

**E6629-007: Appalachia Midstream, LLC**, 100 IST Center, Horseheads, NY 14845, Windham Township, **Wyoming County**, ACOE Baltimore District.

To construct, operate and maintain the Penecale Gathering Line, with impacts as follows:

1. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 46.0 linear feet of a UNT to Roaring Run (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°37'06.7", Longitude: W76°11'35.2");

2. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 1,948 square feet of Palustrine Emergent/Scrub Shrub (PEM/PSS) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°37'06.1", Longitude: W76°11'34.5");

3. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 942 square feet of Palustrine Emergent/Scrub Shrub (PEM/PSS) (Jenningsville, PA Quadrangle, Latitude: N41°36'53.2", Longitude: W76°11'39.6");

4. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 53.0 linear feet of a UNT to Roaring Run (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°36'52.8", Longitude: W76°11'39.3");

5. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 593 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°36'38.9", Longitude: W76°11'49.9");

6. one 16 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 46.0 linear feet of a UNT to Roaring Run (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°36'.9", Longitude: W76°11'38.4");

7. one 16 inch diameter natural gas line via boring impacting 169 square feet of Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°36'14.2", Longitude: W76°11'40.4");

8. one 16 inch diameter natural gas line via boring impacting 8.0 linear feet of a UNT to Sugar Run Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°35'56.2", Longitude: W76°12'06.3");

9. one 6 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 640 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°35'17.3", Longitude: W76°12'10.0");

10. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 4,016 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°35'01.6", Longitude: W76°11'56.3");

11. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 12.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°35'01.2", Longitude: W76°11'55.7");

12. a temporary road crossing impacting 71 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°35'01.1", Longitude: W76°11'49.3");

13. a temporary road crossing impacting 34.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°35'01.2", Longitude: W76°11'49.1");

14. one 20 inch diameter natural gas line via horizontal directional drilling impacting 38.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'56.2", Longitude: W76°11'36.0");

15. one 20 inch diameter natural gas line via horizontal directional drilling impacting 18.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'56.3", Longitude: W76°11'35.1");

16. one 20 inch diameter natural gas line via horizontal directional drilling impacting 124 square feet of Palustrine Forested (PFO) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'56.6", Longitude: W76°11'33.7");

17. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 74.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'50.1", Longitude: W76°11'04.6");

18. one 20 inch diameter natural gas line via open cut trenching impacting 4,098 square feet of Palustrine Emergent/Scrub Shrub (PEM/PSS) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'35.3", Longitude: W76°10'57.6");

19. one 20 inch diameter natural gas line via boring impacting 124 square feet of Palustrine Forested (PFO) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'34.9", Longitude: W76°10'56.5");

20. one 20 inch diameter natural gas line via boring impacting 27.0 linear feet of Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'34.7", Longitude: W76°10'55.8");

21. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 562 square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'31.0", Longitude: W76°10'53.5");

22. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 41.0 linear feet of a UNT to Little Mehoopany Creek (CWF, MF) (Jenningsville, PA Quadrangle, Latitude: N41°34'30.0", Longitude: W76°10'53.7"); and

23. one 20 inch diameter natural gas line via open cut trenching and a temporary road crossing impacting 163

square feet of Palustrine Emergent (PEM) Wetlands (Jenningsville, PA Quadrangle, Latitude: N41°34'23.9", Longitude: W76°10'55.2").

The project will result in 397.0 linear feet of temporary stream impacts, 6,214 square feet (0.14 acre) of temporary PEM wetland impacts, 6,988 square feet (0.16 acre) of temporary PEM/PSS wetland impacts, and 248 square feet (0.01 acre) of temporary PFO wetland impacts all for the purpose of installing a natural gas pipeline and associated access roadways for Marcellus shale development.

**E0829-042: Appalachia Midstream, LLC**, 100 IST Center, Horseheads, NY 14845, Tuscarora and Wyalusing Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 747 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°42'27", Longitude: -76°12'24");

2. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°42'20", Longitude: -76°11'58");

3. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°42'06", Longitude: -76°11'51");

4. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 747 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°42'05", Longitude: -76°11'50");

5. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) (Laceyville, PA, Latitude: 41°41'51", Longitude: -76°11'45");

6. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) and impacting 2,401 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'44", Longitude: -76°11'41");

7. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 21,326 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'42", Longitude: -76°11'33");

8. one 12 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of an unnamed tributary to Little Tuscarora Creek (CWF, MF) and impacting 2,401 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'44", Longitude: -76°11'41");

9. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 87 linear feet of an unnamed tributary to Fargo Creek (CWF, MF) and impacting 4,021 square feet of an adjacent Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'45", Longitude: -76°10'28");

10. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 1,488 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'47", Longitude: -76°10'06");

11. one 12 inch diameter natural gas line impacting 62 linear feet of Fargo Creek (CWF, MF) (Laceyville, PA, Latitude: 41°41'48", Longitude: -76°10'00");

12. one 12 inch diameter natural gas line, and a temporary timber mat bridge impacting 4,285 square feet of a Palustrine Emergent Wetland (Laceyville, PA Quadrangle, Latitude: 41°41'50", Longitude: -76°09'46");

The project will result in 609 linear feet or 10,408 square feet of temporary stream impacts and 37,576 square feet (.86 acre) of PEM wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development.

**E5829-020. Williams Field Services Company, LLC.**, 1605 Coraopolis Heights Road, Moon Township, PA 15108-4310; Harford and Lenox Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. an 8 inch diameter natural gas gathering pipeline and timber mat crossing impacting 210 square feet of an unnamed tributary to Martins Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 51"; Longitude -75° 44' 43"),

2. a timber mat crossing impacting 212 square feet of an unnamed tributary to Martins Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 51"; Longitude -75° 44' 44"),

3. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 53 square feet of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 36"; Longitude -75° 44' 27"),

4. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 380 square feet of an unnamed tributary to Millard Creek (CWF-MF) (Lenoxville, PA Quadrangle: Latitude 41° 43' 40"; Longitude -75° 44' 09"),

5. a 8 inch diameter natural gas gathering pipeline and timber mat crossing impacting 5,227 square feet (0.12 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 52"; Longitude -75° 44' 31"),

6. a timber mat crossing impacting 1,307 square feet (0.03 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 35"; Longitude -75° 44' 31"),

7. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 1,307 square feet (0.03 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 40"; Longitude -75° 44' 09"),

8. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 3,485 square feet (0.08 acre) of (PFO) wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 36"; Longitude -75° 43' 51"),

9. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 871 square feet (0.02 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 33"; Longitude -75° 43' 41"),

10. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 3,485 square feet (0.08 acre) of PEM wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 38"; Longitude -75° 43' 20"),

11. a 10 inch diameter natural gas gathering pipeline and timber mat crossing impacting 8,276 square feet (0.19 acre) of PFO wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 36"; Longitude -75° 43' 14"),

12. a timber mat crossing impacting 435 square feet (0.01 acre) of (PEM) wetland (Lenoxville, PA Quadrangle: Latitude 41° 43' 11"; Longitude -75° 43' 55").

The Jeffers pipeline project consists of constructing, operating, and maintaining a 0.5 mile section of 8" and 1.3 miles of 10" steel gas gathering lines in Lenox Township, Susquehanna County. The pipeline will be constructed from the Jeffers well pad within a 50' permanent right-of-way (75' temporary ROW) and convey natural gas to the Zick pipeline. The project will impact 359 lineal feet of temporary stream impacts, temporarily impacting 0.29 acre of wetlands, and permanently impacting 0.27 acre of wetlands. All for the purpose of conveyance of natural gas from the Marcellus Shale formation to market.

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-1 # ESX12-081-0079

Applicant Name EXCO Resources (PA), LLC

Contact Person Gregg Stewart

Address 3000 Ericsson Drive, Suite 200

City, State, Zip Warrendale, PA 15086

County Lycoming County

Township(s) Upper Fairfield Township

Receiving Stream(s) and Classification(s) Little Mill Creek, UNT to Mill Creek (Both TSF);

Secondary: Mill Creek, Loyalsock Creek (Both TSF)

ESCGP-1 # ESX12-015-0144

Applicant Name Appalachia Midstream Services, LLC

Contact Person Patrick Myers, Jr.

Address 100 Ist Center

City, State, Zip Horseheads, NY 14845

County Bradford County

Township(s) Albany Township

Receiving Stream(s) and Classification(s) UNT to French Creek (CWF/MF)

ESCGP-1 # ESX12-081-0080

Applicant Name EXCO Resources (PA), LLC

Contact Person Gregg Stewart

Address 3000 Ericsson Drive, Suite 200  
 City, State, Zip Warrendale, PA 15086  
 County Lycoming County  
 Township(s) Wolf Township  
 Receiving Stream(s) and Classification(s) Laurel Run  
 (HQ-CWF);  
 Secondary: Muncy Creek (TSF)

ESCGP-1 # ESX12-115-0101  
 Applicant Name Williams Field Services Company, LLC  
 Contact Person Kristy Flavin  
 Address 1605 Coraopolis Heights Road  
 City, State, Zip Moon Township, PA 15108-4310  
 County Susquehanna County  
 Township(s) Springville Township  
 Receiving Stream(s) and Classification(s) UNT  
 Meshoppen Creek (CWF)

ESCGP-1 # ESX12-115-0102  
 Applicant Name Susquehanna Gathering Company 1,  
 LLC  
 Contact Person John Miller  
 Address 1299 Oliver Road, P. O. Box 839  
 City, State, Zip New Milford, PA 18834  
 County Susquehanna County  
 Township(s) Jackson Township  
 Receiving Stream(s) and Classification(s) Butler Creek  
 Watershed (CWF)

ESCGP-1 # ESX12-115-0104  
 Applicant Name Susquehanna Gathering Company 1,  
 LLC  
 Contact Person John Miller  
 Address 1299 Oliver Road, P. O. Box 839  
 City, State, Zip New Milford, PA 18834  
 County Susquehanna County  
 Township(s) New Milford Township  
 Receiving Stream(s) and Classification(s) East Branch  
 Martin's Creek Watershed (CWF)

ESCGP-1 # ESX12-115-0118  
 Applicant Name Williams Field Services Company, LLC  
 Contact Person Tom Page  
 Address 1605 Coraopolis Heights Road  
 City, State, Zip Moon Township, PA 15108  
 County Susquehanna County  
 Township(s) Bridgewater and Brooklyn Township  
 Receiving Stream(s) and Classification(s) Tribs. 29440,  
 29443, 29449, 29439, 28961, 28951, 58959, 28954,  
 28957 (All to Hop Bottom Creek (CWF/MF), Hop  
 Bottom Creek (CWF/MF), Trib 28960 to Hop Bottom  
 Creek (CWF/MF), Tribs. 29004, 29002, 29003 to  
 Martin's Creek (All CWF/MF); Susquehanna River  
 Watershed

ESCGP-1 # ESX12-115-0115  
 Applicant Name Southwestern Energy Production  
 Company,  
 Contact Person Dave Sweeley  
 Address 917 State Route 92 North  
 City, State, Zip Tunkhannock, PA 18657  
 County Susquehanna County  
 Township(s) New Milford Township  
 Receiving Stream(s) and Classification(s) UNT to Salt  
 Lick Creek (HQ/CWF), Deacon Brook (CWF);  
 Secondary: Salt Lick Creek (HQ/CWF), Susquehanna  
 River (WWF)

ESCGP-1 # ESX12-115-0119  
 Applicant Name Southwestern Energy Production  
 Company,  
 Contact Person Dave Sweeley  
 Address 917 State Route 92 North  
 City, State, Zip Tunkhannock, PA 18657  
 County Susquehanna County  
 Township(s) Jackson Township  
 Receiving Stream(s) and Classification(s) UNT to Drinker  
 Creek (CWF);  
 Secondary: Susquehanna River (WWF)

ESCGP-1 # ESX12-115-0089  
 Applicant Name Williams Field Services Company, LLC  
 Contact Person Kristy Flavin  
 Address 1605 Coraopolis Heights Road  
 City, State, Zip Moon Township, PA 15108  
 County Susquehanna County  
 Township(s) Harford Township  
 Receiving Stream(s) and Classification(s) Partners Creek  
 (CWF/MF)

ESCGP-1 # ESX11-081-0168 (01)  
 Applicant Name PVR NEPA Gas Gathering LLC  
 Contact Person Nicholas Bryan  
 Address 999 North Loyalsock Ave., Suite 3  
 City, State, Zip Montoursville, PA 17754  
 County Lycoming County  
 Township(s) Penn Township  
 Receiving Stream(s) and Classification(s) UNT Big Run &  
 UNT Beaver Run (CWF/MF)

ESCGP-1 # ESX12-081-0087  
 Applicant Name Inflection Energy LLC  
 Contact Person Carla Suszkowski  
 Address 1000 Town Center Blvd., Suite 230  
 City, State, Zip Canonsburg, PA 15317  
 County Lycoming County  
 Township(s) Upper Fairfield Township  
 Receiving Stream(s) and Classification(s) East Branch  
 Mill Creek (HQ)

ESCGP-1 # ESX12-015-0147  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 101 North Main Street  
 City, State, Zip Athens, PA 18810  
 County Bradford County  
 Township(s) Wilmot Township  
 Receiving Stream(s) and Classification(s) Rock Cabin Run  
 which is trib. to Sugar Run Creek (CWF);  
 Secondary: Sugar Run Creek (CWF/MF)

ESCGP-1 # ESX12-115-0116  
 Applicant Name WPX Energy Appalachia, LLC  
 Contact Person David Freudenrich  
 Address 6000 Town Center Blvd. Suite 300  
 City, State, Zip Canonsburg, PA 15317  
 County Susquehanna County  
 Township(s) Liberty Township  
 Receiving Stream(s) and Classification(s) Trib 31975/  
 Dubois Creek, Trib 31846 & Snake Creek/Snake Creek  
 (CWF/MF)

*Southwest Region: Waterways & Wetlands Program  
 Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-  
 4745.*

*Greene County Conservation District: 19 South Wash-  
 ington Street, Waynesburg, PA 15370, (724) 852-5278*



<i>ESCGP-1 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
30128002	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Washington Township	Browns Creek (HQ-WWF)
30128003	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Morgan Township	Browns Run (WWF), Grimes Run (WWF), & UNT to Castile Run (WWF)
30128004	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Morgan Township	Grimes Run (WWF), UNT to Grimes Run (WWF), & UNT to Ruff Creek (WWF)
30128005	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Morgan Township	Ten Mile Creek Watershed (WWF), Poverty Run (WWF), Ruff Creek (WWF), UNT to Ruff Creek (WWF), & UNT to Poverty Run (WWF)
30128006	Equitrans, LP 625 Liberty Ave Pittsburgh, PA 15222	Greene	Morgan Township	UNT to Castile Run (WWF) & Castile Run (WWF)

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

<i>ESCGP -1 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
1012802	Mountain Gathering LLC Attn: Dewey M. Chalos 810 Houston Street Fort Worth TX 76102	Butler	Jefferson and Penn Townships	Thorn Creek CWF

ESCGP-1 #ESX12-083-0066—Shawmut Grade Y, Z, & AA Applicant EOG Resources, Inc.  
Contact Jon Jorgenson  
Address 2039 South Sixth Street  
City Indiana State PA Zip Code 15870  
County McKean Township(s) Sergeant(s)  
Receiving Stream(s) and Classification(s) Cold Spring Run, East Branch Clarion River, Smith Run, UNT to Smith Run, Clarion River, HQ

ESCGP-1 #ESX12-085-0006—Pymatuning—Drake Well Pad  
Applicant Hilcorp Energy Company  
Contact Stephanie McMurray  
Address 1201 Louisiana Street, Suite 1400  
City Houston State TX Zip Code 77002  
County Mercer Township(s) Pymatuning(s)  
Receiving Stream(s) and Classification(s) UNT to Brush Run (WWF)

ESCGP-1 #ESX12-121-0014—Rainbow 1H Pad (Sylvan Pad 2, Option 2)  
Applicant Halcon Operating Company, Inc  
Contact Gary Schottle  
Address 1000 Louisiana Street  
City Houston State TX Zip Code 77002  
County Venango Township(s) Frenchcreek(s)  
Receiving Stream(s) and Classification(s) Little Sandy Creek / Ohio River Basin in PA

ESCGP-1 #ESX12-073-0012A—Pulaski Whiting Central Facility Major Modification  
Applicant Hilcorp Energy Company  
Contact Stephanie McMurray  
Address 1201 Louisiana Suite 1400  
City Houston State TX Zip Code 77002

County Lawrence Township(s) Pulaski(s)  
Receiving Stream(s) and Classification(s) UNT to Shenango River/Shenango River Watershed—WWF

ESCGP-1 #ESX11-053-0026A—Kline Lease 30 Well Project—Major Modification  
Applicant Cougar Energy, Inc.  
Contact Dale Flockerzi  
Address 1049 West 2nd Street  
City Oil City State PA Zip Code 16301  
County Forest Township(s) Harmony(s)  
Receiving Stream(s) and Classification(s) Stewart Run & Dawson Run, Allegheny River—Other

ESCGP-1 #ESX12-065-0050—Lougee Pipeline  
Applicant EXCO Resources (PA), LLC  
Contact Gregg Stewart  
Address 3000 Ericsson Drive, Suite 200  
City Warrendale State PA Zip Code 15086  
County Jefferson Township(s) Washington(s)  
Receiving Stream(s) and Classification(s) File Mile Run—CWF, Mill Creek—CWF

ESCGP-1 #ESX12-019-0143—Breakneck Pipeline  
Applicant Keystone Midstream Services, LLC  
Contact Patrick A. Redalen  
Address 1400 Westmoor Circle, Suite 325  
City Westminster State CO Zip Code 80021  
County Butler Township(s) Jackson(s)  
Receiving Stream(s) and Classification(s) UNT to Liken Run—WWF, Breakneck Creek—WWF, Connoquenessing Creek

ESCGP-1 #ESX12-047-0049—MOJ-5 Pipeline  
Applicant Seneca Resources  
Contact Doug Kepler  
Address 5800 Corporate Drive, Suite 300

City Pittsburgh State PA Zip Code 15237  
 County Elk Township Jones  
 and  
 County McKean Township Wetmore  
 Receiving Stream(s) and Classification(s) Long Run and  
 UNT to Wilson Run

*Southwest Region: Oil & Gas Program Mgr. 400 Water-  
 front Dr. Pittsburgh PA 5/29/12*

ESCGP-1 No: ESX10-059-0071 MAJOR REVISION  
 Applicant Name: EQT GATHERING LLC  
 Contact Person MS MEGAN D STAHL  
 Address: 625 LIBERTY AVENUE SUITE 1700  
 City: PITTSBURGH State: PA Zip Code: 15222-3114  
 County: GREENE Township: MORRIS  
 Receiving Stream (s) And Classifications: UNT BROWNS  
 CREEK/BROWNS CREEK; HQ

6/13/12

ESCGP-1 No.: ESX12-125-0003 MAJOR REVISION  
 Applicant Name: RICE DRILLING B LLC  
 Contact Person: MS TONYA Z WINKLER  
 Address: 171 HILLPOINTE DRIVE SUITE 301  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WASHINGTON Township(s): NORTH  
 BETHLEHEM AND SOMERSET  
 Receiving Stream(s) and Classifications: SOUTH  
 BRANCH PIGEON CREEK T39637, T39751 AND  
 UNTs; OTHER

4/27/12

ESCGP-1 No.: ESX12-125-0053  
 Applicant Name: RICE DRILLING B LLC  
 Contact Person: MS TONYA Z WINKLER  
 Address: 171 HILLPOINTE DRIVE SUITE 301  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WASHINGTON Township(s): NORTH  
 BETHLEHEM  
 Receiving Stream(s) and Classifications: UNTs TO  
 LITTLE DANIELS RUN/TENMILE CREEK WATER-  
 SHED (TSF); UNTs TO DANIELS RUN (TSF);  
 DANIELS RUN (TSF); TENMILE CREEK WATER-  
 SHED; UNTs TO SOUTH BRANCH PIGEON CREEK  
 (WWF); OTHER

5/16/12

ESCGP-1 No.: ESX12-129-0014  
 Applicant Name: WPX ENERGY MARCELLUS  
 GATHERING LLC  
 Contact Person: MR DAVID R FREUDENRICH  
 Address: 6000 TOWN CENTER BOULEVARD SUITE 300  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WESTMORELAND Township(s): DERRY  
 Receiving Stream(s) and Classifications: UNTs TO SAX-  
 MAN RUN/OHIO RIVER WATERSHED UNTs TO  
 UNION RUN/OHIO RIVER WATERSHED; OTHER  
 WWF (WARM WATER FISHES)

ESCGP-1 No.: ESX12-125-0038

Applicant Name: CHESAPEAKE APPALACHIA LLC  
 Contact Person: MR ERIC HASKINS  
 Address: 101 NORTH MAIN STREET  
 City: ATHENS State: PA Zip Code: 18810  
 COUNTY WASHINGTON Township(s): WEST FINLEY  
 TOWNSHIP  
 Receiving Stream(s) and Classifications: UNT TO  
 BEHAM RUN—(WWF)/ WHEELING CREEK 2.  
 BEHAM RUN—(WWF)/ WHEELING CREEK 3. UNT  
 TO LAIDLEY RUN—(WWF)/WHEELING CREEK;  
 OTHER

5/29/12

ESCGP-1 No.: ESX12-125-0063

Applicant Name: RANGE RESOURCES APPALACHIA  
 LLC

Contact Person: MR GLENN D TRUZZI  
 Address: 3000 TOWN CENTER BOULEVARD  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WASHINGTON Township(s): JEFFERSON  
 Receiving Stream(s) and Classifications: UNT TO  
 NORTH FORK CREEK(WWF)/RACCOON CREEK  
 WATERSHED; OTHER

5/29/12

ESCGP-1 No.: ESX12-125-0058  
 Applicant Name: RANGE RESOURCES APPALACHIA  
 LLC

Contact Person: MS LAURA M RUSMISEL  
 Address: 3000 TOWN CENTER BOULEVARD  
 City: CANONSBURG State: PA Zip Code 15317  
 County: WASHINGTON Township(s): BLAINE AND  
 DONEGAL

Receiving Stream(s) and Classifications: BUCK RUN  
 AND BUFFALO CREEK (HQ-WWF)/ WHEELING-  
 BUFFALO CREEKS TO WATERSHED; HQ

5/16/12

ESCGP-1 No.: ESX10-129-0040 MAJOR REVISION  
 Applicant Name: CHEVRON APPALACHIA LLC  
 Contact Person: MR JEREMY HIRTZ  
 Address: 800 MOUNTAIN VIEW DRIVE  
 City: SMITHFIELD State: PA Zip Code: 15478  
 County: WESTMORELAND Township(s): SEWICKLEY  
 Receiving Stream(s) and Classifications: UNTs TO  
 YOUGHIOGHENY RIVER (WWF) / LOWER  
 YOUGHIOGHENY RIVER WATERSHED; OTHER

4/11/12

ESCGP-1 No.: ESX12-125-0046  
 Applicant Name: RICE DRILLING B LLC  
 Contact Person: MR DAVID S MILLER  
 Address: 171 HILLPOINTE DRIVE SUITE 301  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WASHINGTON Township(s): SOMERSET  
 Receiving Stream(s) and Classifications: SOUTH  
 BRANCH PIGEON CREEK; OTHER WWF

3/20/12

ESCGP-1 NO.: ESX12-005-0005  
 Applicant Name: EQT PRODUCTION COMPANY  
 CONTACT PERSON: MR TODD KLANER  
 ADDRESS: 455 RACETRACK ROAD SUITE 101  
 City: WASHINGTON State: PA Zip Code: 15301  
 County: ARMSTRONG Township(s): KITTANNING  
 Receiving Stream(s) and Classifications: UNT NORTH  
 BRANCH OF CHERRY RUN BASIN—CWF; OTHER

6/29/12

ESCGP-1 NO.: ESX12-125-0080  
 Applicant Name: MARKWEST LIBERTY MIDSTREAM &  
 RESOURCES LLC  
 CONTACT: MR RICK LOWRY  
 ADDRESS: 824 MORGANZA ROAD  
 City: CANONSBURG State: PA Zip Code: 15317  
 County: WASHINGTON Township(s): CROSS CREEK  
 Receiving Stream(s) and Classifications: UNTs TO  
 CROSS CREEK (WWF, HQ-WWF), UNT TO SOUTH  
 FORK CROSS CREEK (HQ-WWF); OTHER

5/15/12

ESCGP-1 NO.: ESX12-007-0013  
 Applicant Name: CHESAPEAKE APPALACHIA LLC  
 CONTACT: MR ERIC W HASKINS  
 ADDRESS: 101 NORTH MAIN STREET  
 City: ATHENS State: PA Zip Code: 18810

County: BEAVER Township(s): SOUTH BEAVER  
Receiving Stream(s) and Classifications: PAINTER RUN;  
HQ

2/27/12

ESCGP-1 NO.: ESG12-059-0001  
Applicant Name: RICE ENERGY  
CONTACT: MS TONYA WINKLER  
ADDRESS: 171 HILLPOINTE ROAD SUITE 301  
City: CANONSBURG State: PA Zip Code: 15317  
County: GREENE Township(s): GRAYS AND RICHIE  
Receiving Stream(s) and Classifications: UNT TO GRAYS  
FORK (HQ-WWF), UNT TO OWENS RUN (WWF),  
ZIMMERMAN HOLLOW (HQ-WWF)/- WHEELING-  
BUFFALO CREEK WATERSHED; HQ; OTHER

4/25/12

ESCGP-1 NO.: ESX12-003-0006  
Applicant Name: RANGE RESOURCES APPALACHIA  
LLC  
CONTACT: MS LAURA M RUSMISEL  
ADDRESS: 3000 TOWN CENTER BOULEVARD  
City: CANONSBURG State: PA Zip Code: 15317  
County: ALLEGHENY Township(s): NORTH FAYETTE  
Receiving Stream(s) and Classifications: FINK RUN  
(WWF) AND NORTH BRANCH ROBINSON RUN  
(WWF)/ CHARTIERS CREEK WATERSHED; OTHER

3/23/12

ESCGP-1 NO.: ESX12-125-0039  
Applicant Name: RICE DRILLING B LLC  
CONTACT: MS TONYA R WINKLER  
ADDRESS: 171 HILLPOINTE DRIVE SUITE 301  
City: CANONSBURG State: PA Zip Code: 15317  
County: WASHINGTON Township(s): WEST PIKE RUN  
Receiving Stream(s) and Classifications: UNT TO PIKE  
RUN; OTHER

6/1/12

ESCGP-1 NO.: ESX12-125-0066  
Applicant Name: RANGE RESOURCES APPALACHIA  
LLC  
CONTACT: MR GLENN D TRUZZI  
ADDRESS: 3000 TOWN CENTER BOULEVARD  
City: CANONSBURG State: PA Zip Code: 15317  
County: WASHINGTON Township(s): SMITH  
Receiving Stream(s) and Classifications: UNT TO  
RACCOON CREEK (WWF) / RACCOON CREEK  
WATERSHED; OTHER

6/25/12

ESCGP-1 NO.: ESX10-125-0066 MAJOR REVISION  
Applicant Name: CNX GAS COMPANY LLC  
CONTACT: MR DANIEL BITZ  
ADDRESS: 200 EVERGREENE DRIVE  
City: WAYNESBURG State: PA Zip Code: 15370  
County: WASHINGTON Township(s): MORRIS  
Receiving Stream(s) and Classifications: TENMILE  
CREEK/TENMILE CREEK WATERSHED (TSF)\*.  
\*THIS RECEIVING WATERSHED IS FOR THE AREA  
SUBJECT TO THIS MAJOR REVISION ONLY. SEE  
THE ORIGINAL APPROVED NOI FOR COMPLETE  
LIST OF RECEIVING WATERS FOR THE OVERALL  
PROJECT; OTHER

6/29/12

ESCGP-1 NO.: ESX12-125-0079  
Applicant Name: RANGE RESOURCES APPALACHIA  
LLC  
CONTACT: MR GLENN D TRUZZI  
ADDRESS: 3000 TOWN CENTER BOULEVARD  
City: CANONSBURG State: PA Zip Code: 15317  
County: WASHINGTON Township(s): SMITH

Receiving Stream(s) and Classifications: UNTs TO  
BURGETTS FORK (WWF) AND BURGETTS FORK  
(WWF)/RACCOON CREEK WATERSHED; OTHER

## SPECIAL NOTICES

### Presque Isle Bay Area of Concern Delisting; 30-Day Public Comment Period and Public Availability Sessions

The Department of Environmental Protection (Department) provides notice of the availability of the Stage 3 Remedial Action Plan documenting the proposed removal of Presque Isle Bay from the list of Areas of Concern under the Great Lakes Water Quality Agreement.

The Great Lakes Water Quality Agreement (Agreement) signed by Canada and the United States in 1972 expresses the commitment of both countries to restore and maintain the chemical, physical, and biological integrity of the Great Lakes water resources. A 1987 amendment to the Agreement describes a process for identifying and restoring geographical Areas of Concern (AOC) based on evaluation of 14 beneficial use impairments (BUIs) ranging from loss of wildlife habitat and fish tumors to beach closings and drinking water problems. In 1991, due in part to concerns from local anglers of brown bullhead catfish (*Ameiurus nebulosus*) with external sores and tumors and at the urging of local citizens, the United States Department of State designated Presque Isle Bay the 43rd AOC under the Agreement. Two of the 14 BUIs were identified as issues for the bay: restrictions on dredging activities and fish tumors or other deformities.

Since the 1980s, the Department and its partners conducted studies of the bay's brown bullheads and collected information on sediment quality conditions within the bay. In the early 1990s, tumor rates were as high as 86% for grossly observable external tumors and 22% for liver tumors. Over the next ten years, tumor rates steadily declined to 19% for grossly observable external tumors and a reported zero percent for liver tumors. The sediments were found to contain low level contamination, primarily metals and polycyclic aromatic hydrocarbons (PAHs), spread throughout the bay. The investigations also indicated that sediment quality conditions were improving in the bay. The improvements in sediment quality, the decade-long downward trend in fish tumors, and the decision not to pursue active remedial measures within the AOC led to the redesignation of Presque Isle Bay to the Recovery Stage in 2002. The new status was a direct result of changes in the watershed the most significant of which was the \$100 million in upgrades to the City of Erie's wastewater collection, treatment, and conveyance system.

In 2005, a comprehensive sediment study began to assess the restrictions on dredging activities BUI. The assessment included both practical and ecological perspectives. The practical restriction is based on Pennsylvania's laws and regulations, which preclude the disposal of the dredged material in the open lake regardless of contaminant presence or absence. Disposal to the Confined Disposal Facility (CDF) or an upland site are the only allowable options. Because the restrictions on disposal of dredged material are not related to sediment contamination, but rather laws preventing the disposal of solid waste in waters of the Commonwealth, from the practical perspective the beneficial use is not considered impaired.

From an ecological perspective, the sediment in the Presque Isle Bay AOC was evaluated against a delisting target based on discharges from the disposal of dredged

material in the CDF. Using elutriate data for areas routinely dredged within the AOC and calculations to predict concentrations in the CDF discharge based on concentrations in the sediment, it was determined that sediment dredged from any location within the AOC could be placed in the CDF. As a result of both the practical and ecological evaluations, the restrictions on dredging activities BUI was delisted in 2007.

Development of the fish tumor delisting target for the Presque Isle Bay AOC was an iterative process. Following the recommendations of Great Lakes researchers, delisting criteria were based on a comparison of liver and skin tumor incidence rates in Presque Isle Bay to a Lake Erie reference or "least impacted control site". The Department selected Long Point Inner Harbor, ON after evaluating a number of non-AOC sites on Lake Erie and several inland Pennsylvania lakes.

Assessing the fish tumor or other deformities BUI required examination of more than twenty years of data from sampling, analysis, research, and discussions. To organize the information and findings, the Department used the United States Policy Committee's *Delisting Principles and Guidelines*. The guidelines evaluate whether the impairment is limited to the AOC, has a natural cause, has been addressed by remedial measures, or is due to sources outside the AOC.

The Department used data collected in the post-Recovery Stage to identify and test a delisting target, which incorporated both liver and external tumors. Comparison to a selected "least impacted control site" showed that the liver tumor incidence in Presque Isle Bay met the delisting target. This was not the case for the external tumors. Data collected from Lake Erie sites did indicate that the liver tumor rate in Presque Isle Bay may be a reflection of a background rate for this species in the Great Lakes. The incidence of external tumors across the Lake Erie sites fluctuates more, with Presque Isle Bay incidence rates at the higher end of the spectrum.

Radiotelemetry migration studies found that the bullhead do not migrate outside the bay, which suggests that there is something different either in the genetic makeup of the fish or the bay's ecosystem. Comparison with tumor rates from three inland lakes and other locations in Lake Erie showed that the impairment is not typical of lakewide, region-wide, or area-wide conditions. The Department concluded that the external tumors impairment is a local issue and evaluated the possibility that the bay's bullhead are hybrids between two species and thus, more susceptible to disease, or the tumors are caused by a naturally occurring virus. Studies, while limited by the number of samples for viral investigation, did not support either hypothesis. An exposure study did not establish a cause and effect relationship between chemicals in the sediment and external tumors, even at the earliest detectable stage. It is possible that the external tumors are a result of multiple factors that synergistically act to produce cancer.

Given the large uncertainty both in the measurement and causes of skin tumors on brown bullheads, it is quite possible that skin tumors are a poor indicator of environmental health. As a result, the Department revised the delisting target, focusing on a comparison of liver tumor incidence rates between Presque Isle Bay and Long Point Inner Harbor. Post-Recovery monitoring data shows that the Bay meets this delisting target.

It is clear that the external tumors reflect conditions in the ecosystem, yet unclear as to what those changes are

and how they relate to environmental contamination. The Department will monitor external tumors as a measure of ecosystem health and continue to investigate the cause(s) of the tumors. It was the external tumors found on the bay's brown bullheads in the late 1980s that resulted in the listing of Presque Isle Bay as an AOC.

Despite the absence of scientific data to support a causal relationship between contaminants in the bay's sediment and external tumors, PAHs, metals, and other legacy Chemicals of Potential Concern (COPCs) are present. Both ecological and human health risk assessments were commissioned using existing data from the AOC. Using appropriately conservative assumptions, the conclusion of both risk assessments is that the ecological and human health risk posed by legacy contaminants in the bay is low-moderate for all receptor groups evaluated.

The Department believes that the RAP process has accomplished its goal to the maximum extent practicable and the ultimate identification of the causes of the external tumors needs to be addressed outside the scope of the AOC program. Based on the decreased and stable tumor rates, review of the available scientific evidence, and in close consultation with local and national experts and its own PAC, the Department recommends delisting the Fish Tumor Beneficial Use Impairment. The removal of the final BUI indicates that environmental conditions in Presque Isle Bay are comparable to non-AOC locations in the Great Lakes. The Department concurs and recommends the delisting of Presque Isle Bay as an AOC.

#### *Request for Written Comments*

The Department is requesting comment on the Stage 3 Remedial Action Plan (RAP) which summarizes the studies, data, and literature supporting the recommendation to delist. The Department intends to publish notice of a final action after it considers any comments it receives. The Department intends to include comments and any responses as part of the RAP files. A copy of the final draft RAP may be obtained by contacting Lori Boughton, Office of the Great Lakes at (814) 217-9635 or through the PAC's website at <http://www.pibpac.org>. The document can also be viewed at the following locations: The Tom Ridge Environmental Center, 301 Peninsula Drive, Erie, PA 16505; the Erie County Public Library, 160 East Front St., Erie, PA 16507; and the Erie County Conservation District, 1927 Wager Road, Erie, PA 16509.

Public availability sessions are scheduled in August to provide an opportunity for the public to ask questions of the Department. The first is on Friday, August 10, 2012 from 4:00 to 6:00 pm in room 110 at the Tom Ridge Environmental Center. The second is on Tuesday, August 28, 2012, from 6:00 to 8:00 pm at the Erie County Conservation District.

Interested parties must submit written comments by September 4, 2012. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Lori Boughton, Office of the Great Lakes, Department of Environmental Protection's Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335, [lboughton@pa.gov](mailto:lboughton@pa.gov).

[Pa.B. Doc. No. 12-1460. Filed for public inspection August 3, 2012, 9:00 a.m.]

## Nutrient Credit Trading Program; Notice of Certification Requests

The Department of Environmental Protection (Department) provides notice of the following certification requests that have been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

Nutrient credit trading is a market-based program that provides incentives for entities to create nutrient reduction credits (credits) by going beyond statutory, regulatory or voluntary obligations and goals to remove nutrients from a watershed. The credits can be traded to help others more cost-effectively meet their obligations or goals. The primary purpose of the Trading Program is to provide for more efficient ways for National Pollutant Discharge Elimination System (NPDES) permittees to meet their effluent limits for nutrients.

The information described in this notice relates to submitted certification requests received from May 12, 2012, through July 12, 2012.

### *Background*

Before a credit can be used by an NPDES permittee, a three-step process is followed: (1) the certification request must be approved; (2) generation of the credits must be verified; and (3) the credits must be registered.

Approval is also known as certification, which is a written approval by the Department for the use of a pollutant reduction activity to generate credits. Certifications are based on at least: (1) a written request describing the qualifying pollutant reduction activity that will reduce the pollutant loadings delivered to the applicable watershed; (2) the calculation to quantify the pounds of reductions expected; and (3) a verification plan that, when implemented, ensures that the qualifying pollutant reduction activity has taken place.

Once the credits are certified, they must be verified to be applied toward an NPDES permit for compliance with effluent limits. Verification means implementation of the verification plan contained in the certification. Verification plans require annual submittal of documentation to the Department that demonstrates that the qualifying pollutant reduction activity has taken place for the applicable compliance year.

The credits also need to be registered by the Department before they can be applied toward an NPDES permit for compliance with effluent limits. Registration occurs only after credits have been certified, verified and a contract has been submitted. The Department registers credits for use during the compliance year in which the qualifying pollutant reduction activity has taken place. The Department provides registered credits with an annual registry number for reporting and tracking purposes.

### *Certification Requests*

The following requests are being reviewed by the Department. The Department will accept written comments on these proposed pollutant reduction activities for 30 days.

### *Applicant*

University Joint Area Authority  
(Centre County)  
NPDES Permit No.  
PA-0026239

Pine Grove Joint Treatment Authority  
(Schuylkill County)  
NPDES Permit No.  
PA-0020915

Material Matters, Inc.,  
on behalf of Derry Township Municipal Authority  
(Dauphin County)  
NPDES Permit No.  
PA-0026484

New Oxford Municipal Authority  
(Adams County)  
NPDES Permit No.  
PA-0020923

### *Pollution Reduction Activity Description*

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at the Spring Creek Pollution Control Facility.

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at Pine Grove Joint Treatment Authority's wastewater treatment facility.

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at the Clearwater Road Wastewater Treatment Facility.

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity at New Oxford Municipal Authority's wastewater treatment facility.

### *Written Comments*

Interested persons may submit written comments on this proposed pollutant reduction activity by September 4, 2012. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Brian Schlauderer, Bureau of Point and Non-Point Source Regulation, Department of Environmental Protection, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-5620, bschlauder@pa.gov.

For further information about this certification request or the Trading Program contact Brian Schlauderer, at the previously listed address or phone number, or visit the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keywords: "Nutrient Trading").

MICHAEL L. KRANCER,  
*Secretary*

[Pa.B. Doc. No. 12-1461. Filed for public inspection August 3, 2012, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth

### Lancaster County

Proposals are invited to provide the Department of General Services with 6,174 usable square feet of office space for the Board of Probation and Parole, Lancaster Sub-Office, in Lancaster County. Downtown locations will be considered. For more information on SFP No.

10001518, which is due on Friday, September 14, 2012, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact Kathleen Butler at (717) 787-7412.

SHERI PHILLIPS,  
*Secretary*

[Pa.B. Doc. No. 12-1462. Filed for public inspection August 3, 2012, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Avalon Springs Nursing Center  
745 Greenville Road  
Mercer, PA 16137  
FAC ID 132402

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.20(f) (relating to resident bedrooms):

Landis Homes  
1001 East Oregon Road  
Lititz, PA 17543-9206  
FAC ID 120602

Linwood Nursing and Rehabilitation Center  
100 Linwood Avenue  
Scranton, PA 18505  
FAC ID 394502

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, [ra-paexcept@pa.gov](mailto:ra-paexcept@pa.gov).

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984.

ELI N. AVILA, MD, JD, MPH, FCLM,  
*Secretary*

[Pa.B. Doc. No. 12-1463. Filed for public inspection August 3, 2012, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Crossword '12 Instant Lottery Game

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 Crossword '12.

2. *Price:* The price of a Pennsylvania Crossword '12 instant lottery game ticket is \$5.

3. *Play Symbols:* Each Pennsylvania Crossword '12 instant lottery game ticket will feature a "YOUR LETTERS" area, two crossword puzzle play grids, known as "GRID 1" and "GRID 2," and a "BONUS WORDS" play area. "GRID 1," "GRID 2" and the "BONUS WORDS" play area are played separately. The play symbols located in the "YOUR LETTERS" area are: the letters A through and including Z. The play symbols located in "GRID 1," "GRID 2" and the "BONUS WORDS" play areas are: the letters A through and including Z.

4. *Prizes:* The prizes that can be won in "GRID 1" of the game are: \$5, \$10, \$25, \$50, \$100, \$250, \$500, \$1,000 and \$100,000. The prizes that can be won in "GRID 2" of the game are: \$10, \$50, \$100, \$500, \$1,000 and \$10,000. The prize that can be won in the "BONUS WORDS" area is: \$25. A player can win up to 6 times on a ticket.

5. *Approximate Number of Tickets Printed For the Game:* Approximately 12,000,000 tickets will be printed for the Pennsylvania Crossword '12 instant lottery game.

#### 6. Determination of Prize Winners:

(a) Holders of tickets where the player completely matches ten words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets where the player completely matches seven words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets where the player completely matches six words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets where the player completely matches nine words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets where the player completely matches five words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets where the player completely matches eight words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$500.

(g) Holders of tickets where the player completely matches seven words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$250.

(h) Holders of tickets where the player completely matches four words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets where the player completely matches six words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets where the player completely matches three words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets where the player completely matches five words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets where the player completely matches one word in the "BONUS WORDS" play area, using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$25.

(m) Holders of tickets where the player completely matches four words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$25.

(n) Holders of tickets where the player completely matches two words in "GRID 2," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets where the player completely matches three words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets where the player completely matches two words in "GRID 1," using only the letters found in the "YOUR LETTERS" area, on a single ticket, shall be entitled to a prize of \$5.

7. Game Play Instructions for the Pennsylvania Crossword '12 game are:

(a) The player shall scratch the "YOUR LETTERS" area to reveal 18 letters. For each of the 18 letters revealed in the "YOUR LETTERS" area, the player shall rub the same letter each time it is found in "GRID 1," "GRID 2" or the "BONUS WORDS" play areas.

(b) When a player reveals two or more entire words in the same "GRID" play area, the player is entitled to win a prize as described in Section 6. When a player reveals one or more entire words in the "BONUS WORDS" play area, the player is entitled to win a prize as described in Section 6.

(c) Only the highest prize won in each "GRID" play area and the highest prize won in the "BONUS WORDS" area will be paid if the ticket meets the criteria established in 61 Pa. Code § 819.213 (relating to ticket validation and requirements).

(d) For purposes of this game, a word must contain at least three letters and cannot be formed by linking letters diagonally or by reading the letters from the bottom to the top.

(e) Every single letter square of a word must be matched and the letters combined to form a word and must appear in an unbroken horizontal or vertical string of letters in "GRID 1," "GRID 2" or the "BONUS WORDS" play areas. An unbroken string of letters cannot be interrupted by a black space. There will only be one word in an unbroken horizontal or vertical string of letters.

(f) Every single letter in the unbroken string must be revealed in "YOUR LETTERS" and must be included to form a word.

(g) The possible complete words for each ticket in the game are shown on "GRID 1," "GRID 2" and the "BONUS WORDS" play areas of the ticket. The player must match all of the letters in a possible complete word in order to complete the word.

8. Number and Description of Prizes and Approximate Odds: The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

<i>When You Have Matched The Letters Of Two (2) Or More Entire Words In "GRID 1" or "GRID 2," You Win The Corresponding Prize Shown In The Prize Legend.</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
2 WORDS GRID 1	\$5	8.57	1,400,000
3 WORDS GRID 1	\$10	30	400,000
2 WORDS GRID 2	\$10	30	400,000
4 WORDS GRID 1	\$25	120	100,000
BONUS WORD	\$25	120	100,000
5 WORDS GRID 1	\$50	300	40,000
3 WORDS GRID 2	\$50	200	60,000
BONUS WORD × 2	\$50	120	100,000
6 WORDS GRID 1	\$100	1,714	7,000
4 WORDS GRID 2	\$100	1,714	7,000
(5 WORDS GRID 1) + (BONUS WORD × 2)	\$100	1,412	8,500
(3 WORDS GRID 2) + (BONUS WORD × 2)	\$100	1,412	8,500
BONUS WORD × 4	\$100	1,333	9,000
7 WORDS GRID 1	\$250	2,400	5,000
(5 WORDS GRID 1) + (4 WORDS GRID 2) + (BONUS WORD × 4)	\$250	1,600	7,500
(6 WORDS GRID 1) + (3 WORDS GRID 2) + (BONUS WORD × 4)	\$250	1,600	7,500
8 WORDS GRID 1	\$500	12,000	1,000
5 WORDS GRID 2	\$500	12,000	1,000
9 WORDS GRID 1	\$1,000	120,000	100

When You Have Matched The Letters Of Two (2) Or More Entire Words In "GRID 1" or "GRID 2," You Win The Corresponding Prize Shown In The Prize Legend.

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 12,000,000 Tickets:
6 WORDS GRID 2	\$1,000	120,000	100
7 WORDS GRID 2	\$10,000	300,000	40
a10 WORDS GRID 1	\$100,000	800,000	15

BONUS WORDS: Win \$25 each time you match one (1) entire bonus word.

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 Game for retailers who sell Pennsylvania Cro\$\$word '12 instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania Cro\$\$word '12, prize money from winning Pennsylvania Cro\$\$word '12 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 Pennsylvania Cro\$\$word '12 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.

11. *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.

12. *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 Pennsylvania Cro\$\$word '12 or through normal communications methods.

DANIEL MEUSER,  
Secretary

[Pa.B. Doc. No. 12-1464. Filed for public inspection August 3, 2012, 9:00 a.m.]

## Pennsylvania \$50,000 Jackpot Instant Lottery Game

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 \$50,000 Jackpot.

2. *Price:* The price of a Pennsylvania \$50,000 Jackpot instant lottery game ticket is \$2.

3. *Play Symbols:* Each Pennsylvania \$50,000 Jackpot instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN),

12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and 25 (TWYFIV). 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) and a \$50 Burst (WIN50) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "Prize" areas are: \$1.<sup>00</sup> (ONE DOL), \$2.<sup>00</sup> (TWO DOL), \$4.<sup>00</sup> (FOR DOL), \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$15.<sup>00</sup> (FIFTN), \$20.<sup>00</sup> (TWYONE), \$50.<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$50,000 (FTY THO).

5. *Prizes:* The prizes that can be won in this game are: \$1, \$2, \$4, \$5, \$10, \$15, \$20, \$50, \$100, \$500, \$1,000 and \$50,000. The player can win up to 10 times on a ticket.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 12,000,000 tickets will be printed for the Pennsylvania \$50,000 Jackpot instant lottery game.

### 7. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$50,000 (FTY THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

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

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols and a prize symbol of \$50.<sup>00</sup> (FIFTY) appears under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.



(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$50 Burst (WIN50) symbol, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$20.00 (TWENTY) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$15.00 (FIFTEEN) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$10.00 (TEN DOLLARS) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of

\$5.00 (FIVE DOLLARS) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$4.00 (FOUR DOLLARS) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$2.00 (TWO DOLLARS) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols and a prize symbol of \$1.00 (ONE DOLLAR) appears under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match Either Winning Number, Win Prize Shown Under The Matching Number. Win With:*

	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets</i>
\$2	\$2	8.33	1,440,000
\$1 x 4	\$4	50	240,000
\$2 x 2	\$4	50	240,000
\$4	\$4	50	240,000
\$1 x 5	\$5	187.5	64,000
\$5	\$5	187.5	64,000
\$1 x 10	\$10	750	16,000
\$2 x 5	\$10	750	16,000
\$5 x 2	\$10	750	16,000
\$10	\$10	375	32,000
\$5 x 3	\$15	1,500	8,000
\$15	\$15	1,500	8,000
\$2 x 10	\$20	1,500	8,000
\$4 x 5	\$20	1,500	8,000
\$5 x 4	\$20	1,500	8,000
\$10 x 2	\$20	750	16,000
\$20	\$20	750	16,000
\$5 x 10	\$50	600	20,000
\$10 x 5	\$50	600	20,000
\$50 w/ \$50 BURST	\$50	200	60,000
\$50	\$50	600	20,000
\$10 x 10	\$100	24,000	500
(\$50 w/ \$50 BURST) x 2	\$100	12,000	1,000
\$100	\$100	24,000	500
(\$50 w/ \$50 BURST) x 10	\$500	40,000	300
\$500	\$500	120,000	100
\$100 x 10	\$1,000	120,000	100
\$1,000	\$1,000	120,000	100
\$50,000	\$50,000	800,000	15

Reveal a “\$50 Burst” (WIN50) symbol, win \$50 automatically.

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 Game for retailers who sell Pennsylvania \$50,000 Jackpot instant lottery game tickets. The conduct of the game will be governed by 61 Pa. Code § 819.222 (relating to retailer bonuses and incentive).

10. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Pennsylvania \$50,000 Jackpot, prize money from winning Pennsylvania \$50,000 Jackpot 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 Pennsylvania \$50,000 Jackpot 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.

11. *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.

12. *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 Pennsylvania \$50,000 Jackpot or through normal communications methods.

DANIEL MEUSER,  
*Secretary*

[Pa.B. Doc. No. 12-1465. Filed for public inspection August 3, 2012, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Bureau of Maintenance and Operations; Access Route Approval

Under 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on July 16, 2012, the following access routes for use by the types of truck combinations as indicated:

1. (x) 96" wide twin trailers (28 1/2' maximum length of each trailer).
2. (x) 102" wide 53' long trailer.
3. (x) 102" wide 48' long trailer.
4. (x) 102" wide twin trailers (28 1/2' maximum length-each).
5. (x) 102" wide maxi-cube.

<i>Route Identification</i>	<i>Route Description</i>	<i>Length Miles</i>
1) SR 4008	from SR 29 to TR 495 (Sickler Road)	3.6
2) TR 495 (Sickler Road)	from SR 4019 to SR 4008	1.0
3) SR 4019	from SR 4008 to TR 495 (Sickler Road)	1.0

Questions should be directed to Matthew Hedge at (717) 772-5462.

BARRY SCHOCH, P.E.,  
*Secretary*

[Pa.B. Doc. No. 12-1466. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under section 2003(e)(7) of The Administrative Code of 1929 (71 P.S. § 513(e)(7)), intends to sell certain land owned by the Department.

The following properties are available for sale by the Department:

Parcel A—Big Beaver Borough, Beaver County. This parcel contains approximately 150,849 ± square feet or 3.463 ± acres of unimproved land located on the southeast intersection of Shanango Road (SR 4001) and East Fairlane Boulevard (SR 0351). The estimated fair market value of the parcel is \$55,500.

Parcel B—Big Beaver Borough, Beaver County. This parcel contains approximately 58,591 ± square feet or 1.345 ± acres of unimproved land located on the southeast intersection of Shanango Road (SR 4001) and East Fairlane Boulevard (SR 0351). The estimated fair market value of the parcel is \$22,500.

Interested public entities are invited to express their interest in purchasing this parcel within 30 calendar days from the date of publication of this notice to H. Daniel Cessna, P. E., District Executive, Department of Transportation, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017.

BARRY J. SCHOCH, P.E.,  
*Secretary*

[Pa.B. Doc. No. 12-1467. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under section 2003(e)(7) of The Administrative Code of 1929 (71 P.S. § 513(e)(7)), intends to sell certain land owned by the Department.

The following properties are available for sale by the Department:

Parcel 8—Avalon Borough, Allegheny County. This parcel contains approximately 3,378 ± square feet or 0.078 ± acre of unimproved land located on the northwest corner of Ohio River Boulevard (SR 0065) and Elizabeth Street. The estimated fair market value of the parcel is \$1,900.

Parcel 11—Avalon Borough, Allegheny County. This parcel contains approximately 2,945 ± square feet or 0.068 ± acre of unimproved land located on the northerly side of Ohio River Boulevard (SR 0065) between Elizabeth and Prospect Streets. The estimated fair market value of the parcel is \$1,100.

Interest public entities are invited to express their interest in purchasing this parcel within 30 calendar days

from the date of publication of this notice to H. Daniel Cessna, P. E., District Executive, Department of Transportation, Engineering District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017.

BARRY J. SCHOCH, P.E.,  
*Secretary*

[Pa.B. Doc. No. 12-1468. Filed for public inspection August 3, 2012, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

**University Area Joint Authority v. DEP; EHB Doc. No. 2012-131-L; 6-5-12—Issuance of NPDES Permit No. PA0234028**

University Area Joint Authority has appealed the issuance by the Department of Environmental Protection of an NPDES permit to University Area Joint Authority for a facility in College Township, Centre County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,  
*Chairperson*

[Pa.B. Doc. No. 12-1469. Filed for public inspection August 3, 2012, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Meeting Cancellation

The August 21, 2012, meeting of the Environmental Quality Board (Board) is cancelled. The next regularly scheduled meeting of the Board will occur on Tuesday, September 18, 2012, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105. An agenda and meeting materials for the September 18, 2012, meeting will be available on the Department of Environmental Protection's web site at <http://www.dep.state.pa.us> (select "Public Participation"; "Public Participation Center").

Questions concerning the Board's next scheduled meeting may be directed to Michele Tate at (717) 783-8727 or [mtate@pa.gov](mailto:mtate@pa.gov).

MICHAEL L. KRANCER,  
*Chairperson*

[Pa.B. Doc. No. 12-1470. Filed for public inspection August 3, 2012, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Additions to List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) has approved the addition of three stream sections to its list of Class A Wild Trout Streams and a revision to the section limits of the Class A designation of Baldwin Run, Tioga County as set forth at 42 Pa.B. 2562 (May 12, 2012). Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource and to conserve that resource and the angling that it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission manages these stream sections for wild trout with no stocking.

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 12-1471. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Classification of Wild Trout Streams; Additions to and Removal from the List

Out of the 35 waters proposed for listing, the Fish and Boat Commission (Commission) approved the addition of 30 new waters to its list of wild trout streams as published at 42 Pa.B. 2560 (May 12, 2012). The Commission also approved the removal of one water from its list as published at 42 Pa.B. 2560.

The Commission already had designated five of the waters proposed for listing at 42 Pa.B. 2560. Therefore, further action was not required. These waters include Hoover Hollow Run, Clinton County (from the headwaters to the mouth); Burd Run, Cumberland County (headwaters to mouth); Mounts Creek, Fayette County (headwaters to Bridge on T819 (Eutsey Road)); Poplar Run, Westmoreland County (headwaters to mouth); and Sugar Run, Westmoreland County (headwaters to mouth). The Commission approved the addition of Poplar Run to the list of wild trout streams at 35 Pa.B. 2966 (May 14, 2005). The Commission approved the addition of Hoover Hollow Run, Burd Run, Mounts Creek and Sugar Run to the list at 41 Pa.B. 3063 (June 11, 2011).

Under 58 Pa. Code § 57.11 (relating to listing of wild trout streams), it is the policy of the Commission to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The listing of a stream section as a wild trout stream is a biological designation that does not determine how it is managed. The Commission relies

upon many factors in determining the appropriate management of streams. The Commission's Fisheries Management Division maintains the complete list of wild trout streams and it is available on the Commission's web site at [http://www.fish.state.pa.us/trout\\_repro.htm](http://www.fish.state.pa.us/trout_repro.htm).

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 12-1472. Filed for public inspection August 3, 2012, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meeting Scheduled

The Health Care Cost Containment Council (Council) has scheduled a Payment Data Advisory Group meeting for Wednesday, August 8, 2012, from 10:30 a.m. until 12 p.m.

The meeting will be held at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons in need of accommodation due to a disability who wish to attend the meeting should contact Reneé Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,  
*Executive Director*

[Pa.B. Doc. No. 12-1473. Filed for public inspection August 3, 2012, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, July 19, 2012, and announced the following:

*Regulations Deemed Approved Pursuant to Section 5(g) of the Regulatory Review Act—Effective July 18, 2012*

Bureau of Professional and Occupational Affairs #16A-54: Schedule of Civil Penalties—Engineers, Land Surveyors and Geologists (amends 49 Pa. Code § 43b.13a)

Milk Marketing Board #47-16: Transactions Between Dealers and Producers (amends 7 Pa. Code Chapter 143)

*Action Taken—Regulations Approved:*

State Board of Pharmacy #16A-5428: Electronic Prescribing of Controlled Substances (amends 49 Pa. Code Chapter 27)

State Board of Nursing #16A-5122: IV Therapy Functions for Licensed Practical Nurses (amends 49 Pa. Code Chapter 21)

Pennsylvania Gaming Control Board #125-144: Employee and Horsemen's Organization Revisions (amends 58 Pa. Code Chapters 401a, 423a, 427a, 433a, 435a, 436a and 513a)

Pennsylvania Public Utility Commission #57-281: Liquid Fuels Pipeline Regulations (amends 52 Pa. Code § 59.33)

### Approval Order

Public Meeting Held  
July 19, 2012

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*State Board of Pharmacy—  
Electronic Prescribing of Controlled Substances;  
Regulation No. 16A-5428 (#2949)*

On May 30, 2012, the Independent Regulatory Review Commission (Commission) received this regulation from the State Board of Pharmacy (Board). This rulemaking amends 49 Pa. Code Chapter 27. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This final-omitted regulation will permit pharmacists to accept electronically transmitted prescriptions for Schedule II controlled substances.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 390-6(k)(9)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

### Approval Order

Public Meeting Held  
July 19, 2012

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*State Board of Nursing—  
IV Therapy Functions for Licensed Practical Nurses;  
Regulation No. 16A-5122 (#2840)*

On April 21, 2010, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Nursing (Board). This rulemaking amends 49 Pa. Code Chapter 21. The proposed regulation was published in the May 1, 2010 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 30, 2012.

This final-form rulemaking establishes standards for licensed practical nurses (LPNs) related to intravenous (IV) procedures, updates existing education and training provisions that LPNs must complete before providing IV therapy functions, and revises provisions related to the functions or scope of practice of an LPN.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 667.6) and the intention of the General Assembly. Having considered

all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting Held  
July 19, 2012

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq., abstained; Lawrence J. Tabas, Esq.

*Pennsylvania Gaming Control Board—  
Employee and Horsemen’s Organization Revisions;  
Regulation No. 125-144 (#2893)*

On March 30, 2011, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Gaming Control Board (Board). This rulemaking amends 58 Pa. Code Chapters 401a, 423a, 427a, 433a, 435a, 436a and 513a. The proposed regulation was published in the April 9, 2011 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 30, 2012.

This final-form rulemaking makes changes to existing regulations related to the definition of “publicly traded corporation,” processing of applications, wagering by certain individuals, the issuance of emergency and temporary credentials, Horsemen’s Organizations and age restrictions.

We have determined this regulation is consistent with the statutory authority of the Board (4 Pa.C.S. § 1202(b)(30)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

**Approval Order**

Public Meeting Held  
July 19, 2012

*Commissioners Voting:* Silvan B. Lutkewitte, III, Chairperson; George D. Bedwick, Vice Chairperson; John F. Mizner, Esq.; Lawrence J. Tabas, Esq.

*Pennsylvania Public Utility Commission—  
Liquid Fuels Pipeline Regulations;  
Regulation No. 57-281 (#2887)*

On February 10, 2011, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Public Utility Commission (PUC). This rulemaking amends 52 Pa. Code § 59.33. The proposed regulation was published in the February 26, 2011 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on May 31, 2012.

This regulation adds new language to regulate pipeline transportation of natural gas and hazardous liquid by incorporating federal law, and in accordance with Pennsylvania’s participation in the United States Department of Transportation’s Pipeline and Hazardous Materials Safety Administration’s Hazardous Liquid Pipeline Safety Grant Program.

We have determined this regulation is consistent with the statutory authority of the PUC (66 Pa.C.S.A. § 102(1)(v)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

SILVAN B. LUTKEWITTE, III,  
Chairperson

[Pa.B. Doc. No. 12-1474. Filed for public inspection August 3, 2012, 9:00 a.m.]

**Notice of Comments Issued**

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
125-161	Pennsylvania Gaming Control Board Gaming Service Providers and Slot Machine Licenses 42 Pa.B. 2962 (May 26, 2012)	6/25/12	7/25/12

**Pennsylvania Gaming Control Board Regulation  
#125-161 (IRRC #2944)**

**Gaming Service Providers and Slot Machine  
Licenses**

**July 25, 2012**

We submit for your consideration the following comments on the proposed rulemaking published in the May 26, 2012 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

**Section 441a.12. Maintaining agreements; filing of agreements.—Whether the regulation is consistent with the intent of the General Assembly; Implementation procedures; Clarity.**

Proposed amendments to this section of the regulation delete provisions that require slot machine applicants and licensees to file various agreements with the Board. We have two concerns. First, is the deletion of this requirement consistent with the intention of the General Assembly and the primary objective of Pennsylvania Race Horse Development and Gaming Act, which is “. . . to protect the public through the regulation and policing of all activities involving gaming and practices that continue to be unlawful”? (4 Pa.C.S. § 1102(1).) In order to adequately protect the public, has the Board considered adding a provision that would require slot machine applicants or licensees to periodically file a list of persons or entities that it has agreements with?

Second, Subsection (b) states that the Board “may” require a slot machine licensee to submit a copy of an agreement to the Board. Under what circumstances would the Board require a slot machine licensee to provide a copy of an agreement? We suggest that this be clarified in the final-form rulemaking.

SILVAN B. LUTKEWITTE, III,  
*Chairperson*

[Pa.B. Doc. No. 12-1475. Filed for public inspection August 3, 2012, 9:00 a.m.]

## INSURANCE DEPARTMENT

**Pennsylvania 2011 Private Passenger Automobile  
Data Call (Act 6 Data Call)**

Each year, the Insurance Department (Department) conducts routine “Data Calls” to companies licensed to write motor vehicle insurance in this Commonwealth. Data Calls are used to monitor the auto insurance marketplace and to collect data for statutory reports. On July 27, 2012, the Department sent notification of Data Calls to be completed by companies who are licensed to write private passenger automobile insurance in this Commonwealth. The 2011 Data Call letter, instructions and data formats are available on the Department’s web site at [www.insurance.pa.gov](http://www.insurance.pa.gov).

Companies with Pennsylvania private passenger automobile direct written premium in 2011 are required to complete Parts 1 and 2. Data for more than one insurance company may not be combined into a single submission. This information is to be submitted to the Department no later than October 15, 2012.

Insurance companies with no Pennsylvania private passenger automobile direct written premium in 2011 are required to submit only Part 2. This is to be submitted to the Department no later than October 15, 2012.

Consistent with previous Data Calls, the Department will consider the data submitted as proprietary and handle the data accordingly. See the instructions for additional information regarding the completion of the individual parts.

Submissions and inquiries should be directed to Bojan Zorkic, Insurance Department, Insurance Product Regulation and Administration, 1311 Strawberry Square, Harrisburg, PA 17120, (717) 787-6968, [bzorkic@pa.gov](mailto:bzorkic@pa.gov).

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1476. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insureds have requested a hearing as authorized by the act of June 17, 1998 (P. L. 464, No. 68) (Act 68) in connection with the termination of the insureds’ automobile insurance policies. The hearings will be held in accordance with the requirements of Act 68; 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). The administrative hearings will be held in the Insurance Department’s regional office in Pittsburgh, PA. Failure by an appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in Room 2026, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Timothy Manuel; file no. 12-188-118756; Interinsurance Exchange of the Auto Club; Doc. No. P12-05-025; August 28, 2012, 9 a.m.

Appeal of Larry Neal; file no. 12-183-120875; Integon Indemnity Corporation; Doc. No. P12-06-012; August 28, 2012, 11 a.m.

Appeal of Robin Moore; file no. 12-188-121820; American States Insurance Company; Doc. No. P12-06-025; August 28, 2012, 2 p.m.

Appeal of Terry Hunt; file no. 12-114-121490; Progressive Specialty Insurance Company; Doc. No. P12-07-001; August 29, 2012, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party’s case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

In some cases, the Insurance Commissioner (Commissioner) may order that the company reimburse an insured for the higher cost of replacement insurance coverage obtained while the appeal is pending. Reimbursement is available only when the insured is successful on appeal, and may not be ordered in all instances. If an insured wishes to seek reimbursement for the higher cost of replacement insurance, the insured must produce docu-

mentation at the hearing which will allow comparison of coverages and costs between the original policy and the replacement policy.

Following the hearing and receipt of the stenographic transcript, the Commissioner will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1477. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P. S. § 1171.8) in connection with their companies' termination of the insureds' homeowners policies. The hearings will be held in accordance with the requirements of the act; 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). The administrative hearings will be held in the Insurance Department's regional office in Pittsburgh, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearings will be held in Hearing Room 2026, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Kim Stone; file no. 12-198-119628; American Modern Select Insurance Company; Doc. No. P12-05-024; August 28, 2012, 10 a.m.

Appeal of Thomas E. Smith; file no. 12-130-122382; American Strategic Insurance Corporation; Doc. No. P12-07-003; August 28, 2012, 3 p.m.

Appeal of Donna M. Adams; file no. 12-114-118966; State Farm Fire and Casualty Insurance Company; Doc. No. P12-05-016; August 29, 2012, 10 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or

their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 12-1478. Filed for public inspection August 3, 2012, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The Liquor Control Board seeks the following new sites:

Centre County, Wine & Spirits Store #1407 (Relocation), Bellefonte, PA

*Lease expiration date:* May 31, 2016

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,000 to 5,000 net useable square feet of new or existing retail commercial space serving Bellefonte, PA. The storeroom should have access to free parking and be able to accommodate tractor trailer deliveries.

*Proposals due:* August 24, 2012, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Region #3, 158 Purity Road, Suite B, Pittsburgh, PA 15235-4441  
**Contact:** George D. Danis, (412) 723-0124

Erie County, Wine & Spirits Store #2509 (Relocation), Harborcreek Township, Erie, PA

*Lease expiration date:* March 31, 2012

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 4,500 to 5,000 net useable square feet of new or existing retail commercial space along Buffalo Road (US Route 20) in Harborcreek Township. Storeroom should have access to free parking and be able to accommodate tractor trailer deliveries.

*Proposals due:* August 24, 2012, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Real Estate Region #3, 158 Purity Road, Suite B, Pittsburgh, PA 15235-4441  
**Contact:** George D. Danis, (412) 723-0124

JOSEPH E. BRION,  
*Chairperson*

[Pa.B. Doc. No. 12-1479. Filed for public inspection August 3, 2012, 9:00 a.m.]

## PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY

### Application for the Fire Company and Volunteer Ambulance Services Grant Program

This notice provides information about the Fire Company and Volunteer Ambulance Services Grant Program (Program) as amended by the act of June 29, 2012 (P.L. 663, No. 78) (Act 78). Fire companies and volunteer ambulance services seeking grants under Act 78 shall submit completed applications no later than 4 p.m. on October 19, 2012. Written instructions and guidelines for the Program will be available online at the Office of State Fire Commissioner (Commissioner) web site at [www.osfc.state.pa.us](http://www.osfc.state.pa.us) no later than September 1, 2012. Grant applications will be available online at the Commissioner's web site no later than September 5, 2012.

This notice is provided in accordance with 35 Pa.C.S. § 7822 (relating to publication and notice).

GLENN CANNON,  
*Director*

[Pa.B. Doc. No. 12-1480. Filed for public inspection August 3, 2012, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Act 123 of 2012—Implementation of Unconventional Gas Well Impact Fee Act

Public Meeting held  
July 19, 2012

*Commissioners Present:* Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; Wayne E. Gardner, partial dissenting statement follows; James H. Cawley; Pamela A. Witmer

*Act 13 of 2012—Implementation of  
Unconventional Gas Well Impact Fee Act;  
M-2012-2288561*

#### Reconsideration Order Regarding Chapter 23

*By the Commission:*

#### *Introduction*

On February 14, 2012, Governor Corbett signed into law Act 13 of 2012, the Unconventional Gas Well Impact Fee Act (Act 13), which amends Title 58 (Oil and Gas) of the Pennsylvania Consolidated Statutes. Act 13 provides, inter alia, for an impact fee, Oil and Gas Act amendments and standards for local ordinances. Act 13 allows counties to pass ordinances to impose an impact fee on unconventional gas well producers and, alternatively, allows municipalities, under certain circumstances, to adopt resolutions compelling the imposition of fees if a county elects not to do so.

The Pennsylvania Public Utility Commission's (Commission) administrative responsibilities for implementing the provisions of Act 13 are contained within Chapters 23 and 33 of the Act. On March 16, 2012, we issued a

Tentative Implementation Order addressing those responsibilities and proposing procedures to carry out the administrative responsibilities contained in these two chapters. That Order solicited comments from interested parties. Comments to the Tentative Order were filed by the Pennsylvania State Association of Township Supervisors (Townships), the Pennsylvania State Association of Boroughs (Boroughs), the County Commissioners Association of Pennsylvania (Counties), Carrizo Oil & Gas, Inc., and, jointly, the Pennsylvania Independent Oil & Gas Association, the Marcellus Shale Coalition, and the Associated Petroleum Industries of Pennsylvania (collectively, Producers). On May 10, 2012, we issued an Order addressing these comments and other issues associated with implementation of Chapter 23 of Act 13.

Following issuance of the May 10 Order, Petitions for Reconsideration were filed by the Producers and the Townships. On June 7, 2012, we issued an Order granting reconsideration pending a review of the merits of the petitions. Additionally, on June 15, 2012, the Producers filed a Petition for Leave to File an Answer and an Answer in Support of the Townships' Petition.<sup>1</sup> This Order is limited to the issues raised in those petitions.

#### *The Producers' Petition.*

The Producers raise two issues in their Petition. First, the Producers comment that the Commission's treatment of vertical gas wells<sup>2</sup> should be modified. In our May 10 Order, we discussed vertical unconventional gas wells and determined that those wells "will be treated identically to horizontal unconventional wells including the three year minimum fee, with the exception of the fee amount, which is 20% of the unconventional horizontal gas well impact fee, and the termination of the fee in years 11-15." Implementation Order, p. 8. The Producers allege that vertical unconventional gas wells should not be subject to the three year minimum fee established at 58 Pa.C.S. § 2302(b.1), and should only be subject to the fee if they meet designated production levels.

In support of their argument, the Producers allege that a vertical well, by definition, is limited to wells that produce natural gas in quantities greater than that of a stripper well (a minimum of 90,000 cubic feet of gas per day during any calendar month). A well that does not produce this minimum amount of gas does not qualify as a vertical gas well. 58 Pa.C.S. § 2301. The Producers argue that it is production that is determinative of whether a vertical gas well is subject to the impact fee, not spudding<sup>3</sup> as in the case of horizontal unconventional gas wells.

We agree with the Producers' comment that a vertical gas well is only subject to the impact fee if it produces sufficient quantities of gas to qualify the well, by definition, as a vertical gas well. As we noted earlier, 58 Pa.C.S. § 2301 defines a vertical gas well as an "unconventional gas well which utilizes hydraulic fracture treatment through a single vertical well bore and produces natural gas in quantities greater than that of a stripper well." Further, 58 Pa.C.S. § 2302(f) provides that "the fee for a vertical unconventional gas well shall be 20% of the fee established in subsections (b) (concerning amount of fee) and (c) (concerning annual adjustment of fee) . . ."

<sup>1</sup> Given the purpose of this proceeding, to provide instructional guidance relative to Chapter 23 of Act 13, we will grant the Producers' Petition for Leave and consider their Answer in support of the Townships' Petition.

<sup>2</sup> "Vertical gas well" is defined as "an unconventional gas well which utilizes hydraulic fracture treatment through a single vertical well bore and produces natural gas in quantities greater than that of a stripper well." 58 Pa.C.S. § 2301.

<sup>3</sup> Spudding is defined as the actual start of drilling on an unconventional gas well. 58 Pa.C.S. § 2301.



Based upon these two provisions, it is apparent that in order to qualify as a vertical gas well, a well must meet certain minimum production levels. If a particular well does not meet those levels, the impact fee is not initially triggered, since the well does not qualify as a vertical well.

However, the remaining issue is whether once the impact fee is triggered for a vertical gas well, is the well subject to the three year minimum fee established at 58 Pa.C.S. § 2302(b.1). The Producers argue that a vertical well is not subject to a three year minimum. In support of their argument, the Producers allege that Section 2302(f), 58 Pa.C.S. § 2302(f), does not contain a reference to § 2302(b.1), which section serves as the foundation for the minimum three year fee requirement. The Producers argue that absent this reference, as well as the actual definition of vertical gas well requiring production minimums, a vertical gas well that does not meet minimum production levels is not subject to the three year minimum fee requirement.

We agree with the Producers' argument. A vertical gas well which falls below designated production levels is no longer, by definition, a vertical gas well. The legislature excluded a reference to Section 2302(b.1) at subsection 2302(f), which concerns the "vertical unconventional gas well fee." Absent reference to that specific section which establishes the minimum three year fee requirement, as well as not qualifying, by definition, as a vertical gas well, a vertical gas well is not subject to the three minimum fee requirement established at Section 2302(b.1). Beyond the language of Act 13, this interpretation is consistent with the Conference Committee Report for HB 1950, which specifies that a "vertical unconventional gas well shall only pay a fee if it is producing in quantities greater than those of a stripper well." Based on the foregoing, we will grant the Producers' request for reconsideration on this issue.

As a final observation on our treatment of vertical gas wells, we note that a vertical gas well derives its status based on production levels. Those production levels are determined per day during any calendar month. If a vertical gas well qualifies as such, via production levels, during any calendar month in a calendar year, that well will be subject to the impact fee. 58 Pa.C.S. §§ 2301, 2302(f).

In order to administer this provision, producers must supply production information for 2011 to ensure that a particular well qualifies as a vertical gas well and is therefore subject to the fee. All vertical gas wells on the DEP spud list as of December 31, 2011, will be subject to the fee unless the producer verifies to the Commission, on or before August 15, 2012, that a particular vertical well did not produce natural gas in quantities greater than that of a stripper well during any calendar month in 2011.<sup>4</sup> For years after 2011, producers must verify on the annual "Producer Well Report" form filed with the Commission each April 1, production for all vertical gas wells for which a fee is not due.<sup>5</sup>

The Producers also comment that the assessment established at subsection 2303(c), 58 Pa.C.S. § 2303(c), should be allocated only to those producers' wells that are subject to the impact fee, not all producers' wells.<sup>6</sup>

<sup>4</sup> Producers may provide this information by letter to the Commission's Secretary, together with a verification. 52 Pa. Code § 1.36. The letter should contain relevant information on each vertical well, including well identification, location and monthly production data.

<sup>5</sup> The Producer Well Report form will be modified to reflect this change.

<sup>6</sup> The Producers acknowledge that their concern is currently moot since all eligible counties adopted an impact fee, as noted in our May 10, 2012 Order.

Our review of the relevant statutory provision, 58 Pa.C.S. § 2303(c), reveals that the allocation of the Commission assessment is to be made on "all producers subject to the administrative charge" (§ 2303(c)(2)), and, conversely, on "all producers subject to the unconventional gas well fee" (§ 2303(c)(3)). In our May 10, 2012 Order, we focused on the language of subsection 2303(c)(2) in reaching the result that all producers, not just those subject to the impact fee, must pay the assessment. Upon further review, we believe that subsection 2303(c)(3) establishes the proper methodology, limiting the assessment to "producers subject to the unconventional gas well fee." 58 Pa.C.S. § 2303(c)(3). This limitation also applies to the \$50 per spud unconventional gas well fee established at 58 Pa.C.S. § 2303(c)(1).

Therefore, we will grant reconsideration on this issue, consistent with the foregoing discussion. We emphasize that, at this juncture, this is a moot discussion, since all producers are subject to the fee via the election of all eligible counties to impose an impact fee.

#### *The Townships' Petition.*

The Townships' Petition for Reconsideration is limited to the Commission's treatment of subsection 2314(e), 58 Pa.C.S. § 2314(e), concerning restrictions on allocations of funds to municipalities. By way of background, subsection 2314(e) provides limitations on the funds a particular municipality may receive from the Unconventional Gas Well Fee. In our May 10, 2012 Order, we discussed this provision:

The statutory language at Section 2314(e) specifies "the total budget for the prior fiscal year beginning with the 2010 budget year" as the amount to be used in determining the amount to be allocated to a municipality. 58 Pa.C.S. § 2314(e). The language in subsection (e) does not include any provisions for updates to the 2010 budget year to account for subsequent revisions. On the other hand, the statute does provide for subsequent updates to the 2010 budget amount "to reflect upward changes in the Consumer Price Index (CPI)" for the region. 58 Pa.C.S. § 2314(e). *Accordingly, we view the statutory provision for subsequent upward increases in the CPI as the sole means by which the originally approved 2010 budget amount can be updated.* (emphasis added), pp. 17,18.

The Townships first suggest that the Commission erred in determining that "subsequent upward increases in the CPI [are] the sole means by which the originally approved 2010 budget amount can be updated." The Townships argue that this interpretation fails to give full meaning to the language of subsection 2314(e) and is not reflective of legislative intent, citing prior versions of this provision. Further, as a policy argument, the Townships allege that the Commission's interpretation is contrary to one of the purposes of Act 13, which is to ensure that municipalities have sufficient funds to deal with the local impacts of unconventional gas well drilling.

We have considered the Townships' arguments and find them persuasive. The applicable provision, 58 Pa.C.S. § 2314(e), provides:

(e) *Restriction.*—The amount allocated to each municipality under subsection (d) shall not exceed the greater of \$500,000 or 50% of the total budget for the prior fiscal year beginning with the 2010 budget year and continuing every year thereafter, adjusted to reflect any upward changes in the Consumer Price Index for all Urban Consumers for the Pennsylvania,

New Jersey, Delaware and Maryland area in the preceding 12 months. Any remaining money shall be retained by the commission and deposited in the Housing Affordability and Rehabilitation Enhancement Fund for the uses specified under subsection (f).

This provision is a cap on the distribution amounts a municipality may receive via the impact fee. The formula used to determine a municipality's initial entitlement is provided at 58 Pa.C.S. § 2314(d). Subsection 2314(d) provides that, after initial distributions to various state agencies, 60% of the revenue remaining in the fund from fees collected are appropriated to counties and municipalities for purposes specified at 58 Pa.C.S. § 2314(g). The 60% is distributed to: counties in which spud unconventional gas wells are located (36%); municipalities in which spud unconventional gas wells are located (37%); and municipalities located in a county in which spud unconventional gas wells are located (27%). The distribution amount for each municipality, however, is potentially limited by the provisions of subsection 2314(e).

The restriction provided at subsection 2314(e) is the greater of \$500,000 or "50% of the total budget for the prior fiscal year beginning with the 2010 budget year and continuing every year thereafter, adjusted to reflect any upward changes in the Consumer Price Index. . . ." (emphasis added).

Upon further review of this provision, we find that the statutory language envisions an annual submission of the municipal budget for the prior fiscal year. This interpretation is consistent with the legislative history of this provision, which in its prior version did not contain the reference to the continuing submission of municipal budgets. Townships' Petition at 6. Also, this interpretation is consistent with the tenet of statutory construction that "whenever possible each word in a statutory provision is to be given meaning and not to be treated as surplusage." *In re Employees of Student Services*, 495 Pa. 42, 52, 432 A.2d 189, 195 (1981). In using the words "prior fiscal year beginning with" in reference to the 2010 budget year and the phrase "continuing every year thereafter", the legislation specifies that budget years other than 2010 are to be used to determine the limits on impact fee distributions in subsequent years. To rule otherwise would fail to give meaning to the words in the text of the statute. Accordingly, we grant the Townships' Petition on this issue.<sup>7</sup>

Additionally, the CPI adjustments contained at subsection 2314(e) apply to both the \$500,000 figure as well as the submitted budget figure.<sup>8</sup> We agree with the Townships and Producers that the CPI adjustment language in subsection 2314(e) refers to both preceding phrases. This interpretation is consistent with both the grammar of this subsection, given that the qualifying phrase regarding the CPI adjustment is preceded by a comma, as well as the intent of Act 13, ensuring that affected municipalities will have sufficient funds to deal with local impacts. Further, we note that this interpretation will not adversely affect any municipality receiving funds under 58 Pa.C.S. § 2314(d), since distribution amounts are separately calculated and this provision only serves as a cap on those amounts. Therefore, we will grant reconsideration on this issue.

The Townships also request that the Commission should clarify whether municipalities should submit "originally approved budgets" or "final approved budgets"

pursuant to Section 2314(e). The Townships comment that the proper terminology is the "final approved budget."

We agree with the Townships on this issue. It is the final budget for 2010 that is the relevant inquiry, that is, the budget amount that has received final approval by the municipality's governing body. This interpretation allows municipalities to accurately report budget amounts.<sup>9</sup> Therefore, we will grant reconsideration on this issue. Municipalities are to submit the final approved budget from 2010, pursuant to subsection 2314(e), 58 Pa.C.S. § 2314(e).

#### *Additional Matters.*

Pursuant to 58 Pa.C.S. § 2304, producers subject to the impact fee must notify the Commission of the following within 30 days after the calendar month in which the change occurs: (1) the spudding of additional unconventional gas wells; (2) the initiation of production at an unconventional gas well; or (3) the removal of an unconventional gas well from production. We addressed this requirement in our May 10, 2012 Order and the Producer Update Report (Attachment B thereto). However, upon further review, we believe clarification is required. The report is only to be filed if a designated event occurs. The report is to be filed electronically with the Commission. The due date for the report is 30 days after the end of the calendar month in which the event occurred. For example, if the event occurred on September 3, 2012, the report would be due October 30, 2012. We hope this clarifies our treatment of this issue. *Therefore,*

#### *It Is Ordered That:*

1. The Producers' Petition for Leave to File an Answer is granted.
2. The Petitions for Reconsideration filed by the Producers and the Townships are hereby granted, consistent with this Order.
3. Our May 10, 2012 Order is modified consistent with this Order.
4. On or before August 15, 2012, Producers must supply production information for 2011 for vertical gas wells, as provided herein.
5. A copy of this Order shall be published in the *Pennsylvania Bulletin* and posted on the Commission's website at [www.puc.state.pa.us](http://www.puc.state.pa.us) click on Natural Gas/Act 13 (Impact Fee).
6. A copy of this Order shall be served on all commentators.

ROSEMARY CHIAVETTA,  
*Secretary*

#### *Partial Dissenting Statement of Commissioner Wayne E. Gardner*

Before the Commission today are the Petitions for Reconsideration filed by the Pennsylvania State Association of Township Supervisors and the Pennsylvania Independent Oil & Gas Association, the Marcellus Shale Coalition, the Associated Petroleum Industries of Pennsylvania, and Corizzo Oil & Gas, Inc. (collectively, Producers). I agree with my colleagues on the resolution of most of the issues addressed in the Reconsideration Order. However, there is one issue on which I must respectfully dissent. It is whether or not vertical wells must pay an

<sup>7</sup> We note that municipalities must timely file budget reports annually. Failure to do so will result in the application of the \$500,000 cap.

<sup>8</sup> We decline to extend this CPI adjustment to the initial distribution, since this serves as the starting point.

<sup>9</sup> We note that municipalities are required to file an Annual Audit and Financial Report with the Department of Community and Economic Development and that the Auditor General has general audit authority over county and municipal accounts. 72 Pa.C.S. § 403. As such, the final approved budgets and actual expenditures will be subject to government oversight at the state level.

impact fee for a minimum of three years. I believe the Commission's original interpretation of that provision was correct.

Section 2302(b.1) of Act 13, 58 Pa.C.S. § 2301(b), directs that once an unconventional gas well is spud, it must begin paying the impact fee and that it must pay the fee for at least three years even if subsequently capped or producing amounts less than that of a stripper well. In our Final Implementation Order, we stated that this provision applies to all unconventional wells including vertical wells.<sup>10</sup>

In the Petition for Reconsideration, the Producers argue that the three-year requirement in Section 2302(b.1) does not apply to those wells which had been classified as vertical wells. The Producers contend that once a vertical well does not produce the minimum amount of gas, it no longer qualifies as a vertical gas well and, therefore, is not subject to the three-year minimum fee. The majority today adopts the argument set forth by the Producers.

I disagree. Section 2301(b), which delineates the fee schedule, provides that the fee adopted by a county or municipality "is imposed on every producer and shall apply to unconventional gas wells spud in this Commonwealth regardless of when spudding occurred." Section 2301(b.1) then provides an exception/clarification regarding the fee to be collected from nonproducing unconventional gas wells: "If a spud unconventional gas well begins paying the fee imposed under this section and is subsequently capped or does not produce natural gas in quantities greater than that of a stripper well within two years after paying the initial fee, then the fee shall be suspended." As such, all unconventional gas wells are subject to a fee for a minimum of three years.

According to Section 2301 of the Act, an unconventional gas well is a bore hole drilled for the purpose of the production of gas from an unconventional formation. In Section 2301, an unconventional formation is defined as a specified geological shale formation where natural gas cannot be produced at economic flow rates or volumes except by vertical or horizontal wells stimulated by hydraulic fracturing or other techniques. Finally, a vertical gas well is an unconventional vertical well bore which produces gas in quantities greater than that of a stripper well. Once a vertical well is capped or producing gas in quantities less than that of a stripper well, it then meets the definition of a nonproducing unconventional gas well. As such, it is still an unconventional well because it is a well bored into an unconventional formation. Therefore, it is subject to an impact fee under Section 2302(b).

Section 2302(f) provides, in pertinent part, that, the "fee for a vertical unconventional gas well shall be 20% of the fee established in [subsection 2302(b)]." The Producers argue that because Section 2302(f) does not reference the three-year minimum specifically, vertical wells are not subject to the three-year minimum. This reading of the Act ignores the structure and companion provisions contained in § 2302. Section 2302(b) applies to all unconventional wells—horizontal and vertical. Section 2302(f) then makes an exception to the fee structure contained in part (b). One must still apply part (b) in order to determine the fee to be assessed for vertical wells. Because vertical wells which stop producing below stripper well levels remain, by definition, nonproducing unconventional gas wells, Section 2302(b.1) is applicable and vertical wells must also pay the fee for three years.

I am cognizant that a concern exists that should this interpretation be adopted, it could result in unconven-

tional vertical bore wells, which never produced, paying 100% of the fee described in § 2302(b) with producing vertical wells paying 20% of that fee. Section 2302(b) provides that the impact fee is to apply to all spud unconventional gas wells. No exception is given for a spud well which never produces amounts over that of a stripper well. Therefore, under Section 2302(b.1), all spud unconventional wells must pay the impact fee for at least three years. Concern has been voiced that because there is no mention in part (b.1) that unconventional vertical bore wells only have to pay 20% of the fee rather than 100%, they must be assessed at 100%. This concern is unfounded and would not be allowed under the Rules of Statutory Construction.

The rules of Statutory Construction dictate that the General Assembly does not intend a result that is absurd or unreasonable, that it intends the entire statute to be effective and certain, 1 Pa.C.S. § 1922(1), and that every statute shall be construed, if possible, to give effect to all its provisions. 1 Pa.C.S. § 1221. Additionally, statutes are in *pari materia* when they relate to the same thing or class of things and must be construed together. 1 Pa.C.S. § 1932. When the relevant provisions are read together, an absurd result is not reached. Section 2302(b) describes the components of the fee for unconventional wells. Section 2302(b.1) speaks to the minimum amount of time a fee can be collected. Section 2302(f) provides a discounted rate methodology for a particular type of unconventional well. Each section has a specific purpose, and when construed together, provides that unconventional vertical bore wells, producing and non-producing, must pay the fee for at least three years, at 20% of the rate paid by horizontal wells.

The interpretation of these provisions adopted by the majority today fails to give effect to the definition of an unconventional well which is provided by the plain language of the statute.

WAYNE E. GARDNER,  
*Commissioner*

[Pa.B. Doc. No. 12-1481. Filed for public inspection August 3, 2012, 9:00 a.m.]

**Final Order Regarding Plan to Implement a One-Year Timeframe for Inactive Telecommunication Carriers to Provide Service on an Annual Basis Within the Commonwealth; Implementation of the Telecommunications Act of 1996**

Public Meeting held  
July 19, 2012

*Commissioners Present:* Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; Wayne E. Gardner; James H. Cawley; Pamela A. Witmer

*Final Order Regarding the Commission's Plan to Implement a One-Year Timeframe for Inactive Telecommunication Carriers to Provide Service on an Annual Basis Within the Commonwealth of Pennsylvania;*  
*Doc. No. M-2011-2273119*

*Implementation of the Telecommunications Act of 1996;*  
*Doc. No. M-00960799*

**Final Order**

*By the Commission:*

By Tentative Order entered on March 1, 2012, the Commission sought comments regarding the proposed

<sup>10</sup> See Implementation Order Regarding Chapter 23, M-2012-2288561 at 8 (May 10, 2012).

implementation of a one-year timeframe requirement for telecommunication carriers<sup>1</sup> to actively provide service on an annual basis to customers<sup>2</sup> within the Commonwealth of Pennsylvania. The Commission believes that it is sound public policy for carriers not to hold Certificates of Public Convenience (CPCs) for an extended period of time without providing service to customers. This order constitutes the final order necessary for implementation of a timeframe requirement for telecommunication carriers to actively provide service on an annual basis to customers.

#### Background

In the Implementation Orders,<sup>3</sup> the Commission set forth various requirements in accordance with the Telecommunications Act of 1996 (TA-96), such as a financial fitness affidavit and a proposed tariff, for telecommunication carriers to apply for a CPC. However, the Commission did not establish a mandatory timeframe requirement for a carrier to begin to provide service to wholesale and/or retail customers upon receipt of its CPC. The Commission has recently discovered that not requiring initiation of telecommunications service to customers within a specified timeframe has resulted in certified carriers not providing service at all or remaining inactive for several years.

Thus, by a Tentative Order approved on March 1, 2012, the Commission proposed to implement a one-year time requirement for telecommunications carriers to actively provide service on an annual basis to customers. As set forth in the Order, the Commission outlined a two-part process to implement the time frame requirement: one for existing carriers that are certificated as of the date the one-year requirement is effective and one for new entrants that receive Commission certification after the one-year requirement is effective.

We believe that a one-year timeframe should provide new entrants ample opportunity to begin offering services to customers without creating a barrier to entry. However, within the Tentative Order, the Commission proposed to allow new entrants receiving certification after the one-year requirement is effective who have not provided telecommunications services to customers for twelve consecutive months the option of asking for a six-month extension of the one-year timeframe requirement. Alternatively, carriers were also given the option of voluntarily abandoning their CPC or going through the Commission's established process to revoke the CPC. The Tentative Order was published in the *Pennsylvania Bulletin* on March 17, 2012.<sup>4</sup> Comments were due 20 days after publication and reply comments 10 days following the comment deadline.

#### Discussion

The Commission received two comments regarding the Tentative Order entered on March 1, 2012, and no reply comments.

On April 6, 2012, the Broadband Cable Association of Pennsylvania (BCAP) commented that the proposed timeframe requirement, even with a six-month extension, which is a total of 18 months altogether, may not be long enough for a carrier to provide service to customers if the company is involved in lengthy negotiations of interconnection agreements or other commercial interconnection

arrangements. BCAP stated, “[a]s the Commission suggests, even when both parties proceed in good faith, multiple disputed issues can lead to protracted negotiations and sometimes to lengthy litigation.”<sup>5</sup> BCAP requests the proposed procedure be revised so competitive local exchange carriers (CLECs) can seek and be granted multiple extensions for good cause shown.<sup>6</sup>

*Disposition:* The proposed timeframe requirement is not meant to create a barrier to entry but to ensure that customers are provided with competitive choices in an expedient and timely basis. Because we recognize there are circumstances where interconnection issues can lead to lengthy delays, the Tentative Order was designed with an option whereby new entrant receiving certification after the one-year requirement is effective may request, for good cause, a six-month extension of the 1-year time frame to initiate service to customers. Thus, the timeframe outlined in the Tentative Order has already taken into consideration the length of time needed for negotiations and/or litigation to occur. Nevertheless, we propose in this Order to permit a new entrant receiving certification after the one-year requirement is effective to request one additional six-month extension after the initial six-month extension has expired. The Commission will review the inactive carrier's request for an additional extension on a case-by-case basis and may allow the additional extension provided that the inactive carrier submits proof of active good faith interconnection negotiations or relevant litigation.

The second comment was filed on April 9, 2012, on behalf of the Health Group Telecommunications (HGT or the Company), which is certified as a CLEC and interexchange carrier (IXC) Reseller in Pennsylvania. HGT has no facilities of its own. The Company proposed in its comments that rather than having an inactive carrier surrender its CPC, the company's CPC would be transitioned into an “inactive” status and the Commission can then charge a fee to maintain this status. HGT explains that “there may be legitimate business and practical reasons for [*sic*] why a carrier would wish to retain its certificates of authority even though it may not be actively providing telecommunications services.”<sup>7</sup> HGT explains that it is not currently offering nor has it ever offered telecommunications services.<sup>8</sup> Instead, HGT negotiates discounted billing arrangements with carriers on behalf of its select non-profit community hospital clients. HGT further states that it uses its CPC in negotiations to ensure that its clients receive the most cost effective services necessary. The Company is concerned that if it is required to surrender its CPC, then it would no longer be “at the ready”<sup>9</sup> and able to negotiate cost effective and high quality services for its clients. HGT opines that if it would need to re-apply for certification, it would not be able to provide services until final approval of the application which HGT claims would take five to nine months depending on the authority sought.

HGT suggests, for the above reasons, that the Commission allow carriers an option of an inactive status. The Company realizes that such an option could likely incur costs for the Commission to monitor carriers that “are not receiving any jurisdictional revenue upon which the Commission can levy an assessment pursuant to 66 Pa.C.S.

<sup>1</sup> Telecommunications carrier for purposes of this Order is any carrier approved to provide service as a Competitive Local Exchange Carrier (CLEC), Competitive Access Provider (CAP), or Interexchange Carrier (IXC).

<sup>2</sup> Customers can be either wholesale or retail.

<sup>3</sup> Docket No. M 00960799 entered Orders of June 3, 1996 and September 9, 1996 (Implementation Orders)

<sup>4</sup> 42 Pa.B. 11.

<sup>5</sup> Comments of the Broadband Cable Association of Pennsylvania on Tentative Order; p. 1

<sup>6</sup> *Id.* at p. 2

<sup>7</sup> Comments of Health Group Telecommunications; p. 1

<sup>8</sup> HGT's original application indicated the company would operate as a reseller of CLEC and IXC services.

<sup>9</sup> Comments of Health Group Telecommunications; p. 3

§ 510.<sup>10</sup> Therefore, the Commission should institute a reasonable fee for those carriers that take the inactive option. HGT avers a \$1,000 fee per year might be reasonable for this option. The Company also states that the Commission should simplify the reporting requirements for inactive carriers in order to reduce the regulatory costs of the Commission.

*Disposition:* We disagree that there are any practical reasons for an entity to hold a CPC when it does not provide any service (or plan to provide any service) to the public. A CPC is issued for a carrier to become a public utility and provide utility service to the public whether that service is retail or wholesale. Thus, a CPC is evidence that an entity is providing utility service to the public. A CPC is not simply a bargaining chip to be used as leverage to negotiate better rates for a company or its clients.<sup>11</sup> The Commission also disagrees with HGT's assessment that it would take the Commission five to nine months or longer to process an application for a carrier that had surrendered its CPC but then later decides to offer services in Pennsylvania again. The Commission routinely grants provisional operational authority to CLECs that seek to enter the service areas of certain incumbent local exchange carriers (ILECs), and while their respective applications are undergoing review. The routine grant of provisional operational authority also takes place for the market-entry applications of facilities-based and reseller IXC and competitive access providers (CAPs) that seek to offer services throughout Pennsylvania. While CLEC applications for the provision of competitive services within the service areas of certain ILECs are not accorded provisional operational authority, such applications—if unopposed—are generally processed and approved within a period of three months. While HGT's desire to reduce the Commission's regulatory costs is commendable, we must make it clear that the main reason for this timeframe requirement is aimed at the public good of carriers providing service to customers in an expeditious manner once a CPC is approved. Therefore, we reject the concept of an inactive status for carriers.

#### *Summary of Changes*

Based on the comments to the Tentative Order, we have revised some aspects of the time frame requirement. We recognize the potential for lengthy negotiations of interconnection agreements or other commercial interconnection arrangements, as well as the potential for relevant litigation. Therefore, we will permit new entrants receiving certification after the one-year requirement is effective to request an additional extension of time once the initial six-month extension has expired. The Commission will review these requests on a case-by-case basis and the additional extension will only be granted for good cause shown. The carrier must provide data to show proof of engaging in good faith negotiations for obtaining requisite interconnection agreements or other commercial arrangements.

#### *Conclusion*

Based on the foregoing, the Commission requires telecommunications carriers to be actively engaged in providing services on an annual basis within the Commonwealth of Pennsylvania. By this action, the Commission will have a more complete list of active carriers and have a better understanding of when and how telecommunications carriers serve customers within the Commonwealth.

Upon adoption of this final order, the Commission will issue a secretarial letter to inform all telecommunications carriers (with the exception of incumbent local exchange carriers) of the new timeframe requirement; *Therefore,*

#### *It Is Ordered That:*

1. Within 45 days of publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Service and the Law Bureau will create a secretarial letter informing all telecommunications carriers (with the exception of incumbent local exchange carriers) of the new timeframe requirement. The date on this letter will start the one-year timeframe within which the carriers must begin service if they are currently not serving customers.

2. A new entrant receiving certification after the one-year requirement is effective may request one additional six-month extension after the initial six-month extension has expired. The Commission will review the inactive carrier's request for an additional extension on a case-by-case basis and may allow the additional extension provided that the inactive carrier submits proof of active good faith interconnection negotiations or relevant litigation.

3. Bureau of Technical Utility Service identify carriers that are not currently providing services to customers using the reports outlined in the tentative order.

4. This Final Order be published in the *Pennsylvania Bulletin* and a copy be served on the Pennsylvania Emergency Management Agency, the Office of Consumer Advocate, and the Office of Small Business Advocate.

5. A copy of this Final Order be published on the Commission's website.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1482. Filed for public inspection August 3, 2012, 9:00 a.m.]

### **Natural Gas Service**

**A-2012-2315535. UGI Central Penn Gas, Inc.** Application of UGI Central Penn Gas, Inc. for approval of the abandonment of natural gas service to one residential customer and three commercial customers located in Oil City, Venango County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before August 20, 2012. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), and at the applicant's business address.

*Applicant:* UGI Central Penn Gas, Inc.

*Through and By Counsel:* Mark C. Morrow, Esquire, Melanie J. Elatieh, Esquire, UGI Corporation, 460 North Gulph Road, King of Prussia, PA 19406

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1483. Filed for public inspection August 3, 2012, 9:00 a.m.]

<sup>10</sup> Comments of Health Group Telecommunications; p. 4

<sup>11</sup> Apparently, HGT threatens to compete against the other carrier unless that carrier comes up with a preferred discount for the HGT clients.

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by August 20, 2012. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

#### Application of the following for approval to *begin operating as common carriers for transportation of persons as described under the application.*

**A-2012-2301439. Gholston Paratransit Service, LLC** (5070 Parkside Avenue, Suite 2100, Philadelphia, Philadelphia County, PA 19131), for the right to begin to transport, as a common carrier, by motor vehicle, persons, persons in Paratransit service, between points within a 3.5-mile radius of 5070 Parkside Avenue, Philadelphia, PA.

#### 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 by transfer of rights as described under the application.*

**A-2012-2303418. Bryan A. Hall** (P. O. Box 173, Bedford, Bedford County, PA 15522)—household goods in use, which is to be a transfer of all of the operating rights under the certificate issued to Maynard Hall at A-00092562, subject to the same limitations and conditions.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1484. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Telecommunications

**A-2012-2315317. Verizon North, LLC and MCImetro Access Transmission Services, LLC.** Joint petition of Verizon North, LLC and MCImetro Access Transmission Services, LLC for approval of a replacement interconnection agreement and amendment No. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and MCImetro Access Transmission Services, LLC, by its counsel, filed on July 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a replacement interconnection agreement and amendment No. 1 under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and MCImetro Access Transmission

Services, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1485. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Telecommunications

**A-2012-2315316. Verizon North, LLC and NetCarrier Telecom, Inc.** Joint petition of Verizon North, LLC and NetCarrier Telecom, Inc. for approval of amendment No. 1 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and NetCarrier Telecom, Inc., by its counsel, filed on July 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment No. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and NetCarrier Telecom, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1486. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Telecommunications

**A-2012-2314899. Verizon North, LLC and Ymax Communications Corp.** Joint petition of Verizon North, LLC and Ymax Communications Corp for approval of an amendment No. 2 to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Ymax Communications Corp, by its counsel, filed on July 19, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon North, LLC and Ymax Communications Corp joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1487. Filed for public inspection August 3, 2012, 9:00 a.m.]

## Telecommunications

**A-2012-2315345. Verizon Pennsylvania, Inc. and MCImetro Access Transmission Services, LLC.** Joint petition of Verizon Pennsylvania, Inc. and MCImetro Access Transmission Services, LLC for approval of a replacement interconnection agreement and amendment No. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and MCImetro Access Transmission Services, LLC, by its counsel, filed on July 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of a replacement interconnection agreement and amendment No. 1 under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and MCImetro Access Transmission Services, LLC joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1488. Filed for public inspection August 3, 2012, 9:00 a.m.]

## Telecommunications

**A-2012-2315296. Verizon Pennsylvania, Inc. and NetCarrier Telecom, Inc.** Joint petition of Verizon Pennsylvania, Inc. and NetCarrier Telecom, Inc. for approval of amendment No. 1 to interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and NetCarrier Telecom, Inc., by its counsel, filed on July 20, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment No. 1 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and NetCarrier Telecom, Inc. joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1489. Filed for public inspection August 3, 2012, 9:00 a.m.]

## Telecommunications

**A-2012-2314874. Verizon Pennsylvania, Inc. and Ymax Communications Corp.** Joint petition of Verizon Pennsylvania, Inc. and Ymax Communications Corp for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, Inc. and Ymax Communications Corp, by its counsel, filed on July 19, 2012, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. Copies of the Verizon Pennsylvania, Inc. and Ymax Communications Corp joint petition are on file with the Commission and are available for public inspection.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 12-1490. Filed for public inspection August 3, 2012, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent or temporary authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant. The company has applied to transfer the rights held by Crossroad Cab Corp. (CPC No. 1000308-01, Medallion P-0846) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**A-12-07-01. Kharowal Corp.,** 491 Bethlehem Pike, Apt. C1, Fort Washington, PA 19034, registered with the Commonwealth on April 23, 2007.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by August 20, 2012. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 12-1491. Filed for public inspection August 3, 2012, 9:00 a.m.]

### Motor Carrier Stock Transfer Application for Medallion Taxicab Service in the City of Philadelphia

Permanent or temporary authority to render service as a common carrier in the City of Philadelphia as a Medallion Taxicab Service has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant, docket A-12-07-04. The applicant has applied to have 50% of the stock of U&Y Corp., CPC 1014307-01 transferred to him.

**Khaliq Hussain**, 2301 Church Street Philadelphia, PA 19124.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by August 20, 2012. Documents filed in support of the application are available for inspection at the TLD office between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 12-1492. Filed for public inspection August 3, 2012, 9:00 a.m.]

## PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

### Hearings Scheduled

Hearings have been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of Claimant's request concerning the indicated account.

The hearings will be held before a hearing officer at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

September 26, 2012	William R. Hoffman (Purchase of Service)	1 p.m.
October 10, 2012	Bruce E. George (Calculation of Final Average Salary)	1 p.m.

Persons with a disability, who wish to attend the previously listed hearings, and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Barb Book, Assistant to the Executive Director at (717) 720-4617 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matter will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

JEFFREY B. CLAY,  
*Executive Director*

[Pa.B. Doc. No. 12-1493. Filed for public inspection August 3, 2012, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

### Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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



**Odor Management Plan—Public Notice Spreadsheet—Actions**

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New or Amended</i>	<i>Action Taken</i>
Star Rock Dairy, Inc. 175 Chestnut Grove Road Conestoga, PA 17516	Lancaster County/ Manor Township	0	Cattle	Amended	Approved
Hummel Family Farms, LLC 3493 Middle Road Middleburg, PA 17842	Snyder County/ Center Township	682.85	Swine	New	Approved
Martin Farms 167 Overcash Road Chambersburg, PA 17202	Franklin County/ Guilford Township	0	Cattle	New	Approved
John H. Fisher 18 Embick Lane Loganton, PA 17747	Clinton County/ Greene Township	35.51	Layers	New	Approved
Hidden Acres Farms 2115 Rohrer Road Manheim, PA 17545	Lancaster County/ Ralpho Township	341.42	Swine	New	Approved
Four Winds Dairy, Inc. 400 Van Etten Road Ulysses, PA 16948	Potter County/ Harrison Township	0	Cattle	New	Approved

MICHAEL L. KRANCER,  
*Chairperson*

[Pa.B. Doc. No. 12-1494. Filed for public inspection August 3, 2012, 9:00 a.m.]

# STATE TAX EQUALIZATION BOARD

## Common Level Ratio

The State Tax Equalization Board has established a Common Level Ratio for each county in the Commonwealth for the calendar year 2011. The ratios were mandated by Act 267-1982.

The law requires the State Tax Equalization Board to use statistically acceptable techniques, to make the methodology for computing ratios public and to certify, prior to July 1, the ratio to the Chief Assessor of each county each year.

The statistical acceptable technique which the Board used for the 2011 Common Level Ratio is to determine the arithmetic mean of the individual sales ratios for every valid sale received from the county for the calendar year 2011.

The methodology used is to include every valid sale and compute an average mean. Using this mean as a base, the State Tax Equalization Board has defined high and low limits by multiplying and dividing this computed mean by 4. For those counties which have a predetermined assessment ratio of 100% the extreme upper sales ratio limit is 200%. Using these computed limits, the State Tax Equalization Board has utilized the valid sales, rejecting those sales, which exceed the limits. The resulting arithmetic mean ratio is the ratio which the State Tax Equalization Board is certifying as the Common Level Ratio for each county for 2011.

The Common Level Ratios for 2011 are listed on the back of this page.

JAMES A. ZURICK, Esq.,  
*Chairperson*

## 2011 COMMON LEVEL RATIOS

<i>County</i>	<i>CLR</i>
*Adams	118.1%
*Allegheny	85.7%
Armstrong	41.6%
Beaver	34.1%
*Bedford	78.0%
*Berks	77.9%
*Blair	16.7%
Bradford	33.3%
*Bucks	10.8%
*Butler	17.0%
*Cambria	34.4%
Cameron	43.2%
Carbon	45.8%
Centre	28.8%
*Chester	59.0%
Clarion	34.6%
Clearfield	20.2%
*Clinton	96.9%
Columbia	27.8%
Crawford	41.1%
*Cumberland	100.6%
*Dauphin	72.6%
*Delaware	72.0%
Elk	46.3%
*Erie	85.0%
*Fayette	79.7%
Forest	28.1%
*Franklin	14.2%
*Fulton	39.0%
*Greene	73.9%
**Huntingdon	26.9%
*Indiana	17.8%
*Jefferson	52.0%
*Juniata	18.4%
*Lackawanna	19.3%

<i>County</i>	<i>CLR</i>
*Lancaster	78.8%
*Lawrence	96.8%
*Lebanon	16.3%
Lehigh	35.6%
*Luzerne	109.4%
*Lycoming	80.0%
*McKean	89.9%
*Mercer	36.1%
Mifflin	55.7%
Monroe	19.4%
*Montgomery	62.0%
*Montour	86.2%
Northampton	37.5%
*Northumberland	27.9%
*Perry	100.5%
^Philadelphia	
Pike	24.7%
*Potter	36.7%
Schuylkill	46.6%
*Snyder	20.7%
Somerset	40.8%
*Sullivan	64.9%
Susquehanna	32.7%
*Tioga	73.5%
*Union	83.2%
*Venango	94.1%
Warren	35.7%
Washington	14.7%
*Wayne	84.3%
*Westmoreland	22.7%
Wyoming	20.0%
*York	86.5%
^TBD	
**PDR Change 40% to 80%	

**\*Counties with a Predetermined Assessment Ratio of 100%**

[Pa.B. Doc. No. 12-1495. Filed for public inspection August 3, 2012, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Public Hearing

The Susquehanna River Basin Commission (Commission) will hold a public hearing on August 23, 2012, from 2:30 p.m. until 5 p.m. or at the conclusion of public testimony, whichever is sooner. The public hearing will be conducted at the North Office Building, Hearing Room 1 (Ground Level), North Street at Commonwealth Avenue, Harrisburg, PA 17120. At this public hearing, the Commission will hear testimony on the projects listed in the Supplementary Information section of this notice. The projects are intended to be scheduled for Commission action at its next business meeting, tentatively scheduled for September 20, 2012, which will be noticed separately. The public should take note that this public hearing will be the only opportunity to offer oral comment to the Commission for the listed projects. The deadline for the submission of written comments is September 4, 2012.

For further information contact Richard A. Cairo, General Counsel, (717) 238-0423, Ext. 306, fax (717) 238-2436.

Information concerning the applications for these projects is available at the Commission Water Resource Portal at [www.srbc.net/wrp](http://www.srbc.net/wrp). Materials and supporting documents are available to inspect and copy in accordance with the Commission's Access to Records Policy at [www.srbc.net/pubinfo/docs/2009-02%20Access%20to%20Records%20Policy%209-10-09.PDF](http://www.srbc.net/pubinfo/docs/2009-02%20Access%20to%20Records%20Policy%209-10-09.PDF).

#### *Opportunity to Appear and Comment*

Interested parties may appear at the hearing to offer comments to the Commission on any project listed previously. The presiding officer reserves the right to limit oral statements in the interest of time and to otherwise control the course of the hearing. Ground rules will be posted on the Commission's web site at [www.srbc.net](http://www.srbc.net), prior to the hearing for review. The presiding officer reserves the right to modify or supplement such rules at the hearing. Written comments on any project listed as follows may also be mailed to Richard Cairo, General Counsel, Susquehanna River Basin Commission, 1721 North Front Street, Harrisburg, PA 17102-2391 or submitted electronically through <http://www.srbc.net/pubinfo/publicparticipation.htm>. Comments mailed or electronically submitted must be received by the Commission on or before September 4, 2012, to be considered.

#### *Supplementary Information*

The public hearing will cover the following projects:

#### *Projects for Action:*

1. Project Sponsor and Facility: Borough of Adamstown, Adamstown Borough, Lancaster County, PA. Application for renewal of groundwater withdrawal of up to 0.099 mgd (30-day average) from Well 4 (Docket No. 19801104).
2. Project Sponsor and Facility: Anadarko E&P Company, LP (Second Fork Larrys Creek), Mifflin Township, Lycoming County, PA. Application for surface water withdrawal of up to 0.499 mgd (peak day).
3. Project Sponsor and Facility: Cabot Oil & Gas Corporation (Susquehanna River), Susquehanna Depot Borough, Susquehanna County, PA. Application for renewal of surface water withdrawal of up to 1.500 mgd (peak day) (Docket No. 20080908).
4. Project Sponsor and Facility: Cabot Oil & Gas Corporation (Susquehanna River), Great Bend Township, Susquehanna County, PA. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20080905).
5. Project Sponsor and Facility: Caernarvon Township Authority, Caernarvon Township, Berks County, PA. Application for renewal of groundwater withdrawal of up to 0.035 mgd (30-day average) from Well 6 (Docket No. 19820912).
6. Project Sponsor and Facility: Carrizo (Marcellus), LLC (Muddy Run), Gulich Township, Clearfield County, PA. Application for surface water withdrawal of up to 0.720 mgd (peak day).
7. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.070 mgd (30-day average) from S-1 (Baker Spring).
8. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.288 mgd (30-day average) from Well W-1.

9. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.792 mgd (30-day average) from Well W-2.

10. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.288 mgd (30-day average) from Well W-3.

11. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.331 mgd (30-day average) from Well W-4.

12. Project Sponsor and Facility: East Hempfield Township Municipal Authority, East Hempfield Township, Lancaster County, PA. Application for renewal of groundwater withdrawal of up to 0.792 mgd (30-day average) from Well W-5 (Docket No. 19810203).

13. Project Sponsor and Facility: Enerplus Resources (USA) Corporation (West Branch Susquehanna River), East Keating Township, Clinton County, PA. Application for surface water withdrawal of up to 2.000 mgd (peak day).

14. Project Sponsor and Facility: EQT Production Company (Pine Creek), Porter Township, Lycoming County, PA. Application for surface water withdrawal of up to 1.000 mgd (peak day).

15. Project Sponsor and Facility: EXCO Resources (PA), LLC (Larrys Creek), Mifflin Township, Lycoming County, PA. Application for renewal of surface water withdrawal with modification to increase by an additional 0.413 mgd, for a total of 0.499 mgd (peak day) (Docket No. 20080936).

16. Project Sponsor and Facility: Falling Springs Water Works, Inc. (Falling Springs Reservoir), Ransom Township, Lackawanna County, PA. Application for surface water withdrawal of up to 0.800 mgd (peak day).

17. Project Sponsor and Facility: Forest Springs Water Company, Wayne Township, Schuylkill County, PA. Application for groundwater withdrawal of up to 0.075 mgd (30-day average) from Borehole BH-1.

18. Project Sponsor and Facility: Forest Springs Water Company, Wayne Township, Schuylkill County, PA. Modification to consumptive water use approval removing previous sources Spring 1 and Spring 2 and adding new source Borehole BH-1 (Docket No. 20010206).

19. Project Sponsor and Facility: Gaberseck Brothers (Odin Pond 2), Keating Township, Potter County, PA. Application for surface water withdrawal of up to 0.249 mgd (peak day).

20. Project Sponsor and Facility: Houtzdale Municipal Authority (Beccaria Springs), Gulich Township, Clearfield County, PA. Application for surface water withdrawal of up to 10.000 mgd (peak day).

21. Project Sponsor: Hydro Recovery-Antrim, LP. Project Facility: Antrim Treatment Plant, Duncan Township, Tioga County, PA. Modification to project features and to increase surface water withdrawal by an additional 1.152 mgd, for a total of 1.872 mgd (peak day) (Docket No. 20090902).

22. Project Sponsor and Facility: Keystone Clearwater Solutions, LLC (Lycoming Creek), Lewis Township, Lycoming County, PA. Modification to increase surface water withdrawal by an additional 1.308 mgd, for a total of 2.600 mgd (peak day) (Docket No. 20110616).

23. Project Sponsor and Facility: Keystone Clearwater Solutions, LLC (Moshannon Creek), Snow Shoe Township, Centre County, PA. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20080946).

24. Project Sponsor and Facility: Keystone Clearwater Solutions, LLC (West Branch Susquehanna River), Goshen Township, Clearfield County, PA. Application for renewal of surface water withdrawal of up to 2.160 mgd (peak day) (Docket No. 20080944).

25. Project Sponsor and Facility: Roaring Spring Water—Division of Roaring Spring Blank Book, Roaring Spring Borough, Blair County, PA. Modification to increase consumptive water use by an additional 0.125 mgd, for a total of 0.255 mgd (peak day) (Docket No. 20120309).

26. Project Sponsor and Facility: Roaring Spring Water—Division of Roaring Spring Blank Book (Roaring Spring), Roaring Spring Borough, Blair County, PA. Modification to increase surface water withdrawal by an additional 0.131 mgd, for a total of 0.302 mgd (peak day) (Docket No. 20120309).

27. Project Sponsor and Facility: Southwestern Energy Production Company (Middle Lake), New Milford Township, Susquehanna County, PA. Application for surface water withdrawal of up to 0.720 mgd (peak day).

28. Project Sponsor and Facility: Talisman Energy USA, Inc. (Susquehanna River), Sheshequin Township, Bradford County, PA. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20080909).

*Authority:* Pub. L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

*Dated:* July 23, 2012.

PAUL O. SWARTZ,  
*Executive Director*

[Pa.B. Doc. No. 12-1496. Filed for public inspection August 3, 2012, 9:00 a.m.]



# NOTICES

## GOVERNOR'S OFFICE

### Catalog of Nonregulatory Documents

Under Executive Order 1996-1, agencies under the jurisdiction of the Governor must catalog and publish nonregulatory documents such as policy statements, guidance manuals, decisions, rules and other written materials that provide compliance related information. The following compilation is the sixteenth list of the nonregulatory documents. This list is updated and published annually on the first Saturday in August.

This catalog is being provided to ensure that the public has complete access to the information necessary to understand and comply with state regulations. We have made every effort to ensure that the catalog includes all documents in effect as of August 4, 2012; however, due to the breadth and changing nature of these documents, we cannot guarantee absolute accuracy. Facilitating access to information is important to enhancing the partnership between the regulated community and the state.

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#### ADMINISTRATION

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**Editor's Note:** The Index of Issuances, Manual M210.3, issued by the Governor's Office of Administration, Directives Management System, includes Executive Orders, Management Directives and Manuals. New or revised documents to the Index are published monthly in the *Pennsylvania Bulletin* and the entire index is revised yearly in the *Pennsylvania Code*.

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#### AGING

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#### DECISIONS:

##### Office of Chief Counsel

**Contact: Harriet F. Withstandley, Chief Counsel (717) 783-2670**

- *Reynolds v. Department of Aging*, 570 A.2d 1373 (Pa. Commw. 1990).
- *Pennsylvania Department of Aging v. Lindbergh*, 469 A.2d 1012 (Pa.1983).
- *Suburban/Bustleton v. Department of Aging*, 579 A.2d 426 (Pa. Commw. 1990).
- *McGuire v. Department of Aging*, 592 A.2d 830 (Pa. Commw. 1991).
- *Dickey v. Department of Aging*, 615 A.2d 990 (Pa. Commw. 1992).
- *In the Interest of M.B.*, 686 A.2d 87 (Pa. Commw. 1996).
- *Calabro v. Department of Aging*, 689 A.2d 34 (Pa. Commw. 1997).
- *Calabro v. Department of Aging*, 698 A.2d 596 (Pa. 1997).
- *Schaffren v. Philadelphia Corporation for Aging*, 1997 U.S. Dist. Lexis 17493 (M.D. Pa., 1997).
- *Scanlon v. Department of Aging*, 739 A.2d 635 (Pa. Commw. 1999).
- *Nixon v. Com. of PA*, 789 A.2d 376 (Pa. Commw. 2001), affirmed by 576 Pa. 385 (Pa. 2003).
- *Peek v. Department of Aging*, 873 A.2d (Pa. Commw. 2005).

- *Silo v. Commonwealth*, 886 A.2d 1193 (Pa. Commw. 2005).
- *Commonwealth v. TAP Pharmaceutical Products, Inc.*, 885 A.2d 1127 (Pa. Commw. 2005).
- *Christian Street Pharmacy v. Department of Aging*—unreported Commonwealth Court Opinion—May 30, 2007.
- *Christian Street Pharmacy v. Pa. Department of Aging*, 946 A.2d 798 (Pa. Commonwealth Court, April 10, 2008).
- *Commonwealth v. TAP Pharmaceutical Products, et al.*, 212 MD 2004
- *Commonwealth v. Janssen Pharmaceutical Inc.* Philadelphia Court of Common Pleas, Case #002181
- *Commonwealth v. Ortho-McNeil-Janssen Pharmaceuticals, Inc.*-Commonwealth Court 802-CD-2011-Appeal Argued-pending.

#### INTERNAL GUIDELINES:

#### PHARMACEUTICAL PROGRAM (PACE)

**Contact: PACE Compliance Division (717) 787-7313**

#### PACE PROVIDER BULLETINS: 2012

- January 12, 2012—Medicare Part D Plans with Premium Agreements: The following Part D Plans have premium agreements with the PACE Program.
- March 6, 2012—March 31, 2012 POSTPONEMENT: Claims submitted for PACE, CRDP, SPBP and all ancillary programs administered by the Department of Aging must continue to be submitted in NCPDP v. 5.1 after the March 31, 2012 CMS deadline.
- March 16, 2012—April 21, 2012 IMPLEMENTATION: On Saturday, April 21, 2012, PACE will begin accepting NCPDP vD.Ø on its new processing platform. Claims submitted for PACE, CRDP, SPBP and all ancillary programs administered by the Department of Aging are to continue to be submitted in NCPDP v5.1 until that date. Claims submitted in D.Ø before April 21, 2012 will deny.
- March 30, 2012—Part D Plan BINS: Most PACE/PACENET cardholders have a primary Part D plan. Each year, cardholders have the opportunity to change plans resulting in plan membership updates
- April 10, 2012—April 21, 2012 IMPLEMENTATION REMINDER: As stated in an earlier bulletin, on Saturday April 21, 2012, PACE will begin accepting claims in NCPDP vD.Ø for PACE, CRDP, SPBP and all ancillary programs. Claims submitted in version D.Ø before April 21, 2012 will deny.
- April 16, 2012—PACE Portal: On Saturday, April 21, 2012, the Pennsylvania Department of Aging is introducing a new website: papaceportal.magellanhealth.com. The Pennsylvania PACE portal is designed to assist cardholders, pharmacies, and physicians by providing information about PACE and other pharmacy programs it administers, as well as providing links to Pennsylvania governmental websites.
- May 4, 2012—NCPDP v5.1 Claims: Effective Monday May 7, 2012, claims submitted in NCPDP version 5.1 will deny with NCPDP Error "Ø2: Missing / Invalid Version Number" for the following programs . . . :

- May 14, 2012—Prescriber NPI Edit: PACE D.Ø specifications require the prescriber's NPI (Prescriber ID field 411-DB) for all claims unless the cardholder's primary plan requires the prescriber's DEA.
- June 1, 2012—Part D 4Rx Identifier Edit: CMS has mandated that by July 1, 2012, all Part D sponsors require pharmacies to use current 4Rx data for Medicare Part D drug claim submissions.

#### **PACE PROVIDER BULLETINS: 2011**

- January 4, 2011—Medicare Part D Partner Plan Assignments: PACE, CRDP and SPBP Programs solicit qualified Prescription Drug Plans who are interested in partnering with the Program to provide a coordinated benefit.
- January 6, 2011—Medicare Part D Additional Cardholders: Enclosed is an additional list of Medicare Part D cardholders.
- January 14, 2011—Part D Partner Plan Update: Wellcare PCN.
- January 21, 2011—Other Payer BIN: When submitting a claim to PACE/CRDP/SPBP as the secondary payer, be sure the BIN entered in the primary claim is the same as the BIN entered in the COB segment.
- January 28, 2011—Part D Primary Plan Edit: Effective Tuesday, February 1, 2011, claims billed to the cardholder's incorrect primary plan will deny with NCPDP Reject Code 7C—Missing/Invalid Other Payer ID.
- April, 2011—Non-Participating Manufacturer: Effective April 1, 2011, Fresenius Medical Care, labeler code 49230, has terminated its manufacturer's rebate agreement with the Commonwealth.
- May 16, 2011—Same Cycle Voids: The PACE processing system will be implementing a change effective October 1, 2011, affecting claims paid and voided with the same processing cycle.
- May 16, 2011—Chain Provider Voids: The PACE Processing system will be implementing a change effective October 1, 2011, that may impact chain providers.

#### **PACE PROVIDER BULLETINS: 2010**

- January, 2010—2010 Medicare Part D Partner Plans: PACE is conducting its annual assignment of cardholders into Part D partner plans.
- February 1, 2010—New PACE Cardholder ID Number: Beginning March 4, 2010, PACE will be mailing new PACE Cards to all current PACE/PACENET members.
- February 2, 2010—NEW PACE/PACENET CARD: All Cardholders will receive a new PACE/PACENET card and ID number. Effective Tuesday, May 4, 2010, only the new PACE/PACENET ID will be accepted. The old number will reject with the NCPDP error 07 M/I Cardholder ID number.
- February 19, 2010 New Edits: Effective February 23, 2010, PACE will implement the following edits: . . .
- March 1, 2010 New PACE/PACENET Card Implementation Revision: The PACE/PACENET card implementation has been delayed until April.
- March 10, 2010—CMS Termination of Fox Insurance: Effective March 9, 2010, CMS terminated Fox Insurance as a Medicare Part D plan.
- March 29, 2010—PPI EDIT: Effective Tuesday March 30, PACE will implement a PPI edit for cardholders

enrolled in either MemberHealth Community CCRX or Ovations AARP Rx Saver plans.

- April 9, 2010—Osteopathic Assistants (OA's): The State Board of Osteopathic Medicine has amended its regulations whereby the supervising physician may delegate to the physician assistant (Osteopathic Assistant) the prescribing, dispensing, and administering of drugs and therapeutic devices.
- April 23, 2010—Osteopathic Assistants (OA's): As stated in the previous bulletin, the State Board of Osteopathic Medicine amended its regulations whereby the supervising physician may delegate to the physician assistant (Osteopathic Assistant) the prescribing, dispensing and administering of drugs and therapeutic devices.
- June 7, 2010—NEW PACE/PACENET CARD EDIT: The new PACE/PACENET card mailing has been completed. Distribution of pharmacy cardholder lists was completed in early April.
- June 11, 2010—New PACE/PACENET Card NCPDP Error 07.
- June 21, 2010—340B Pricing: Providers are advised that pharmaceuticals billed to the Commonwealth that are eligible for 340B pricing are being reviewed.
- June 24, 2010—Workers' Compensation Security Fund, Catastrophic Loss Benefits Continuation Fund Programs: All PACE Providers have been mailed packets of information inviting their participation as a pharmacy provider in the above mentioned Programs.
- August 23, 2010—Remittance Advice Name Change: In September the sender ID value and the electronic R/A file name will be changing.
- September 14, 2010—Prescription Imaging: The Department has reviewed the practice of scanning (imaging) a prescriber's original written order into pharmacy computer systems.
- October 1, 2010—Non-Participating Manufacturers: Effective immediately, the manufacturers and labeler codes listed below are not reimbursed by PACE.
- October, 2010—Prescription Records: The "Prescription Imaging" Bulletin dated September 14, 2010 addressed prescriptions received by the pharmacy as an "Original handwritten order."
- November 23, 2010—Propoxyphene (Darvon®, Darvocet®): Xanodyne Pharmaceuticals is withdrawing propoxyphene.
- December 14, 2010—Prospective Drug Utilization Review (ProDUR) Criteria Additions: Effective December 14, 2010 the following maximum daily dose, duration, age and step therapy criteria have been added to the Department of Aging's Prospective Drug Utilization Review Program in the following drug classes.
- December 17, 2010—340B Pricing Retraction: Effective immediately the Department of Aging is withdrawing the June 21, 2010 Bulletin mandating that providers submitting claims using pharmaceuticals purchased through the 240B Drug Discount Program bill the Program a Usual and Customary price that reflected the 240B discounted price.
- December 28, 2010—Medicare Part D Partner Plans: PACE is sending lists of PACE cardholders and their Part D partner information to the cardholder's pharmacy to enable cardholder primary payer information to be updated as quickly as possible.

**PACE PROVIDER BULLETINS: 2009**

- September 23, 2009—Valid Claim Data: The May 2009, Provider Bulletins (included with this transmission) reminded providers that the responsibility for the validity of their claim data lies with them.
- July 1, 2009—MemberHealth CCRX and First Health Premier Claim Submissions: Enclosed is a list of cardholders that frequent your pharmacy and are enrolled in either MemberHealth CCRX or First Health Premier Part D Plans. This list contains the correct BIN, PCN, Member ID and Group for each member and is a duplicate of the list sent in early January.
- July 1, 2009—PACE Claim Submissions: The Pennsylvania Pharmaceutical Assistance Contract for the Elderly Program (PACE) has received bulletins forwarded by Pennsylvania pharmacy providers.
- May 29, 2009—Future Provider Notifications: As announced, this week's Remittance Advice is the last paper R/A for PACE, SPBP, CRDP, PAP and SWIF. To inform providers of Program changes or initiatives in the future, Provider Bulletins will continue to be e-mailed to pharmacy associations, chain corporate offices as well as being available on the Department of Aging's website at [www.aging.state.pa.us](http://www.aging.state.pa.us).
- May 29, 2009—Prospective Drug Utilization Review (ProDUR): Criteria Additions: The following list contains recommended initial maximum dose, maximum daily dose and duration criteria which have been added to the Department of Aging's Prospective Drug Utilization Review program in the following drug classes:
- May 29, 2009—Validity of Claim's Information: Providers are responsible for the validity of their claims' data. The PACE Provider Agreement states.
- May 15, 2009—Claim Reversal Specification Revision: PACE receives approximately 20,000 voids weekly. To insure that the PART D TrOOP (True Out Of Pocket) expenses, is calculated correctly, effective Tuesday, June 16, 2009, ALL voids / reversals for ALL Programs must include the cardholder's Program specific identification number.
- May 15, 2009—Payer Specification Sheet: COMPLIANCE: PACE Providers are responsible for the validity of their claims submissions data. PACE is receiving TrOOP (True Out Of Pocket) expense data indicating that the Patient Paid Amount field (Field 433-DX) reported to PACE is not matching the data returned by the primary payer. This discrepancy is appearing both when the primary payer is making payment as well as during the deductible and the "donut hole."
- May 1, 2009—Effective June 1, 2009, PACE IS GOING GREEN! The last paper Remittance Advice for PACE, CRDP, SPBP and all other Programs under the auspices of the Department of Aging will be printed May 29, 2009.
- April 11, 2008—Effective immediately, PAP will begin enrolling eligible patients into a new program.
- April 3, 2009—Other Coverage Code "6" EDIT: Effective Monday April 6, 2009, Providers submitting claims with the Other Coverage Code of "6" will have the claim(s) denied when identified as a participating pharmacy by certain plans.
- March 27, 2009—Disallowed Claims: As stated in the March 6, 2009 Provider Bulletin, PACE is currently developing an edit to ensure that the Other Coverage

Code (OCC) 6 "Other Coverage Denied-Not a Participating Provider" is being used correctly.

- March 27, 2009—Pennsylvania Rx Price Finder Website: Last July, it was announced that the Commonwealth was creating a website that would permit the public to access pharmacy usual and customary pricing information.

**PACE PROVIDER BULLETINS: 2008**

- December 31, 2008—edicare Part D Plans: Effective January 1, 2009, approximately 138,000 PACE/PACENET cardholders will be enrolled.
- December 26, 2008—OTHER COVERAGE CODE EDITS: The Program has found that the submission of inaccurate data accompanying certain Other Coverage Code (OCC) values is compromising the integrity of PACE data.
- November 21, 2008—PA RX PRICEFINDER: On July 22nd, the Commonwealth unveiled a website to permit the public to access usual and customary billing information. This website, [www.parxpricefinder.com](http://www.parxpricefinder.com), enables consumers to shop around and get the best price for their medications.
- November 12, 2008—PACE and EASY PRINT: A Guide to using Medicare Remit Easy Print (MREP) with PACE.
- October 31, 2008—Program Updates: For AVANDIA and ACTOS, Effective January 1, 2009, all new prescriptions.
- October 31, 2008—Program Training Information: Provider Services is currently developing a downloadable power point training presentation module that will be available to any pharmacy provider.
- October 3, 2008—PACE & E—PRESCRIBING: The number of prescribers and pharmacies utilizing e-prescribing continues to increase throughout Pennsylvania. To facilitate e-prescribing for cardholders, PACE will make eligibility data available for e-prescribing physicians beginning in November.
- March 5, 2008—2008 Part D Partner Plan List Update. To ensure that the correct Part D plan is being billed as the primary, PACE/PACENET is providing this revised cumulative list (enclosed) of all cardholders currently enrolled in the selected Medicare Part D plans who frequent your pharmacy.
- March 28, 2008—Primary Payer Edits: Effective Monday, March 31, 2008, PACE/PACENET is implementing edits to insure providers bill the correct PACE Medicare Part D partner plan as the primary payer.
- April 11, 2008—PAPAP (Pennsylvania Patient Assistance Program) Effective immediately, PAP will begin enrolling eligible patients into a new program.
- April 25, 2008—Important Information About Prescriber NPI: On May 23, 2008, many primary prescription plans will accept only the prescriber's NPI in Field 411-DB. PACE/PACENET, CRDP, SPBP and other programs administered by the Department of Aging will accept either the prescriber's NPI or his/her Pennsylvania state license number. To avoid a denied claim, the correct Prescriber ID Qualifier must be entered in field 466-EZ. The Pennsylvania state license number qualifier is "13"; the NPI qualifier is "1".
- May 2, 2008—PACENET Premium for Additional IBC Plans to be collected at Point of Sale: Effective for claims with a date of service of May 1, 2008, 6,800

PACENET cardholders enrolled in the following IBC Part D plans will have the Individual Plan's Premium, up to the monthly premium benchmark of \$26.59, collected at the point of sale.

- May 2, 2008—Will Call Bin Spot—Check: The Department is conducting unannounced spot-checks of pharmacies' "Will Call Bins" to insure that claims paid for by the Commonwealth of Pennsylvania have been received by the cardholder.
- May 16, 2008—Prescriber NPI: Effective Friday, May 23, 2008 PACE/PACENET, CRDP, SPBP and other programs administered by the Department of Aging will accept either the prescriber's NPI or Pennsylvania state license number in the PRESCRIBER ID Field, number 411-DB.
- June 6, 2008—Remittance Advice Enhancement: PACE, SPBP, CRDP and all programs under the auspices of the Department of Aging are transitioning to all electronic remittance advices. When complete, this will eliminate the current paper R/A's.

#### Current Aging Program Directives

- Provided below is a comprehensive list of current Aging Program Directives. Directives which do not appear on the list are no longer in effect. Current directives are as follows:

#### Program Area 01—Area Agency on Aging (AAA) Administration

- 88-01-07 Personnel Action Plan for Private Non-Profit Area Agencies on Aging
- 91-01-01 Certification and Disclosure Regarding Lobbying
- 91-01-05 Area Agency on Aging Involvement in Corporate Eldercare Activities
- 92-01-01 Single Audit Act Requirements
- 92-01-06 Minimum Standards for Governing Boards of Private Non-Profit Area Agencies on Aging
- 93-01-04 Providing AAA Funded Services to Domiciliary Care and Personal Care Home Residents
- 94-01-04 Department of Aging Heat Emergency Plan
- 95-01-09 Assessments of Persons With An "Other Related Condition" Who Are Exceptional Admissions
- 97-01-02 Accounting Manual for Area Agency on Aging Programs Updates to Accounting Manual 7/21/2005
- 00-01-04 Aging Waiver Paid Claims Reconciliation

Sections of the Home and Community-Based Service manual are currently being revised. The Department of Aging/Office of Long-Term Living (OLTL) has been working closely with the Centers for Medicare & Medicaid Services (CMS) on several waiver amendments and renewals. The two waiver renewals most recently approved by CMS—Attendant Care and Aging—are accompanied by detailed work plans and contain significant changes that require policy clarifications. Until revisions are completed, please refer to the Waiver applications for policy guidance regarding all Aging/OLTL waivers. The applications may be found at the following link: <http://www.portal.state.pa.us/portal/server.pt?open=514&objID=733116&mode=2>

#### OPTIONS Cost Sharing Scale 2012

- Functional Needs Measurement Tool Financial Resources Chart 2012

—Family Caregiver Support Program Reimbursement Benefits Chart 2012

—Family Caregiver Support Program Cost Sharing Guide

—Family Caregiver Support Program Comparison Chart

—03-01-07 HIPPA Standards for Privacy of Individually Identifiable Health Information and How the Requirements Impact the Pennsylvania Aging Network

—05-01-05 FY 2005-06 Data Submission Requirements Annual Submission Requirements <http://www.portal.state.pa.us/portal/server.pt?open=18&objID=701698&mode=2>  
Memo to APD# 05-01-05 <http://www.portal.state.pa.us/portal/server.pt?open=18&objID=701701&mode=2>

—05-01-10 Indirect Cost Policy for Department of Aging Contracts

—05-01-11 Area Agency on Aging Program Income Policies

—06-01-05 Program Requirements final planning allocations for the tobacco/bridge agreement for FY 2005-06

—06-01-08 Guidelines and approval process for authorization of environmental modification and adaptations in the Aging Waiver program

—06-01-14 AAA Cost Settlement Process

—07-01-03 FY 06-07 Aging Block Grant Amendment: Final Funding Allocations Amendment to FY 06-07 Block Grant Allocations - memo

—07-01-04 Electronic Transfer of Client specific Information

—07-01-05 AAA Program Requirements, Planning Allocation and Aging Services Block Grant Format for SFY 2007-2008

—07-01-06 Increase in Current Service Plan Cost Cap for Options

—07-01-07 FY 2008-2012 Four-Year Plan Requirements

—07-01-08 FY 2007-2008 Financial Reporting Requirements

—07-01-09 AAA Program requirements, planning allocations, and reporting requirements for the Aging program agreement for FY 2007-2008 Aging Program Directive APD 07-01-09 Supplement

—08-01-01 Temporary Moratorium on Reimbursement Rates for Services

—08-01-02 <http://www.portal.state.pa.us/portal/server.pt?open=18&objID=701724&mode=2> Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Aging Services Block Grant Format for FY 2008-2009

—08-01-02 2008-2009 Aging Block Grant Supplement #2: Final Funding Allocations Supp #2

—08-01-03 Area Agency on Aging (AAA) Program Requirements, Planning, Allocations and Reporting Requirements for the Aging Waiver Program For Fiscal Year 2008-2009 Aging Program Directive <http://www.portal.state.pa.us/portal/server.pt?open=18&objID=701723&mode=2>

—08-01-04 Fiscal Year (FY) 2008-2009 Financial Reporting Requirements (FRR)

—08-01-05 Fiscal Year 2008-2009 Annual Program Reporting Requirements

—08-01-08 FY 2008-2009 Annual Program Reporting Requirements (Memo)



- 09-01-01 Incident Reporting APD  
Incident Reporting Q&A  
Incident Report Form
- 09-01-02 Nursing Facility Clinically Eligible Clarification
- 09-01-03 Aging Contract Procurement Requirements for Area Agencies on Aging
- 09-01-05 Telecare Service Definitions and Standards <http://www.aging.state.pa.us/aging/lib/aging/APD-09-01-05 TELECARE 100109 final.pdf>
- 09-01-06 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Aging Services Block Grant Format for SFY 2009-10
- 09-01-06 2009-2010 Aging Block Grant Supplement #2: Final Funding Allocations Supp #2
- 10-01-01 Nursing Home Transition Payment
- 10-01-02 Family Caregiver Support Program
- 10-01-03 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Reporting Requirements for the Aging Waiver Program Agreement for FY 2009-10 Aging Program Directive
- 10-01-04 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Aging Services Block Grant Format for FY 2010-11
- 11-01-01 Area Agency on Aging (AAA) Program Requirements, Planning Allocations and Reporting Requirements for the Aging Waiver Program Agreement for FY 2010-11 Aging Program Directive
- 12-01-01 2011-2016 Area Plan
- 12-01-02 2011-2012 Cooperative Agreement Supplement
- 12-01-03 2011-2012 Title XIX Agreement Supplement

#### **Program Area 02—Home Delivered Meals**

- See APD #06-03-01

#### **Program Area 03—Congregate Meals**

- 06-03-01 Policies and Standards for the Department of Aging Funded Nutrition Service Programs  
Attachment V., Breakfast Meal Template, Five-Day Excel Version  
Attachment V., Breakfast Meal Template, Seven-Day Excel Version  
Attachment VI., Lunch/Dinner Meal Template, Five-Day Excel Version  
Attachment VI., Lunch/Dinner Meal Template, Seven-Day Excel Version

- 09-03-01 Leftover Food and Off-Site Consumption of Food/Private Pay Meals <http://www.aging.state.pa.us/aging/lib/aging/APD/09-03-01 Nutrition.pdf>

#### **Program Area 04—Socialization/Recreation/Education/Health Promotion**

- 96-04-01 Senior Community Center and Satellite Center Policies and Standards Revised Language for Aging Program Directive 96-04-01, Senior Community Center and Satellite Center Policies and Standards
- 98-04-01 PrimeTime Health Program

#### **Program Area 05—Employment Services**

- 07-05-01 Senior Community Services Employment Program: Eligibility Determination
- 07-05-02 Fiscal Year 2007-2008 Title V Allocation, Slot Level, Fiscal Program and Reporting Requirements

- 07-05-05 FY 08-09 Title V Allocation, Slot Level, Fiscal Program and Reporting Requirements

- 08-05-01 Senior Community Service Employment Program (SCSEP) <http://www.portal.state.pa.us/portal/server.pt?open=18&objID=701750&mode=2> - Final Fiscal Year

- 08-05-02 FY 2008-2009 Amended Senior Community Service Employment Program (SCSEP) Allocations and Slot Levels

- 08-05-03 FY 2008-2009 Amended Senior Community Service Employment Program (SCSEP) Allocations and Slot Levels- Supplements APD# 08-05-02

- 09-05-01 Senior Community Service Employment Program (SCSEP): Final FY 2008-2009 Funding Allocations

- 09-05-02 American Recovery and Reinvestment Act of 2009 SCSEP Funding Allocations

- 09-05-03 Fiscal Year (FY) 2009-10 Title V Allocation, Slot Level, Fiscal, Program and Reporting Requirements

- Senior Community Service Employment Program State Plan

FY 2006-2007 Direct Care Worker Report

FY 2007-2008 Direct Care Worker Report

FY 2008-2009 Direct Care Worker Report

FY 2009-2010 Direct Care Worker Report

- 10-05-01 Senior Community Service Employment Program (SCSEP): Final FY 2009-2010 Funding Allocations

- 10-05-02 Fiscal Year (FY) 2010-11 Title V Allocation, Slot Level, Fiscal, Program and Reporting Requirements

- 10-05-03 Senior Community Service Employment Program (SCSEP) Individual Durational Limit Policy

- 11-05-02 Fiscal Year (FY) 2011-12 Title V Allocation, Slot Level, Fiscal, Program and Reporting Requirements

- 11-05-03 Senior Community Service Employment Program (SCSEP) Revised Durational Limit Policy

- 11-05-04 SCSEP Policies Governing Federal Holidays, Necessary Sick Leave, Leave of Absences, Terminations and Grievances

#### **Program Area 06—Volunteer Services**

- 85-06-01 Volunteer Services

#### **Program Area 07—Passenger Transportation Services**

- 85-07-01 Policies for Transportation Services
- 04-07-01 Payer of Last Resort Policy (additionally see ATAB 08-07-01)

- 08-07-01 ATAB: Aging Waiver vs. DPW MATP

#### **Program Area 09—Legal Assistance**

- 85-09-01 AAA Program of Legal Services to the Elderly

#### **Program Area 10—Ombudsman**

- 98-10-01 Long Term Care Ombudsman Program

- 02-10-01 Implementation of Ombuds Manager

#### **Program Area 11—Information and Referral**

- 85-11-01 Policies and Procedures for the Provision of Information & Referral Services by AAAs

#### **Program Area 12—Home Health**

- Attendant Care Program Rate Change

#### **Program Area 13—Personal Care**

#### **Program Area 14—Personal Assistance Services**

**Program Area 18—Medical Equipment, Supplies and Adaptive Devices****Program Area 19—Home Support****Program Area 20—Adult Day Care****Program Area 22—Assessments****Program Area 23—Care Management****Program Area 24—Protective Services Intake/Investigation**

—See APD #05-01-01

—89-12-02 Required Standard Forms for Protective Services

—93-12-01 Protective Services Investigations

—93-12-02 Protective Services Investigations

—93-24-02 Protective Service Investigations

—97-24-01 Protective Service Report of Need and Investigation Summary and Assessment Form

—00-24-01 Perpetrator Designation and Notification in Protective Services Cases

—08-24-01 Passwords for Protective Services Files

—10-24-01 Protective Service Reports of Abuse, Neglect, Exploitation and Abandonment for Individuals Under Age 60

**Program Area 25—Domiciliary Care**

—85-25-02 Statewide Expansion of the Domiciliary Care Program

—93-25-01 Keys Amendment Implementation as it Relates to the Domiciliary Care Program

—03-25-01 Revised Domiciliary Care Agreement Forms Attachment 1 Agency/Provider Agreement Form Attachment 2 Consumer/Provider Agreement Form

—07-25-01 2007 Domiciliary Care Supplemental Security Income State Supplement Increase and Consumer Payment Increase to Providers

—09-25-01 2010 Domiciliary Care Payment to Provider

—10-25-01 2011 Domiciliary Care Payment to Provider

—11-25-01 2012 Domiciliary Care Payment to Provider

**Program Area 29—Other**

—85-29-01 Changes in Planning and Service Area (PSA) Boundaries

—85-29-02 Generic Policies and Procedures for the Request and Consideration of Waivers of Aging Policies

—92-29-07 Advance Notice to Health Care Facilities Prior to Termination of Utility Service

—96-29-01 Statement of Aging Intent Regarding the Allocation of Funds to New AAAs

—97-29-01 Retention of Area Agency on Aging Records

—97-29-02 Emergency Operations Plan for the Department of Aging

—00-29-01 Department of Aging Energy Emergency Response Plan

—06-29-01 Memorandum of Understanding (MOU) Between Pennsylvania Department of Aging, Office of Community Services & Advocacy (OCSA) and Pennsylvania Department of Public Welfare, Office of Mental Health and Substance Abuse Services (OMHSAS)

—06-29-03 Minimum Performance Standards for the AP-PRISE Telecenters

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**AGRICULTURE**

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**POLICY STATEMENTS:****Bureau of Administrative Services**

- Right-to-Know Procedures—Public Access to Information Contact: Susan West (717) 787-5674

**Bureau of Animal Health and Diagnostic Services**

- Scrapie Containment and Eradication Strategy Contact: Dr. Craig Shultz (717) 772-2852

**Bureau of Food Distribution**

- Allowable Uses of State Food Purchase Program Capital Asset Program (CAP) Monies Contact: Sandy Hopple (717) 772-2693

**Bureau of Market Development**

- Instructions for Completion of Application for Fairs Capital Improvement Matching Funds Grant Contact: Frank Jurbala (717) 346-4202

- Guidelines: Agricultural and Rural Youth Grant Program Direct and Matching Grants Contact: Frank Jurbala (717) 346-4202

**Pennsylvania State Harness Racing Commission**

- Licensing Procedures and Standards for Applicants Contact: Daniel Tufano (717) 787-1942

**Pennsylvania Horse Racing Commission**

- Licensing Procedures and Standards for Applicants Contact: Daniel Tufano (717) 787-1942

**Pennsylvania State Conservation Commission**

- Pennsylvania's Nutrient Management Act Technical Manual Contact: Karl Brown (717) 787-8821
- Nutrient Management Program Administrative Manual Contact: Karl Brown (717) 787-8821

**GUIDANCE MANUALS:****Bureau of Animal Health and Diagnostic Services**

- Pennsylvania Animal Diagnostic Laboratory System User Guide Contact: Dr. Helen Acland (717) 787-8808

**Bureau of Food Distribution**

- Farmers Market Nutrition Program—Farmer/Vendor Procedure Manual
- Woman, Infants, and Children ("WIC") Clinic Procedure Manual
- Self Declaration of Need: Income Poverty Guidelines for TEFAP Contact: Sandy Hopple (717) 772-2693

**Bureau of Food Safety and Laboratory Services**

- rBST Labeling Information
- Application to Install or Remodel a Milking System
- Supplement to a Farm Refrigerated Bulk Milk Storage Tank and/or a Precooler Installation Application Contact: Lydia Johnson (717) 787-4315
- Ice Manufacturing Plants Consumer Confidence Program Guidelines
- Reduced Oxygen Packaging (ROP) Policy and Procedures for Meat, Poultry, Fish, & Seafood
- Open Air Markets Requirements for Food Protection within a Retail Food Facility

- Guidance and Requirements for Home Food Processors
  - Guidelines for the Preparation of Sushi Products
  - Guidelines for the Sanitary Operation of Honey Extracting Facilities
  - Guidelines for Deer Meats Donated to Food Banks by Hunters
  - Guidance for Labeling of Foods at Retail
  - Guidance Document: Permits Allowing the Sale of Raw Milk for Human Consumption
  - Guidelines: Rabbit Slaughter Operations
  - Ground Beef and Fresh Sausage Manufacturing and Labeling / Deli Labeling
  - Emergency Recovery: Power Outage, Flood, Contaminated Water Supply
  - A Guideline for the Safe Handling of Melons
  - Checklist for Mobile Food Facilities in PA
  - Checklist for Temporary Food Facilities Operating with Permanent Licenses in PA
  - Checklist for Retail Food Facilities Operating with Temporary Licenses in PA
- Contact: Sheri L. Morris (717) 787-4315

#### **Pennsylvania Harness Racing Commission**

- Guidelines for Medications in Racehorses
- Contact: Daniel Tufano (717) 787-1942

#### **Pennsylvania Horse Racing Commission**

- Guidelines for Medications in Racehorses
- Contact: Daniel Tufano (717) 787-1942

#### **Bureau of Plant Industry**

- Instructions for Licensing under the Pennsylvania Commercial Feed Law
  - Instructions for Licensing under the Pennsylvania Fertilizer Act
  - Directions for Renewing Specialty Fertilizer Registration in Pennsylvania
  - Instruction for Licensing under the Pennsylvania Agricultural Liming Materials Act
- Contact: Erin Bubb (717) 772-5615
- Instructions for Licensing under the Pennsylvania Seed Act
- Contact: Johnny Zook (717) 787-4894
- Directions for Registering Pesticides in Pennsylvania
  - Experimental Pesticides Use Permits
  - Grower Record Keeping Guidelines for Pesticides Applications made under an Emergency Exemption
  - Instructions for Licensing under the Pennsylvania Soil and Plant Amendment Act
  - Directions for Soil and Plant Amendment Registration in Pennsylvania
- Contact: Erin Bubb (717) 772-5615
- IPM for Pennsylvania Schools: A How-To Manual
- Contact: Sara Pickel (717) 772-5227
- Greenhouse IPM with Emphasis on Biocontrol
- Contact: Cathy Thomas (717) 772-5204
- Integrated Pest Management for Christmas Tree Production
- Contact: Cathy Thomas (717) 772-5204

#### **Bureau of Ride and Measurement Standards**

- Amusement Ride Operators' and Attendants' Manual
- Contact: John K. Dillabaugh (717) 787-6772

#### **Pennsylvania State Conservation Commission**

- Best Management Practices Manual for Pennsylvania Livestock and Poultry Operations
- Contact: Karl Brown (717) 787-8821
- Resource Enhancement and Protection Program (REAP)—Program Guidelines and Application
- Contact: Amy Smith (717) 787-8821
- Odor Management Guidance
  - Pennsylvania Odor Management Program Technical Manual
  - Odor Best Management (BMPs) for Facility Odor Management
- Contact: Karl Dymond (570) 836-2181, ext. 3030
- Guidelines for the Agricultural Conservation Technical Assistance Program
  - Guidelines for the Agricultural Conservation Easement Conservation District Administrative Support Program
  - Special Project Guidelines—"Building for Tomorrow" Leadership Development Program
  - Special Project Guidelines—Ombudsman Program
  - Special Project Guidelines—Pennsylvania Envirothon Education Scholarship Program
- Contact: Johan Berger (717) 772-4189

#### **INTERNAL GUIDELINES:**

#### **Bureau of Animal Health and Diagnostic Services**

- Bureau of Animal Health and Diagnostic Service Policy and Field Personnel Guidance: Field Personnel Involvement in Animal Cruelty Investigations
- Contact: Tony Arnold (717) 783-9550

#### **Bureau of Farmland Preservation**

- Checklist for Review of an Agricultural Conservation Easement Purchase Recommendation
  - Checklist for Evaluation of a County Agricultural Conservation Easement Purchase Program
- Contact: Douglas M. Wolfgang (717) 783-3167

#### **Bureau of Food Safety and Laboratory Services**

- Summary of Enforcement Requirements for Violations of Bacterial Count, Somatic Cell Count and Antibiotic Residue Tests for Individual Milk Producer Samples
  - Clarification of Enforcement Policy for a Producer Utilizing Two Bulk Milk Tanks
  - Producer Record Transfer Program
- Contact: James C. Dell (717) 787-4315
- Tolerances for Egg Quality, below which a Warning Letter shall be issued to a store
  - Tolerances for Egg Quality, below which Seizure of Eggs will be made at a store
  - Tolerances for Egg Quality, below which Prosecution will be initiated against a store
  - Tolerances for Egg Quality, below which Seizure of Eggs will be made at a plant
- Contact: Kim F. Miller (717) 787-3294
- Implementation Guidance for the Consumer Advisory Provision of the PA Food Code
  - Potentially Hazardous Food Determination

- Inspection Requirement Guidelines for Farmers Markets and Stands
- Expired Food Products at Retail Sale  
Contact: Lydia Johnson (717) 787-4315

**Bureau of Market Development**

- Agricultural Fair Program State Premium Guideline Book  
Contact: Frank Jurbala (717) 787-6041
- Healthy Farms and Healthy Schools Program—Program Objectives  
Contact: Frank Jurbala (717) 787-6041
- PATH to Organic Program  
Contact: Frank Jurbala (717) 783-8462

**Bureau of Plant Industry**

- Plant Pest Act Enforcement Action Penalty Matrix  
Contact: Walt Blosser (717) 772-5205
- Fertilizer Enforcement Action Penalty Matrix Contact: Erin Bubb (717) 772-5216
- Soil and Plant Amendment Enforcement Action Penalty Matrix Contact: Erin Bubb (717) 772-5216
- Pesticide Enforcement Action Penalty Matrix Contact: Joseph Uram (717) 787-4843
- Seed Enforcement Action Penalty Matrix Contact: Charles Boettinger (717) 787-4894

**OTHER:**

**Bureau of Food Safety and Laboratory Services**

- Industry Responsibilities with respect to Broken Seals  
Contact: James C. Dell (717) 787-4316
- Hot and Cold Holding of Foods
- Guidelines for Maple Syrup Operations  
Contact: Sheri L. Morris (717) 787-4315
- A Retailer’s Guide to Assuring Shelf Egg Safety & Quality
- Safe Handling of Eggs
- Safe Handling of Fresh Fruits & Vegetables  
Contact: Kim F. Miller (717) 787-3294

**Bureau of Plant Industry**

- Pennsylvania Pesticide Hypersensitivity Registration Information  
Contact: Dave Scott (717) 772-5214

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**BANKING**

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Nonregulatory public documents of the Department of Banking are divided into three indexed categories listed below: Letters from Secretaries of Banking to Regulated Entities; Guidance Available Regarding Compliance with Depository Institution Statutes and Regulations; and, Guidance Available Regarding Compliance with Licensee Statutes and Regulations. The contact for all Department of Banking documents is the Office of Chief Counsel at (717) 787-1471.

**SECRETARIES’ LETTERS**

The following is a historical list of letters to regulated entities from respective Secretaries of Banking providing guidance regarding compliance with statutes and regulations applicable to Pennsylvania state-chartered banking institutions, savings associations, credit unions, and nondepository institutions licensed to make mortgage and other types of loans in Pennsylvania.

**2012**  
7/2/12

Joint Secretary’s Letter with Federal Reserve Banks of Cleveland and Philadelphia announces Federal Reserve’s Emergency Communications System and encourages all Pennsylvania state-chartered institutions to participate.

**2011**  
12/22/11

Secretary’s Letter announces new Office of Client Financial Services. 10/6/11 Secretary’s Letter addresses final HUD SAFE Act Regulation and indicates Department will begin interpreting the Mortgage Licensing Act consistent with the HUD Final Regulation.

9/15/11  
9/12/11

2012 Bank Holidays  
Secretary’s Letter requests all regulated entities to work constructively with local governments, individuals and businesses which are experiencing financial difficulties due to Hurricane Irene and Tropical Storm Lee.

7/21/11

Joint Secretary’s Letter with Pennsylvania Housing Finance Agency addresses termination of the Homeowner’s Emergency Mortgage Assistance Program.

1/27/11

Deputy Secretary’s Letter addresses issues regarding and provides guidance on the Small Business Lending Fund, established by the U.S. Department of the Treasury.

**2010**  
10/6/10

Deputy Secretary’s Letter states that credit unions are preapproved to offer short-term, small amount loans (“STS Loans”) in parity with the ability of federally chartered credit unions as authorized by the National Credit Union Administration (“NCUA”) pursuant to Section 501(e)(1) and (f) of the Credit Union Code.

08/25/10

2011 Bank Holidays

**2009**

09/18/09

2010 Bank Holidays

08/05/09

The letter provides information regarding Act 31 of 2009, House Bill 1654 (P.N. 2448), which amends Pennsylvania’s existing mortgage industry licensing law, 7 Pa.C.S. Chapter 61, in order to implement the federal Secure and Fair Enforcement for Mortgage Licensing Act of 2008 (the “SAFE Act”), 12 U.S.C. § 5101 et seq.

05/29/09

Secretary’s Letter asking banking institutions to show flexibility and understanding toward state employees whose incomes may be temporarily disrupted as the result of a potential budget impasse.

04/24/09

Secretary’s Letter to discussing the depository institutions confidentiality provisions of the Department of Banking Code related to examination reports and enforcement proceedings.

01/08/09

Secretary’s Letter regarding debt management services and debt settlement services in Pennsylvania under the Debt Management Services Act, effective February 6, 2009.

**2008**

10/31/08 Secretary's Letter addresses questions regarding the ability of state-chartered banks, bank and trust companies and stock savings banks to participate in the United States Treasury's Capital Purchase Program in light of certain requirements contained in the Banking Code of 1965.

10/27/08 Secretary's Letter regarding recently announced programs by the U.S. Treasury and FDIC to enhance the strength of financial institutions, foster market liquidity and promote market stability.

09/09/08 2009 Bank Holidays

07/11/08 Secretary's Letter provides detailed explanation of three bills signed into law by Governor Edward G. Rendell on July 8, 2008: Act 56 of 2008, House Bill 2179 (P.N. 4020), the new consolidated mortgage licensing bill (the "Mortgage Act"), Act 57 of 2008, Senate Bill 483 (P.N. 2163), which amends the Loan Interest and Protection Law (the "LIPL"), and Act 58 of 2008, Senate Bill 484 (P.N. 2251), which amends the Department of Banking Code (the "DOB Code").

04/23/08 Secretary's Letter discusses the MOU between NY, NJ and PA Department of Banking regarding regional interstate branching.

02/28/08 Secretary's Letter regarding General Assembly considering legislation to create a new licensing category for individual mortgage originators in the Commonwealth.

**2007**

12/10/07 Secretary's Letter asking financial institutions to work to meet the credit needs of Pennsylvania heating oil dealers during the 2007-2008 winter season.

10/10/07 2008 Bank Holidays

09/14/07 Deputy Secretary's Letter addresses acceptable means by which the required annual audit of trust activities of trust companies, bank and trust companies, and savings banks and savings associations that exercise trust powers may be accomplished, as required by Section 1407 of the Banking Code.

04/13/07 Letter provides guidance on nontraditional mortgage product risks.

02/01/07 The Pennsylvania Department of Banking joins with the Federal Deposit Insurance Corporation in urging you to consider ways that your institution might choose to participate in the IRS' Volunteer Income Tax Assistance (VITA) program.

01/12/07 The Secretary's Letter announces the December 16, 2006 publication in the Pennsylvania Bulletin of a Statement of Policy which defines dishonest, fraudulent, illegal, unfair, unethical, negligent and incompetent conduct under Sections 313(a)(5) and (14) of the MB-BCEPA.

01/10/07 Letter announces that Pennsylvania state banking institutions and Pennsylvania national banks are hereby permitted to observe Monday, November 12, 2007, as an optional legal holiday in recognition of Veteran's Day.

**2006**

10/04/06 2007 Bank Holidays

06/28/06 Secretary's Memo to State-Chartered Banking and Trust Institutions, Savings Associations and Credit Unions; National Banks and Federal Thrifts regarding the Rise in Reports of Fraudulent Cashier's Checks.

06/01/06 Secretary's Memo to State-Chartered Banking and Trust Institutions, Savings Associations and Credit Unions regarding the Influenza Pandemic Preparedness.

**2005**

10/14/05 2006 Bank Holiday Schedule

04/13/05 Secretary's Letter states that overdraft protection programs are permissible for state-chartered depository institutions and provides guidelines for such programs.

**2004**

12/1/04 The Secretary's Letter request that State and National Banks, State and Federally Chartered Savings Banks and State and Federally Chartered Savings and Loan Associations consider the difficult winter period and the effect it will have on the cash flow of over 600 heating oil dealers operating in the Commonwealth.

09/30/04 Pennsylvania state-chartered trust companies, bank and trust companies, and savings banks and savings associations with trust powers may engage in fiduciary activities to the same extent as national banks without notice to the Department.

09/23/04 Secretary's Letter on behalf of Governor Edward G. Rendell, encourage leaders of financial institutions to act with reasonable forbearance toward local governments, individuals and businesses which are experiencing financial difficulties due to the recent floods.

08/03/04 The Secretary's Letter informs all lenders and brokers under the jurisdiction of the Department of the Department's concerns related to the use of improperly influenced appraisals. Letter also addresses "builder exception" under the Mortgage Bankers and Brokers and Consumer Equity Protection Act.

03/19/04 Secretary's Letter addresses terms and conditions of "selective first payment due date" options and "deferred first payment" options that may be offered to buyers as part of installment sale contracts under the MVSFA.

**2003**

9/30/03 The Secretary's Letter states that overdraft protection programs permissible for state-chartered depository institutions and provides guidelines for such programs. OCC Interpretive Letter #914

- 9/2/03 The Secretary's Letter informs all mortgage lenders and/or mortgage brokers of the restrictions regarding the use of lock-in agreements.
- 8/22/03 The Secretary's Letter reminds all motor vehicle lenders that PA law requires motor vehicle lienholders to mail or deliver the outstanding motor vehicle certificate of title to the vehicle owner immediately upon satisfaction of the respective lienholder's security interest in the vehicle.
- 8/11/03 The Secretary's Letter, informs all mortgage lenders and/or mortgage brokers of the requirement to provide the written cautionary notice disclosure to an applicant for a "covered loan" at least three business days prior to consummation of that type of mortgage loan transaction.
- 7/25/03 The Secretary's Letter discusses the terms and conditions of deferred payment programs that may be offered to buyers as part of installment sales contracts originated by licensees.
- 6/25/03 The Secretary's Letter is intended to clarify the Department's position regarding the terms and conditions of deferred payment programs that may be offered to buyers as part of installment sales contracts originated by licensees under the MVSFA.
- 6/11/03 The Secretary's Letter that requests licensees and registrants under the Check Casher Licensing Act to voluntarily adopt a policy of cashing all government-issued checks at the rate authorized for government assistance checks in Section 503(a)(1) of the Check Casher Licensing Act.
- 5/8/03 The Secretary's Letter states that the Act 207 of 2002 provides Pennsylvania state-chartered credit unions parity with federally-chartered credit unions in regard to activities, field of membership requests, and investing in credit union service organizations, subject to a notice requirement.
- 5/2/03 Secretary's Letter stating that check cashers licensed by the Department of Banking must comply with the statement of policy issued May of 1998 concerning the Check Casher Licensing Act. The statement of policy provides that check cashers should post a notice of exact fees and charges, which shall be within the maximum prescribed in the act. The notice should be in plain view and in a location readily apparent to the consumer transacting business at each check casher location.
- 5/2/03 Secretary's Letter stating that retail food stores registered with the Department of Banking must comply with the statement of policy issued May of 1998 concerning the Check Casher Licensing Act. The statement of policy provides that check cashers should post a notice of exact fees and charges, which shall be within the maximum prescribed in the act. The notice should be in plain view and in a location readily apparent to the consumer transacting business at each check casher location.
- 4/1/03 The Secretary's Letter discusses state-chartered banks engaging in payday lending activities.
- 3/26/03 The Secretary's Letter discusses the Streamlined Call Report filing requirements.
- 2002**
- 9/23/02 The Secretary's Letter discusses that the Act 55 of 2001 definition of "Covered Loan" changes effective October 1, 2002; and that "Median Family Income" statistical estimates necessary for lenders to calculate (a) repayment ability of potential obligor under Section 512(b), and (b) whether negative amortization terms may be imposed on a potential obligor under Section 511(c), are now stated in the convenient chart attached to the letter.
- 6/3/02 Secretary's Letter discusses the Pilot Program for Residential Real Estate and Small Business Loans.
- 3/15/02 Secretary's Letter announces that by virtue of publication in the March 2, 2002 *Pennsylvania Bulletin* (Vol. 32, No. 9), the Mortgage Bankers and Brokers and Consumer Equity Protection Act ("MBBCEPA") Continuing Education Regulation (the "Regulation") is now in effect for all licensees under the MBBCEPA. Therefore, all licensees must be in compliance with the requirements contained in the Regulation by June 30, 2003, in order to renew a license.
- 2001**
- 12/21/01 This letter is to set forth in writing the Pennsylvania Department of Banking (the "Department") position on issues related to the ability of a Pennsylvania state-chartered bank, bank and trust company, or savings bank ("PA Bank") under Section 322 of the Banking Code of 1965 ("Section 322"). 7 P. S. § 322.
- 10/19/01 Secretary's Letter regarding President Bush's Executive Order Blocking Property and Prohibiting Transactions with Persons Who Commit, Threaten to Commit or Support Terrorism.
- 8/17/01 Letter to announce Act 55 of 2001, the Mortgage Bankers and Brokers and Consumer Equity Protection Act. A summary of Act 55 is attached to the Secretary's Letter.
- 1/4/01 Letter announces that Pennsylvania state banking institutions and Pennsylvania national banks are hereby permitted to observe Monday, November 12, 2001, as an optional legal holiday in recognition of Veteran's Day.

**2000**

- 11/29/00 Governor Ridge signed into law as Act 89 of 2000, the Bank Parity Bill, HB 2533 of 2000 (P.N. 4073).
- 3-30-00 Pennsylvania State-chartered banks, bank and trust companies and savings banks may establish and operate messenger service branches.
- 3-23-00 Loans to Directors and Section 1414
- 1-18-00 Department's General Position on Internet Banking

**1999**

- 8-23-99 Holidays for 2000
- 5-26-99 Letter interprets section 1414 of the Banking Code of 1965 as permitting Pennsylvania state-chartered banks, bank and trust companies, and savings banks to charge interest on loans to their executive officers to the same extent as permitted under Federal Reserve "Regulation O."
- 5-12-99 Permissible Bank Holidays for 2000.
- 5-12-99 Letter states that state-chartered banking institutions and offices of national banks located in Pennsylvania may remain open for business on January 1, 2, and 3, 2000, in order to address customers' questions and concerns regarding Year 2000 computer transaction issues.
- 1-22-99 Record Keeping Guidelines under the Mortgage Bankers and Brokers Act.
- 1-22-99 Record Keeping Guidelines under the Consumer Discount Company Act.

**1998**

- 1-23-98 Year 2000 readiness and credit underwriting criteria for credit unions.
- 1-15-98 Year 2000 readiness and credit underwriting criteria.

**1997**

- 8-27-97 Holidays for 1998.
- 6-9-97 Letter addresses electronic submission of Call Reports.
- 4-24-97 Letter discusses computer problems in the year 2000.
- 1-31-97 Letter regarding federal regulatory agencies having adopted a revised Uniform Financial Institutions Rating System which has been known as CAMEL.

**1996**

- 11-25-96 Letter discusses the adjustment to the overhead assessment methodology for non-depository trust companies that it implemented in 1994.
- 4-16-96 Letter regarding authority of Pennsylvania state-chartered banking institutions to sell annuities issued by insurance companies.

- 1-26-96 Letter regarding heavy snowfall and floods having had a profound impact upon many communities in Pennsylvania and the financial hardships imposed upon your customers by this devastation.

**1995**

- 10-10-95 Letter to Presidents of Pennsylvania State-chartered Credit Unions forwarding Investment Powers, Standards and Accounting Guidelines for Pennsylvania state-chartered credit unions as required by Section 501(b)(7) of the Credit Union Code which was amended by House Bill 2563, effective February 12, 1995.
- 7-11-95 Letter regarding Act 39 of 1995, amends the provisions of Pennsylvania's Banking Code to authorize full interstate banking and branching under Pennsylvania law and to facilitate the operations of interstate banks in Pennsylvania.
- 3-24-95 Letter regarding the Simplification and Availability of Bank Credit Act.

**1994**

- 11-17-94 Letter to the Presidents and Chief Compliance Officers of Pennsylvania First Mortgage Companies regarding mortgage companies disbursing loan proceeds in a form prescribed by applicable law.
- 11-8-94 Letter to all Chief Executive Officers of Banks, Bank and Trust Companies, Savings Banks regarding Assets pledged for uninsured trust deposits.
- 10-13-94 Letter to the Presidents of Pennsylvania State-Chartered Credit Unions regarding automated teller machines at locations other than credit union's principal place of business.
- 10-5-94 Letter to all Chief Executive Officers of Banks, Bank and Trust Companies, Trust Companies, Savings Banks, Savings and Loan Associations regarding role change for outside auditors.
- 8-22-94 Letter to Chief Executive Officers of Pennsylvania Banking Institutions regarding bank holidays.
- 8-9-94 Letter to the Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions, Savings Associations and Entities Licensed by the Department of Banking regarding enforcing the regulations of the Department of Banking Code, which provides for assessments of penalties and interest against financial institutions for failing to pay assessment and examination fees in a timely manner.
- 3-29-94 Letter to the Chief Executive Officers of Pennsylvania State-Chartered Non-Depository Trust Companies regarding the Department revising its examination/assessment billing method for non-depository trust companies.

- 1993**  
12-9-93 Letter to the Presidents and Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions regarding a new schedule for costs associated with the examination and supervision of state-chartered banks.
- 1992**  
9-24-92 Letter to the Presidents and Chief Executive Officers of Pennsylvania State-Chartered Banking Institutions regarding evaluating the adequacy of capital and loan loss reserves separately.
- 1991**  
9-3-91 Letter to all Motor Vehicle Sales Finance Companies discussing the problems with late delivery of certificates of title by motor vehicle lenders upon satisfaction of the existing loan. Letter states that title must be released immediately upon satisfaction of a loan.  
8-23-91 Letter to all CEOs of Pennsylvania Chartered Savings Associations and all Pennsylvania Department of Banking Examiners clarifying its 7-29-91 interpretation of section 510 of the Savings Association Code of 1967, 7 P.S. § 6020-70(a)(3) which states that the Department will not object to and will not cite in an examination report a savings association employer for offering and providing favorable terms and rates on loans to such association's employees.  
7-29-91 Letter to all CEOs of Pennsylvania Chartered Savings Associations and all Pennsylvania Department of Banking Examiners interpreting section 510 of the Savings Association Code of 1967, 7 P.S. § 6020-70(a)(3).  
5-2-91 Letter to all Pennsylvania State-Chartered Banks, Savings Associations, and Credit Unions, OCC, OTS, NCUA, FDIC, Federal Reserve Board and all State Financial Regulatory Agencies informing them that Settlers Trust Savings Bank has not been and is not currently chartered to be a Pennsylvania state-chartered or federally chartered bank, bank and trust company, savings bank, or savings association.
- 1990**  
12-3-90 Letter to the Executive Officer of the banking institution addressed: regarding the new minimum requirements for Annual Audits performed by Certified Public Accountants.  
7-10-90 Letter to CEOs of Pennsylvania Financial Institutions informing them of an enforcement order against Mellon Bank, N.A. by the Pennsylvania Department of Insurance—re: Collateral Protection Insurance. Letter requests a summary of any existing collateral protection insurance programs to be used by the Department to assist the Department in drafting regulations to determine reasonable fees for licensees under the MVSFA.  
7-10-90 Letter to CEOs of all Pennsylvania financial institutions informing them of the Department's opinion on the applicability of the "Anti-takeover law", Act 36 of 1990.
- 7-10-90 Letter to CEOs of all Pennsylvania Credit Unions informing them that credit unions must take immediate action in order to retain the power to indemnify their directors and volunteer officers. Also informing them that a special meeting of the board of directors should be called immediately to discuss adoption of a bylaw opting out of new provisions of the recently enacted "Anti-takeover Law", Act 36 of 1990.  
6-11-90 Letter to CEOs and Boards of Directors of State-Chartered Credit Unions informing them that strict compliance with section 27 of the Credit Union Act, 15 Pa. C.S.A. § 12327, is required whenever a state-chartered credit union plans to merge or consolidate with any other credit union. In the future, failure to submit a merger application to the Department prior to the consummation of a merger will be viewed as a violation of law.  
6-6-90 Letter to CEOs of state-chartered commercial banks and state-chartered credit unions informing them of the Department's opinion on the permissibility of the Federal Home Loan Bank of Pittsburgh ("FHLB/P") offering membership to other depository institutions in PA. Specifically, the FHLB/P would like to extend offers of membership to state-chartered commercial banks and state-chartered credit unions in PA.  
5-17-90 Letter to CEOs of all Pennsylvania banking institutions informing them that the Department has recently issued an opinion regarding the impermissible collateralization of interest rate swap agreements.  
4-30-90 Letter to all state-chartered credit unions issuing a new fee schedule for overhead assessment.  
3-5-90 Letter to CEOs of all federally-insured state-chartered banks and S & Ls discussing the Resolution Trust Corporation, who is soliciting potential bidders for failing S&Ls. Letter requests institutions who are considering bidding to notify this Department before the bidding process begins.  
1-18-90 Letter discusses FIRREA and additional language added to Section 222, entitled ACTIVITIES OF SAVINGS ASSOCIATIONS, which adds a new section to the Federal Deposit Insurance Act, Section 28, which states that Disclosures by Uninsured Savings Associations which are not insured by the Corporation, shall disclose clearly and conspicuously that the savings association's deposits are not federally insured.
- 1989**  
11-1-89 Letter to CEOs of PA Banking Institutions discusses legal holidays for 1990. The Department has been advised by the Federal Reserve Banks of Philadelphia and Cleveland that it is their intention to observe Veterans' Day on Monday, November 12. The Department exercises its authority under Section 113(b)(x) that all state-chartered institutions have the option to observe Monday, November 12, 1990, as an optional holiday.



- 9-29-89 Letter lists legal bank holidays for 1990.
- 8-11-89 Letter to PA savings associations which are insured by the PSAIC regarding Financial Institutions Reform, Recovery and Enforcement Act and Section 222, entitled "Activities of Savings Associations" which requires certain disclosures be made by non-federally insured savings associations.
- 4-13-89 Letter discusses House Bill 979, Act 173 of 1988 which makes several significant changes in the Banking Code of 1965, including provisions which provide real estate investment and development authority to commercial savings banks; permit commercial and mortgage-backed securities powers; and, permit commercial and savings banks to make investments not presently permitted under statute in amounts up to 3% of assets with no more than 1% in any one investment.
- 1988**
- 11-3-88 Letter regarding survey of institutions offering low-cost checking and savings accounts.
- 11-2-88 Letter announces survey to be conducted by the Department regarding low-cost deposit accounts availability at banks and savings and loan associations.
- 10-17-88 Letter lists legal bank holidays for 1989.
- 9-30-88 Letter mailed to state-chartered banking institutions asking for a Report of Condition and Report of Income as of the close of business 9-30-88.
- 7-15-88 Letter to lenders asking them to act with forbearance toward farmers who may have been experiencing financial difficulties due to poor weather conditions.
- 6-30-88 Letter announces increase in assessments.
- 6-27-88 Letter to CEOs of bank and trust companies discusses the review of assessment fees for trust companies and trust departments. Letter asks institutions to complete a Report of Trust Assets.
- 6-3-88 Letter announces legislative amendments to sections 112, 166 & 117 of the Banking Code of 1965.
- 5-31-88 Letter to realtors discusses Senate Bill 7 of 1988, the Mortgage Bankers and Brokers Act.
- 4-6-88 Letter discusses the liquidation of TMIC Insurance Company and the need for some financial institutions to obtain alternate coverage.
- 1987**
- 12-11-87 Letter to bank and savings and loan association CEOs - re: provisions of the Uniform Commercial Code regarding full-day hours during the holidays.
- 11-4-87 Letter lists fixed and optional bank holidays for 1988.
- 8-28-87 Letter permits closing of institutions for Constitution Day celebration in Philadelphia, September 17, 1987.
- 6-24-87 Letter discusses requirements under Section 403 of the Banking Code of 1965 relating to report of condition & report of income.
- 3-23-87 Letter addressed to CEOs of all PA state-chartered banking institutions discusses Sections 1407(a) and 1407(c) of the Banking Code of 1965, which revises the minimum requirements for Directors' audits performed by CPAs.
- 2-5-87 Letter discusses permissibility of purchase or establishment of discount brokerage office subsidiaries under sections 311(b), 502(d) and 203(d) of the Banking Code of 1965.
- 1-16-87 Letter discusses Senate Bill 1389, Act No. 205 of 1986, amending various provisions of the Banking Code of 1965 (P. L. 847 No. 346) particularly § 1610 relating to fair pricing provisions.
- 1-6-87 Letter discusses permissibility of investment on mutual funds under the provision of the Banking Code of 1965, 7 P. S. § 307.
- 1986**
- 11-6-86 Letter contains a list of fixed and optional bank holidays for 1987.
- 9-30-86 Letter requests Report of Condition and Income as of September 30, 1986.
- 8-21-86 Letter discusses ownership of stock by state chartered institutions of out-of-state bank holding companies and 7 P. S. §§ 116, 311.
- 6-26-86 Letter requests Report of Condition and Income as of the close of business June 30, 1986.
- 3-17-86 Letter announces CSBS Computer Audit & Control Conference for bankers.
- 1985**
- 12-20-85 Letter requests report of condition and income for 4th Quarter of 1985.
- 12-16-85 Letter announces Martin Luther King, Jr.'s Birthday as a fixed holiday.
- 11-4-85 Letter lists all fixed and optional bank holidays for 1986.
- 9-25-85 Letter requests report of condition and income as of the close of business - 9/30/85.
- 6-14-85 Letter announces upcoming examination of all corporations licensed under Pennsylvania's Secondary Mortgage Loan Act.
- 5-31-85 Letter discusses brokered loan fraud.
- 5-16-85 Letter announces "Day with the Secretary" program.
- 4-29-85 Letter discusses requirements for directors' audits pursuant to 7 P. S. § 1407(a) and the relevant regulations.
- 4-2-85 Letter announces CSBS Computer Audit & Control Conference for bankers.
- 1-30-85 Letter announces substantive amendments to 7 P. S. § 408, House Bill No. 2453, Act No. 1984-217.

- 1984**
- 12-20-84 Letter announces staff changes in the banking bureau of the Department.
- 12-12-84 Letter discusses requirement of § 1407 of the Banking Code of 1965 regarding audit requirements.
- 11-28-84 Letter discusses increasing fees and charges for traditional financial services.
- 10-19-84 Letter announces banking legal holidays for 1985.
- 10-9-84 Letter discusses Section 105(B.1) of the Banking Code of 1965, establishment of additional offices in Pennsylvania by foreign banking organizations.
- 7-26-84 Letter discusses Senate Bill 1304, Act No. 128 of 1984, Senate Bill 1305, Act No. 129 of 1984 and amendments to § 302, § 303, § 401 of the Banking Code of 1965.
- 7-26-84 Letter discusses Senate Bill No. 1304, Act No. 128 of 1984 which amended sections 203, 306, 308, 310, 311, 404, 405, 505, 805, 908, 1415, 1609, 1910, 2002 of the Banking Code of 1965.
- 7-26-84 Letter discusses Senate Bill No. 1080, Act No. 125 of 1984 which amended sections 311, 404, 514, 610, 802, 1217, 1405, 1609, 1801 and 1809 of the Banking Code of 1965.
- 7-13-84 Letter discusses amendment to Section 1910(d) of the Banking Code of 1965, which requires directors and officers to have an audit performed of the books and affairs of the institution at least once per year.
- 6-18-84 Letter announces Department's revisions to branch application forms.
- 6-14-84 Letter discusses Banking Code of 1965, § 307—Investment Securities (other than stock) and OCC revising its interpretation of ruling 7.1100, redefining capital and surplus for the purposes of investment limitations.
- 3-5-84 Letter is a reminder of importance of making and maintaining arrangements to backup data processing equipment and provide for reconstruction of records.
- 2-23-84 Letter discusses Section 319 of the Banking Code of 1965 and variable rate consumer installment loans.
- 2-17-84 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Computer Audit and Control Conference for Bankers to be held in Philadelphia, PA on April 23-26, 1984.
- 1-24-84 Letter discusses Section 307 of the Banking Code of 1965 and investments in shares of money market mutual funds.
- 1983**
- 12-5-83 Letter discusses annual audits of one-bank holding companies and multi-bank holding companies in compliance with Sections 1407 of the Banking Code of 1965.
- 12-1-83 Letter discusses impact of deregulation on industry.
- 10-13-83 Letter announces deletion of Section 14.1 and 14.2 from Title 10 of the Pa. Code.
- 10-7-83 Letter announces 1984 legal bank holidays.
- 4-14-83 Letter discusses Garn-St. Germain Depository Act of 1982 and preemption of state law re: alternative mortgage loans and override of 7 P. S. § 505.
- 4-12-83 Letter regarding electronic automation.
- 4-8-83 Letter regarding the Garn-St Germain Depository Institutions Act of 1982 overrides state law to the extent that it permits adjustable-rate mortgages to be made or purchased by state-chartered banks, bank and trust companies, trust companies, and private banks.
- 2-28-83 Letter discusses annual audits requirement contained in Section 17.1(a), Title 10 of the Pennsylvania Code.
- 2-15-83 Letter discusses mortgage loans requiring special consideration such as those affected by temporary unemployment of borrower.
- 2-2-83 Letter discusses Garn-St. Germain Depository Institution Act of 1982 overriding substantially equal payments requirements of Section 310 of the Banking Code of 1965.
- 1-24-83 Letter discusses exercising of compassion and forbearance in dealing with unemployed customers.
- 1-17-83 Letter discusses recent amendments to Chapter 7 of the Banking Code of 1965, as amended.
- 1-3-83 Letter concerns substantial increase in the number of institutions advertising repurchase agreements.
- 1982**
- 12-8-82 Letter discusses examination of PA Bank Holding Companies by Department.
- 11-1-82 Letter lists legal bank holidays for 1983.
- 7-30-82 Letter addressed to thrift CEOs and discusses asset restatement accounting.
- 7-2-82 Letter to MVSFA licensees discusses Act No. 160 of 1982 and maximum permissible finance charges.
- 6-4-82 Letter discusses House Bill No. 1739, Act No. 79 of 1982, which amended sections 202, 308, 311, 319, 320, 407, 504, 506, 610, 702, 703, 1414, 2004 and 1609 of the Banking Code of 1965.
- 6-4-82 Letter discusses House Bill No. 1889, Act No. 44 of 1982, which amended sections 113, 114, 115, 903, 904 and 905 of the Banking Code of 1965.
- 4-5-82 Letter announces change of policy from capital-to-deposit ratio as a measurement of capital adequacy to capital-to-assets ratio.
- 4-2-82 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Bank Executives EDP/EFT Conference to be held in Philadelphia, April 27-28, 1982.

3-26-82 Letter discusses the technological revolution which is affecting the banking industry. The letter also announces a presentation of CSBS Bank Executives EDP/EFT Conference to be held in Philadelphia, April 27-28, 1982.

**1981**

11-20-81 Letter lists legal bank holidays for 1982.  
 10-13-81 Letter discusses sections 702(c) and 610(c) of the Banking Code of 1965, as amended.  
 10-9-81 Letter announces CSBS Computer Audit and Control Conference for Bankers.  
 1-21-81 Notice of authorization to close banks in Philadelphia for official celebrations.

**1980**

11-7-80 Letter lists legal bank holidays for 1981.  
 10-28-80 Letter discusses proposed amendments to Department regulations pertaining to Legal Reserve Funds, 10 Pa. Code, Chapter 11.  
 7-7-80 Letter announces "Day with the Secretary" program.  
 6-17-80 Letter discusses Chapter 7 and Section 103 of the Banking Code of 1965, as amended, and Section 202 of the Banking Code of 1933, as amended, legal reserves of PA nonmember banks.  
 6-10-80 Letter discusses Section 318 of the Banking Code of 1965 and permissible interest computations.  
 5-29-80 Letter discusses Act No. 51 of 1980, amending various provisions of the Banking Code of 1965 (P. L. 847, No. 346).  
 3-13-80 Letter discusses proposed legislation requiring mandatory reserves to be maintained at the Federal Reserve.  
 2-14-80 Letter discusses Act No. 286 of 1980 and new requirements for CPAs.  
 2-4-80 Letter discusses conversions of PA National Banks to State Charters.  
 1-2-80 Letter discusses federal law preemption of first lien residential mortgage rate portion of Pennsylvania usury law.

**1979**

11-29-79 Letter discusses whether a bank or a bank and trust company may charge the Federal Reserve discount rate plus 1% on a residential mortgage loan.  
 11-16-79 Letter discusses legal bank holidays.  
 11-1-79 Letter discusses attempts to curb inflation and to maintain stability and balance in Pennsylvania.  
 10-26-79 Letter regarding a Conference on technological revolution involving electronics.  
 10-9-79 Letter discusses Outstanding Mortgage Loans  
 10-8-79 Letter discusses Outstanding Mortgage Loans  
 10-3-79 Letter discusses to what extent PA banks may invest in mortgage-backed pass-through certificates sold by banks through an underwriting syndicate.

7-26-79 Letter discusses Outstanding Mortgage Loans.

**1975**

3-7-75 Letter discusses instructions for filing documents with the Corporation Bureau of the Department of State.

**1966**

3-14-66.1 Letter discusses Saturday Banking Hours.

**POLICY STATEMENTS**

- 10 Pa. Code Chapter 47—Loan Modifications—Statement of Policy
- 10 Pa. Code Chapter 49—Reverse Mortgage Loans—Statement of Policy
- 10 Pa. Code §§ 13.61—13.68—Exception to Definition of "Branch"
- 10 Pa. Code § 41.3a—Calculation of Consumer Discount Company Act default charges—Statement of Policy
- 10 Pa. Code § 7.9—Disclosure Requirements—Statement of Policy
- 10 Pa. Code Chapter 81—Check Cashers—Statement of Policy
- 10 Pa. Code § 13.51—Simplification and Availability of Bank Credit—Statement of Policy
- 10 Pa. Code Chapter 48—Mortgage Loan Business Practices—Statement of Policy

**INDEX OF GUIDANCE AVAILABLE REGARDING COMPLIANCE WITH DEPOSITORY INSTITUTION STATUTES AND REGULATIONS**

The following is a list of applications and instructions to assist depository institutions in complying with various provisions of the statutes and regulations respectively applicable to Pennsylvania state-chartered banking institutions, thrift institutions, and credit unions.

• *Branch Applications:*

DeNovo Branch—Bank, Savings Association, Credit Union, Non-Depository Trust Company

Purchase of Assets/Assumption of Liabilities—Bank, Savings Association

Remote Service Facility—Savings Association

Branch Relocation—Bank, Savings Association

Relocation of Main Office—Savings Association

Branch Discontinuance—Bank, Savings Association

Foreign Bank Office

• *Conversions*

National Bank to State Bank

Savings Association to Savings Bank

Mutual Savings Bank to Stock Savings Bank

Mutual Savings Association to Stock Savings Association

Federal Credit Union to State Credit Union

• *Mergers*

Banks

Savings Associations

Credit Unions

- *Charters*

Bank

Interim Bank

Savings Association

Interim Savings Association

Credit Union

Non-Depository Trust Company

- *Dissolutions*

Savings Associations

Bank

- *Intrastate Acquisitions*

Bank Holding Company

Thrift Holding Company

- *Interstate Acquisitions*

Thrift Holding Company

- *Other*

Change In Bank Control—Individuals

Mutual Holding Company Reorganizations

Trust Department—Bank, Savings Association

Bank Subsidiary and Parity Notice

### INDEX OF GUIDANCE AVAILABLE REGARDING COMPLIANCE WITH LICENSING STATUTES AND REGULATIONS

Instructions for license applications and Guidelines for compliance are available regarding each of the following statutes and, to the extent that regulations have been promulgated, their respective underlying regulations:

- Consumer Discount Company Act
- Debt Management Services Act
- Money Transmitter Act
- Motor Vehicle Sales Finance Act
- Pawnbrokers License Act
- Check Cashers Licensing Act
- Credit Services Act
- Mortgage Licensing Act

In addition to the above indices, the Department of Banking maintains interpretive letters addressing the applicability of statutes and regulations administered by the Department of Banking to specific fact patterns. The Department may provide a summary of the Department's position on a particular issue or a redacted interpretive letter when appropriate in response to particular questions previously addressed by the Department, in order to assist the public and members of the lending industry in complying with laws administered by the Department. The Department of Banking will continue to issue interpretive letters on a case by case basis when appropriate regarding new issues raised by persons requesting such interpretive information.

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### COMMUNITY & ECONOMIC DEVELOPMENT

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#### I. POLICY STATEMENTS:

##### Center for Business Financing Loans:

Machinery and Equipment Loan Fund

Pennsylvania Industrial Development Authority

Kevin Rowland (717-787-6245)

##### Center for Private Financing

Private Activity Bonds

Gail Wagner (717-783-1109)

##### Operations Center

Community Revitalization Program

Fritz Smith (717-787-7402)

#### II. GUIDANCE MANUALS:

##### Business Assistance Office

Business Financing Programs

Customer Service: 1800-379-7448 or 717-787-3405

##### Center for Entrepreneurial Assistance

Entrepreneurs Guide: Starting and Growing a Business in Pennsylvania

Nancy Garman (1-800-280-3801)

##### Governor's Center for Local Government Services

2007-08 Annual Report for Governor's Center for Local Government Services

2008-09 Annual Report for Governor's Center for Local Government Services

2009-10 Annual Report for Governor's Center for Local Government Services

Administering Police Services in Small Communities Auditor's Guide

Borough Council Handbook

Borough Mayor's Manual

Boundary Change Procedures

Chart of Accounts

Citizen's Guide to Local Government

City Government in PA Handbook

Councils of Governments Directory

COG Director's Handbook

Debt Management Handbook

Elective Office in Local Government

Financial Monitoring Workbook

Fiscal Management Handbook

Flood Plain Management Regulations

Home Rule in Pennsylvania

Insurance Primer for Municipal Officials

Intergovernmental Cooperation Handbook

Local Government Regulation of Wireless Telecommunications Facilities

Local Taxpayers Bill of Rights and Real Property Tax Payer Programs under Act 50 of 1998

Manual for County Chief Clerk's /Administrator

Manual for County Commissioners

Manual for Municipal Secretaries

Model Hiring Manual for Pennsylvania Municipalities

Municipal Authorities in Pennsylvania

Municipal Pension Handbook

Municipalities Financial Recovery Act

Open Meetings/Open Records

Public Works Manual

Purchasing Handbook

Records Management—Retention Schedules

Referendum Handbook

Regional Police Services in Pennsylvania

Risk Manager's Insurance Guide

Solicitor's Handbook

Tax Collector's Manual

Taxation Manual

Township Commissioner's Handbook

Township Supervisor's Manual

##### Planning Series

Municipalities Planning Code

No. 1—Local Land Use Controls In Pennsylvania

No. 2—The Planning Commission

- No. 3—The Comprehensive Plan
- No. 4—Zoning
- No. 5—Technical Information on Floodplain Management
- No. 6—The Zoning Hearing Board
- No. 7—Special Exceptions, Conditional Uses and Variances
- No. 8—Subdivision and Land Development
- No. 9—The Zoning Officer
- No. 10—Reducing Land Use Barriers to Affordable Housing Growing Smarter Toolkit: Catalog of Financial and Technical Resources
- Planning for Agriculture
- State Planning Board's 2006 Report
- Denny Puko (1-888-223-6837)
- 2010 State Land Use and Growth Management Report

*Act 32 Related Publications and Forms*

- Act 32 Procedure Manual
- Act 32 EIT Best Practices Report
- Employer Registration for Local Earned Income Tax Withholding
- Employer's Quarterly Earned Income Tax Return
- Residency Certification Form
- Taxpayer's Annual Local Earned Income Tax Return
- Taxpayer's Quarterly Estimated Earned Income Tax
- W2-R Annual Reconciliation of Earned Income Tax Withheld From Wages
- Weighted Vote Calculation Guide

*Municipal Code Fiscal Related Publications*

- Annual Audit and Financial Report
- County Annual Financial Report

**Center for Community Financing**

- CDBG Grantee Monitoring Systems
- CDBG Grantee Performance Evaluation Report Handbook
- Civil Rights Manual
- Economic Development Handbook
- Environmental Review Guide
- Housing Rehabilitation Guide
- Labor Standards Handbook
- New Users Integrated Disbursement and Information System (IDIS) Manual
- Procedures for Closeout of Contracts
- Procurement/Contract Guide
- Sample Construction Contract Documents
- Section 3 Plan and Program Guide
- Section 108 Loan Program Guidelines
- Section 108 Loan Program Standards for Financial Underwriting
- Special Assessments Guide
- Donna Enrico (717-720-7343)
- Lauren Atwell (717-720-7402)

**III. DECISIONS:**

None.

**IV. INTERNAL GUIDELINES:**

**Center for Business Financing**

**Grants Division:**

- Commonwealth Financing Authority—Gaming, Economic Development and Tourism Fund (GEDTF)—(Gaming Funds)—Allegheny County
- Guaranteed Free Training Program (WEDnet)
- Partnerships for Regional Economic Performance (PREP)
- Commonwealth Financing Authority—Local Share Account Fund (Gaming Funds) Luzerne County

- Commonwealth Financing Authority—Local Share Account Fund (Gaming Funds) Monroe County
- Local Share Account Fund (Gaming Funds) Washington County
- Pennsylvania First Program
- Commonwealth Financing Authority—Solar Energy
- Lynne Ruby (717-787-6245)
- Discovered and Developed in Pennsylvania
- Sheri Collins (717-720-1317)

**Loans Division:**

- Commonwealth Financing Authority—First Industries/Agriculture/MELF
- Commonwealth Financing Authority—First Industries/Tourism/MELF
- Machinery and Equipment Loan Fund
- Pennsylvania Industrial Development Authority
- Kevin Rowland (717-787-6245)

**Site Development Division:**

- Commonwealth Financing Authority—Alternative & Clean Energy
- Commonwealth Financing Authority—Business in Our Sites
- Commonwealth Financing Authority—PennWorks
- Commonwealth Financing Authority—Building PA
- Commonwealth Financing Authority—H20 PA
- Commonwealth Financing Authority—Renewable Energy
- Infrastructure and Facilities Improvement Program
- Industrial Sites Reuse Program
- Infrastructure Development Program
- Keystone Opportunity Zone
- Keystone Special Development Zone
- Brian Eckert (717-787-6245)

**Small Business Financing Division:**

- Commonwealth Financing Authority—First Industries/ Small Business
- First Program
- Community and Economic Development Loan Program
- Export Financing Program
- Pollution Prevention Assistance Account
- Small Business First
- Commonwealth Financing Authority—High Performance Building
- Jared Lucas (717-783-5046)

**Tax Credit Division:**

- Educational Improvement Tax Credits
- Job Creation Tax Credit Program
- Pre-Kindergarten Tax Credit Business Guidelines
- Jim O'Donnell (717-787-7120)

**Center for Private Financing**

- Pennsylvania Community Development Bank Business Plan
- Accreditation Standards
- Capacity Building Grants
- State Accreditation Guidelines and Application Underwriting
- Business Opportunities Fund
- Pennsylvania Capital Access Program
- Steve Drizos (717-783-1109)
- Commonwealth Financing Authority
- Tax Increment Financing Guarantee Program
- Brian Deamer (717-783-1109)
- First Industries Tourism Loan Guarantee Program
- First Industries Agriculture Loan Guarantee Program
- Second Stage Loan Program
- Craig Petrasic (717-783-1109)

Pennsylvania Economic Development Financing Authority  
 Conventional Bond Financing Taxable Exempt Facility & Small Issue Bonds  
 Industrial Development Fund Financing Revenue Bond & Mortgage Program  
 Gail Wagner (717-783-1109)  
 Taxable and Tax-Exempt Bond Financing  
 Craig Petrasic or Brian Deamer (717-783-1109)

#### **Community Affairs and Development**

Appalachian Regional Commission  
 Neil Fowler (717-214-5395)

#### **Local Government Services Center**

Early Intervention Program  
 Marita Kelly (1-888-223-6837)  
 Floodplain Management  
 Dan Fitzpatrick (1-888-223-6837)  
 Local Government Capital Project Loan Program  
 Ed Fosnaught (1-888-223-6837)  
 Municipalities Financial Recovery Act Program  
 Fred Reddig (1-888-223-6837)  
 Regional Police Assistance Program  
 Ron Stern (1-888-223-6837)  
 Municipal Assistance Program  
 Dennis Puko (1-888-223-6837)  
 Tax Collector Training, Examination, Qualification and Continuing Education Program  
 Madra Clay (1-888-223-6837)

#### **Center for Community Financing**

Community Development Block Grant Program—Guidelines and Application Kit  
 Community Development Block Grant—R Program  
 Emergency Shelter Grant Program—Guidelines and Application Kit  
 Growing Greener II  
 Homeless Prevention and Rapid Re-housing Program—County Housing Partnerships  
 Homeless Prevention and Rapid Re-housing Program—Underserved Populations & Pilot Initiatives and Legal Services  
 Housing and Redevelopment Assistance  
 HOME Investment Partnerships Program—Guidelines and Application Kit  
 Land Use Planning and Technical Assistance Program  
 Neighborhood Stabilization Program  
 New Communities Program (Elm Street, Main Street, Enterprise Zone)  
 PA Accessible Housing Program  
 Section 108 (of the Housing & Community Dev. Act) Loan Guarantee Program  
 Ed Geiger (717-787-5327)  
 Community Services Block Grant Directives  
 Community Services Block Grant Program  
 Community Services Block Grant—R Program  
 Community Services Block Grant Discretionary Grants—Guidelines  
 Family Savings Account Program  
 Family Savings Account Program Directives  
 Neighborhood Assistance Program—Guidelines  
 Neighborhood Assistance Enterprise Zone Tax Credit Program—Guidelines  
 Neighborhood Assistance Program Special Program  
 Priorities—Guidelines  
 Neighborhood Partnership Program  
 Neighborhood Partnership Program—Guidelines  
 Vicki Lori (717-720-7432)

**Office of International Business Development**  
 Export 2000 Block Grant  
 Alain Mortha (717-720-7380)

Market Access Grant  
 Paige Pynos (717-214-5452)  
 Regional Investment Marketing Grant  
 Amy Zecha (717-720-7339)

#### **Technology Investment Office**

Agile Manufacturing  
 Alternative Energy Investment Program  
 Ben Franklin Technology Partners  
 Bona Fide Request Program  
 Broadband Outreach and Aggregation Fund  
 Business Attraction and Retention Program  
 Commonwealth Financing Authority  
 New PA Venture Investment Program  
 New PA Venture Guarantee Program  
 Keystone Innovation Zone Program  
 Keystone Innovation Grants  
 Keystone Innovation Starter Kits  
 Life Sciences Greenhouse Program  
 Pennsylvania Infrastructure Technology Alliance (PITA)  
 Pennsylvania Industrial Resource Center Program  
 Pennsylvania Technical Assistance Program (PennTAP)  
 Pittsburgh SuperComputing Center  
 Powdered Metals Initiative  
 Research and Development Tax Credit Program  
 Technology Fund Investment  
 Technology Collaborative  
 Technology Development Grant  
 University Research Grant  
 Workforce Leadership Grants  
 Sheri Collins (717-720-1317)

#### **Travel, Film, and Economic Development Marketing Office**

Film Tax Credit  
 Marketing to Attract Tourism  
 Tourism Accredited Zoos  
 Janice Collier (717-720-1312)

#### **Energy Conservation & Weatherization**

Weatherization Program Guidelines  
 Weatherization Program Directives  
 Lynette Praster (717-425-7643)

#### **V. OTHER**

##### **Center for Community Financing**

Consolidated Plan  
 Ed Geiger (717-787-5327)

##### **Energy Conservation & Weatherization**

ARRA Weatherization State Plan  
 Regular DOE Weatherization State Plan  
 Lynette Praster (717-425-7643)

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### **CONSERVATION AND NATURAL RESOURCES**

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#### **POLICY STATEMENTS:**

##### **Bureau of Forestry**

State Forest Natural Areas  
 Contact: Ellen Shultzabarger (717-214-3813)

Acquisition Transfer or Exchange of State Forest Land Acquisition  
 Contact: Craig Chapman (717-783-0387)

##### **Bureau of State Parks**

State Park User Fees  
 Contact: David Sariano (717-787-6640)

Transfer or Exchange of State Park Land  
 Contact: Bob Barth (717-787-6674)

State Park Natural Areas  
Contact: Bob Barth (717-787-6674)

**Bureau of Recreation and Conservation**

Land Acquisition Grants  
Contact: Salyn Stover (717-783-2663)

**GUIDANCE MANUALS:**

**Bureau of Forestry**

Cooperative Forest Insect Pests Suppression Program—  
Procedure for Cooperator Participation Manual County/  
Municipal Cooperator

Cooperative Forest Insect Pests Suppression Program—  
Procedure for Cooperator Participation Manual—Other  
Agency Cooperator

Cooperative Forest Insect Pests Suppression Program—  
Procedure for Cooperator Participation Manual—Forest  
Stewardship Cooperator

Cooperative Gypsy Moth Suppression Program Operating  
Procedure and Deadlines Manual  
Contact: Donald Eggen (717-948-3941)

Forest Fire Warden Manual  
Contact: Randall White (717-783-7959)

Wildland/Urban Interface Guidance Document  
Contact: Levi Gelnett (717-783-7956)

Forest Camp Lease Manual  
Contact: Brad Wendt (717-783-4481)

Right-of-Way Administration Manual  
Contact: David Mong (717-783-7947)

Snowmobile Youth Safety Instructor's Manual  
Contact: Jason Hall (717-783-7941)

ATV Youth Safety Instructor's Manual  
Contact: Jason Hall (717-787-3706)

Forest Products Permit  
Contact: John Hecker (717-787-4009)

Silviculture Manual  
Contact: Scott Miller (717-772-0272)

Camping Permit  
Contact: Matt Beaver (717-783-7941)

District Forester Permit  
Contact: John Hecker (717-787-4009)

Road Use Agreement  
Contact: William Cook (717-346-9797)

Special & Commercial Activities Agreement  
Contact: Matt Beaver (717-783-7941)

License for Right of Way  
Contact: David Mong (717-783-7947)

Prospecting Permit Coal & Water  
Contact: Ted Borawski (717-772-0269)

Seismic Survey Agreement  
Contact: Ted Borawski (717-772-0269)

Oil and Gas Leases  
Contact: Ted Borawski (717-772-0269)

Surface Use Agreements  
Contact: Ted Borawski (717-772-0269)

Gas Storage Leases  
Contact: Ted Borawski (717-772-0269)

Agreements of Consent to Assignments  
Contact: Ted Borawski (717-772-0269)

Coal Agreements  
Contact: Ted Borawski (717-772-0269)

Hard Mineral Agreement  
Contact: Ted Borawski (717-772-0269)

Unitization Agreements  
Contact: Ted Borawski (717-772-0269)

River Lands Gas Leases  
Contact: Ted Borawski (717-772-0269)

**Bureau of Recreation and Conservation**

Pennsylvania Scenic Rivers Program Guidelines  
Pennsylvania Scenic Rivers Program Management Guide-  
lines

Pennsylvania Scenic Rivers Program Eligibility Process  
and Criteria  
Contact: Terry Hough (717-783-2712)

Community Conservation Partnerships (C2P2) Grant  
Manual and Forms

A Guide to Funding Recreation and Conservation Projects  
Contact: Greg Gove (717-783-2662)

Swimming Pool Management Manual  
Contact: Greg Gove (717-783-2662)

Heritage Parks Program Manual and Forms  
Contact: Alan Chace (717-783-5877)

County Greenways and Open Space Network Guidelines  
Contact: Diane Kripas (717-772-1282)

**Bureau of State Parks**

Antenna Sites  
Contact: Lori Nygard (717-783-3307)

Boating/Boat Docks  
Geocaching  
Marina Manuals  
Search and Rescue  
Swimming/Lifeguard Manuals  
Rock Climbing  
Contact: Ryan Dysinger (717-783-3307)

Commercial Use Licenses  
Concession Leases  
Conservation Volunteer Program  
Leased Campsite & Houseboats  
Occupancy Agreements  
Road Use Agreements  
Rights-of-Way  
Contact: Rex Lord (717-783-3307)

**Topographic and Geologic Survey**

PA Internet Record Imaging System  
Contact: Kristen Carter (412-442-4234)

PA Ground Water Information System  
Contact: Stuart Reese (717-702-2028)

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**EDUCATION**

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**POLICY STATEMENTS:**

**State Board of Education**

- Statement of Policy—Accrediting Organizations  
Contact: Karen Molchanow (717-787-3787)
- Statement of Policy—NOCTI as an Alternative Path-  
way to Meeting High School Graduation Requirements  
Contact: Karen Molchanow (717-787-3787)
- Statement of Policy—Keystone Exams—Local Assess-  
ment Option  
Contact: Karen Molchanow (717-787-3787)

**Bureau of Teaching and Learning—School Services  
Unit**

- Basic Education Circular Education for Homeless  
Youth; 42 U.S.C. § 11431 et. seq.  
Contact: Sheldon Winnick (717-772-2066)

- Basic Education Circular Pregnant & Parenting Teen; 24 P. S. § 13-1327

Contact: Jennifer Brinley (717-346-9399)

- Basic Education Circular Alternative Education for Disruptive Youth (Available on the website.)

Contact: Drew Schuckman (717-705-6908)

- Charter School Application (on PDE Website)
- Cyber Charter School Application (on PDE Website)
- Pennsylvania Charter School Annual Report (on PDE Website)
- Competitive Charter School Federal Grant Program (on PDE Website)
- Competitive PA Charter School Planning Grants-Guidelines and Application Forms (on PDE Website)
- Cyber Charter Schools Review (On PDE Website)

Contact: Marlene Kanuck (717-783-9294)

#### **Bureau of School Leadership and Teacher Quality**

- Pennsylvania Department of Education Standards, Policies and Procedures for State Approval of Certification Programs and for the Certification of Professional Educators for the Public Schools of Pennsylvania

Contact: Christina Baumer (717-783-6720)

- Certification and Staffing Policies and Guidelines Regarding Education Certification and Staffing Requirements for Public Schools

Contact: Barbara Seifert (717-772-4508)

- Policy on Evaluation Procedure for Certificate of Preliminary Education Evaluation of Credentials
- Commonly Asked Questions on Act 48
- Memorandum to inform school entities of Computer Education Guideline
- Memorandum to inform school entities of Emergency Permits
- Memorandum to inform school entities of Emergency Permit Updates and Revised 338E Form
- Memorandum to inform school entities of Emergency Permit Electronic Processing for Day-to-Day Substitute Teachers
- Memorandum to inform school entities of English as a Second Language: General Policies and Competencies
- Memorandum to inform school entities of Education Resolutions for No Child Left Behind Legislation
- Memorandum to inform colleges/universities of Test Rules for 2002-2003
- Notice to inform Out-of-State Certificate Candidates of Chapter 354 Regulations Regarding GPA and Math/English Requirements
- Notice to Inform State Board Resolutions for Interstate Agreement and Replacement of PLT
- Memorandum to inform school entities of certification updates regarding ESL, Act 48 and TIPS website (March 4, 2004)
- Memorandum to inform school entities of certification updates regarding Act 48 four-year notices and American Board certification (April 23, 2004)
- Memorandum to inform school entities of change to payment method for application fees (July 30, 2004)
- Memorandum to inform school entities of Instructional Level II application requirements (September 2, 2004)
- Memorandum to inform school entities of requirement of official transcripts with certification applications (October 26, 2004)
- Memorandum to inform school entities of American Board for Certification of Teacher Excellence (January 6, 2005)
- Memorandum to inform school entities of procedures to update educator addresses with PDE (April 26, 2005)
- Memorandum to inform school entities of Act 36 procedures for requesting substitute teachers (May 9, 2005)

- Memorandum to inform school entities of revision to CSPG #61 for Special Education N-12 (May 10, 2005)
- Memorandum to inform school entities of Act 48 deadline extension (August 4, 2005)
- Memorandum to provide clarification to school entities on official transcript requirements with certification applications (September 22, 2005)
- Memorandum to inform school entities of new on-line teacher certification application system (October 14, 2005)
- Memorandum to inform school entities that Reading Specialist certification will no longer be available as an “add-on” area (November 29, 2005)
- Memorandum to inform school entities of extension of deadline to apply for Reading Specialist certification as an “add-on” (March 2, 2006)
- Memorandum to inform school entities of procedures for applying for Level II certification (March 22, 2006)
- Memorandum to inform school entities and Pennsylvania teacher preparing colleges/universities of revisions to fee structure for all Pennsylvania certification applications (May 23, 2006)
- Memorandum to inform school entities of Vocational Certification Staffing Policies and Guidelines (August 27, 2007)
- Memorandum to inform school entities of updated procedure for applying for Letter of Equivalency for Master’s Degree (October 25, 2007)
- Memorandum to Pennsylvania teacher preparing colleges/universities and school entities regarding revisions to CSPG No. 21—Testing (May 30, 2008)
- Memorandum to school entities regarding revisions to CSPG No. 13—Emergency Permits (June 17, 2008)
- Praxis Composite Score (March 10, 2009)
- Speech and Language Praxis Content Test (February 24, 2009)
- Emergency Permit Reminders (June 4, 2009)
- Acceptance of Mathematics and English Requirements When No Credit is Awarded (June 9, 2009)
- Vocational Instructional Programs—78 Credit Requirement (July 2009)
- CSPG No. 45—Foreign World Languages (July 1, 2009)
- CSPG No. 5—Evaluation of Credentials for Individuals Prepared Outside of the United States (July 1, 2009)
- Revisions to CSPG No. 5 and CSPG No. 6 (August 21, 2009)
- New Teacher Certification Fees Notification (March 5, 2010)
- Level II Conversion (April 30, 2010)
- Emergency Permit Processing (May 28, 2010)
- Instructions for Emergency Uploads for 2010-2011 School Year (June 29, 2010)
- Certification and Staffing Policy Guidelines Updates (July 15, 2010)
- Certification Application Processing (August 23, 2010)
- Development of New Testing Program (December 20, 2010)
- Updates and Reminders on Submitting Certification Applications (February 10, 2010)
- New Test Development (February 10, 2010)
- Certification Testing Updates (March 23, 2010)
- Development of New Testing Program (April 15, 2011)
- Administrative Certification and the PIL Induction Requirement (May 4, 2011)

Contact: Barbara Seifert (717-772-4508)

- Memorandum to Pennsylvania teacher preparing colleges and universities announcing six new Praxis series assessments for beginning teachers effective November 1, 1997 and the qualifying scores for these assessments.



- Memorandum to teacher preparing colleges and universities providing instruction and policies for the use of new application forms for professional educator certification.
  - Memorandum to provide for new processing procedures for Emergency Certificates.
  - Memorandum to Pennsylvania teacher preparation institutions announcing changes to the Pennsylvania Certification Testing program effective September 1, 2001.
  - Memorandum to Pennsylvania teacher preparing institutions announcing changes to major reviews and changes to the Pennsylvania Teacher Testing Program for the 1998-99 program year.
  - Memorandum: Important Notice on Tests Required (March 2000)
  - Memorandum: Important Notice on Tests Required (March 2001)
  - Memorandum: Important Notice on Tests Required (April 2001)
  - Guidelines for Reporting Pennsylvania Institutions of Higher Education Responses to Title II, Section 207 of the Higher Education Act of 1998 & General Standards for the Institutional Preparation of Professional Educators-Chapter 354
  - Memorandum: Important Notice Regarding Title II, Section 207 of the Higher Education Act of 1998.
  - Professional Educator Memorandum-01 (February 2001) Guide to Interpreting Chapter 354
  - Professional Educator Preparation Memorandum—02 (July 27, 2001)
  - Professional Educator Preparation Memorandum—03 (September 18, 2001)
  - Professional Educator Preparation Memorandum—04 (December 7, 2001)
  - Professional Educator Preparation Memorandum—05 (February 20, 2002)
  - Professional Educator Preparation Memorandum—06 (November 12, 2002)
  - Professional Educator Preparation Memorandum—07 (May 19, 2003)
  - Professional Educator Preparation Testing Memorandum—01(January 22, 2002)
  - Professional Educator Preparation Testing Memorandum—02 (April 29, 2002)
  - Professional Educator Preparation Testing Memorandum—03 (May 30, 2002)
  - Professional Educator Preparation Testing Memorandum—04 (January 10, 2003)
  - Professional Educator Preparation Testing Memorandum—05 (August 25, 2003)
  - Professional Educator Preparation Testing Memorandum—06 (November 21, 2003)
  - Professional Educator Preparation Testing Memorandum—07 (July 12, 2004)
  - Professional Educator Preparation Testing Memorandum—08 (April 29, 2005)
  - Memorandum to Pennsylvania teacher preparing colleges/universities regarding Chapter 49 proposed changes to Early Childhood, Elementary and Special Education guidelines (September 20, 2005)
  - Professional Educator Program Memorandum #10—GPA Requirements (January 24, 2006)
  - Memorandum to provide Pennsylvania teacher preparing colleges/universities with information on initial program reviews (August 31, 2006)
  - Memorandum to inform Pennsylvania teacher preparing colleges/universities of criminal history records amendment to 24 PS 1-111 (September 6, 2006)Memorandum to Pennsylvania teacher preparing colleges/universities regarding Title II foreign language test results reporting (October 30, 2006)
  - Memorandum to Pennsylvania teacher preparing colleges/universities regarding FBI background check requirements (November 27, 2007)
  - Memorandum to Pennsylvania teacher preparing colleges/universities providing notes to include on student advisement sheets in catalogs regarding State Board of Education adopted changes that affect teacher certification programs (March 31, 2008)
  - Memorandum to Pennsylvania teacher preparing colleges/universities regarding the release of the PIL Invitation to Qualify (April 16, 2008)
  - Memorandum to Pennsylvania teacher preparing colleges/universities and school entities announcing release of the new guidelines for grades 4-8 (April 18, 2008)
  - Memorandum to Pennsylvania teacher preparing colleges/universities and school entities announcing release of new Pre-k through 4th Grade guidelines (May 2, 2008)
  - Memorandum to Pennsylvania teacher preparing colleges/universities and school entities announcing release of new Special Education and ELL guidelines (May 6, 2008)
  - Memorandum to Pennsylvania teacher preparing colleges/universities and school entities announcing release of new Special Education Guidelines (June 13, 2008)
  - Chapter 49 Conferences Summary Report (October 28, 2008)
  - Background Check Information—Adding New Users (December 11, 2008)
  - ELL Resource (August 13, 2009)
  - ELL Terminology (August 13, 2009)
  - Standard Deviation 2.8 GPA (October 7, 2009)
  - Math and English Requirements AP Course—Testing (October 7, 2009)
  - Electronic Application Upgrades (January 22, 2010)
  - Testing Memo 15—Updated Tests (January 25, 2010)
  - Re-Test Program for Praxis I and II (February 9, 2010)
  - Raising GPA with 12 Graduate Credits (February 17, 2010)
  - New Certification Fees (March 11, 2010)
  - Recommendations for Level I Certification (April 27, 2010)
  - Testing Memo (July 14, 2010)
  - Testing Memo—Updated Tests (September 13, 2010)
  - Reporting on Certification Preparation Programs for Academic Year 2009-2010 (September 27, 2010)
  - Autism Guidelines (October 6, 2010)
  - Changes to PreK-4 and 4-8 Programs Due to TAOC Articulation (March 31, 2011)
- Contact: Christina Baumer (717-783-6720)
- Memorandum to inform school entities of making 2002-2003 date on highly qualified teachers in Pennsylvania available to all local school entities (October 17, 2003)
  - Memorandum to inform school entities of reporting data on the Highly Qualified Teachers—State Report Card (November 10, 2003)
  - Memorandum to inform school entities of guidelines for Bridge I and Bridge II Highly Qualified Designation (March 9, 2005)
  - Memorandum to inform school entities of NCLB requirements for elementary level special education teachers (March 10, 2005)

- Memorandum to Pennsylvania teacher preparing colleges/universities regarding special education candidates who will be affected by the academic content requirements contained within the No Child Left Behind Act. (March 28, 2005)
- Memorandum to inform school entities of Bridge program extension (July 1, 2005)
- Memorandum to inform school entities of availability of Bridge I extension reporting system (November 4, 2005)
- Memorandum to inform school entities of updates regarding highly qualified issues (June 16, 2006)
- Memorandum to inform school entities and Pennsylvania teacher preparing colleges/universities of NBPTS Grant availability (August 18, 2006)
- Memorandum to provide update to school entities on Pennsylvania's HQT, HOUSSE and Bridge programs (June 13, 2007)
- Memorandum to provide charter schools with HQT requirements (June 13, 2007)
- Memorandum to inform school entities of requirements for completion of Bridge Program (March 20, 2008)
- Memorandum to inform school entities of Implementation of the Technical Assistance and Accountability Provisions of Section 2141 of the Elementary and Secondary Education Act, as Amended by No Child Left Behind (August 27, 2008)
- Clarification on PA's Highly Qualified Teacher Guidelines Applicable to Departmentalized or Self-Contained Fifth and Sixth Grade Classrooms (April 24, 2009)
- Memorandum to inform charter schools to Reiterate Highly Qualified Teacher Requirements for Charter School Teachers and to Request the Submission of Charter School Educator Record Data Form for All Non-Certified Core Academic Subject Teachers (August 17, 2009)
- 2011 Higher Education Opportunity Act Title II Report Card Data Collection (February 17, 2011)

Contact: Jamal Wakeen (717-772-3566)

- Specific Program Guidelines for State Approval of Professional Educators (January 2001)

Contact: Christina Baumer (717-783-6720)

#### **Bureau of Adult Basic and Literacy Education**

- Adult Education and Family Literacy Guidelines - Program Year 2011-12 - Pennsylvania Act 143 of 1986, The Workforce Investment Act of 1998, Title II (Adult Education and Family Literacy Act), Federal Even Start Family Literacy Program (Title I, Part B of Improving Americas Schools Act)
- Policy C.100, Adult Education and Family Literacy Performance Standards
- Policy C.130, Verification and Reporting of Data
- Policy C.135, Goal Setting and Core Outcomes
- Policy C.310, Even Start Independent Local Evaluations
- Policy C.330, Early Childhood Assessment
- Policy C.800, Nonimmigrant Foreign Students with F-1 Visa
- Policy C.900, Safety and Security
- Policy D.100, Adult Learner Assessment
- Policy D.120, Special Needs Student Assessment
- Policy D.130, Distance Learning
- Policy D.140, Adult Diploma Program (ADP) [formerly High School Diploma Program for Adults (HSDP)]
- Policy D.150, Interactive Literacy Activities (ILA)
- Policy D.160, Interactive Literacy Activities (ILA) Assessment
- Policy F.100, Professional Development
- Policy G.100, Adult Education and Workforce Investment Boards

- Policy Guidance H.100, Residency Requirements for Issuance of the Commonwealth Secondary School Diploma through GED® Testing
  - Policy Guidance, H.200, GED® Testing for Institutionalized Youth
  - Policy H.300, Verification of GED® Test Candidate Identity and Pennsylvania Residency
  - Policy Guidance H.400, Foreign Language Versions of the GED® Tests and Credentials
  - Policy H.500, The Official GED® Practice Tests as a Condition for GED Testing eData v2 Instruction Manual
  - ABLE Data Collection Glossary
- Contact: Michael J. Sobkowski (717-783-6788)

#### **Office of Postsecondary and Higher Education**

Institutional and Program Approval Information

- Clarification of State Board of Education Regulations Regarding Curriculum (§ 31.21) and Academic Calendar (§ 31.22) Curricular Credit Policy
  - Guidelines for the Approval of Degree Programs
  - Records Accessibility Policy for Closing / Closed Degree Granting Institutions
  - Substantive Change Policy for Degree Programs
- Contact: Albert Happ (717-772-3623)

#### **Bureau of Postsecondary Education**

##### **Division of Occupational Training Schools**

- Private Licensed Schools Memorandum—Revised Board Policy on the Use of the Term Tuition “Savings”
- Private Licensed Schools Memorandum—Revised Scholarships Policy
- Private Licensed Schools Memorandum—Applications for Approval of New Programs
- Private Licensed Schools Memorandum—Student Information Publications
- Private Licensed Schools Memorandum—Clock Hour/Lesson/Semester Credit/Quarter Credit
- Private Licensed Schools Memorandum—Statement Concerning Transfer of Credit Hours
- Private Licensed Schools Memorandum—Contract Bond Form
- Private Licensed Schools Memorandum—Allowable Administrative Fee and Refunds of \$25.00 or Less
- Private Licensed Schools Memorandum—Non-Resident Program Application
- Private Licensed Schools Memorandum—Program Applications
- Private Licensed Schools Memorandum—Leave of Absence
- Private Licensed Schools Memorandum—Enrollment in Single Courses
- Private Licensed Schools Memorandum—Non-Resident Program Application
- Private Licensed Schools Memorandum—Limit of 3 Applications
- Private Licensed Schools Memorandum—Enrollment Agreement and Alternate
- Private Licensed Schools Memorandum—Irrevocable Administrative Trust
- Private Licensed Schools Memorandum—Financial Reporting
- Private Licensed Schools Memorandum—Cure Period
- Private Licensed Schools Memorandum—Taking Attendance
- Private Licensed Schools Memorandum—Fines and Violations
- Private Licensed Schools Memorandum—Certificate of Occupancy Required
- Private Licensed Schools Memorandum—Trimester Credits

- Private Licensed Schools Memorandum—Externships
  - Private Licensed Schools Memorandum—Electronic Financial Reporting
  - Private Licensed Schools Memorandum—Invitation to Provide Feedback
  - Private Licensed Schools Memorandum—New Director Seminar—Required
  - Private Licensed Schools Memorandum—Role and Authority of Financial Review Committee
  - Private Licensed Schools Memorandum—Program Quality
- Contact: Patricia Landis (717-783-8228)

#### **Bureau of Career and Technical Education**

- Pennsylvania State Plan for the Administration of the Carl D. Perkins Career and Technical Education Improvement Act of 2006
- Contact: Frank DiNatale (717-783-6981)

#### **Bureau of Teaching and Learning**

- Pennsylvania State Board of Education AIDS Policy—Admissions/Readmissions of Students or Staff Persons with AIDS, March 1987
- Contact: Shirley A. Black (717-772-0067)
- Enhanced Driver Education Program Guide
  - Procedures for Establishing a Private Driver Training School
- Contact: Harry Sherman (717-783-4382)
- Act 48 of 1999 Appeals Process Statement of Policy
- Contact: Bob Staver (717-783-6583)

#### **Bureau of Special Education**

- State Plan under the Individuals with Disabilities Education Act—Part B
- Contact: Patricia Hozella (717) 783-2311
- Memorandum to Local Education Agencies (Penn\* Link): Revised Chapters 14 and 711 (June 13, 2008)
- Contact: John Tommasini (717-783-6134)
- Memorandum to Local Education Agencies (Penn\* Link): Use of Response to Intervention (RtI) in the Diagnosis of Specific Learning Disabilities (SLD) March 24, 2008
- Contact: Jean Inskip (717-783-6906)
- Memorandum to Local Education Agencies (Penn\* Link): PIMS and Special Education PennData Submissions (May 24, 2008)
- Contact: Jodi Rissinger (717-783-6911)
- Memorandum to Local Education Agencies (Penn\* Link): Public Input on Cyclical Monitoring System (May 12, 2008)
- Contact: Jill Deitrich (717-783-6876)
- Memorandum to Local Education Agencies (Penn\* Link): Speech and Language Distance Learning Program (May 19, 2008)
- Contact: Dr. Joneen Lowman (Bloomsburg University) (570-389-4999)
- Memorandum to Local Education Agencies (Penn\* Link): Revised Special Education Forms (June 30, 2008)
- Contact: Janet Sloand (1-800-441-3215)
- Memorandum to Local Education Agencies (Penn\* Link): Questions and Answers for Paraprofessional Requirements in Chapter 14 (July 16, 2008)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): PA Guidelines for Identifying Students with Specific Learning Disabilities (SLD) (August 13, 2008)
- Contact: Jean Inskip (717-783-6906)
- Memorandum to Local Education Agencies (Penn\* Link): IDEA-B State Performance Data Reporting Fiscal Program Determinations (August 18, 2008)
- Contact: Sue Leonard (717-772-1114)

- Memorandum to Local Education Agencies (Penn\* Link): Paraprofessional Requirements Under Revised Chapter 14 (September 30, 2008)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Final-Omitted Form Rulemaking Correcting Error in Section 14.143(B) Disciplinary Placements
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Reporting of New Caseload Requirements (October 15, 2008)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Gaskin Settlement Agreement Update-Individualized Education Program (IEP) Format and Supplementary Aids and Services (October 22, 2008)
- Contact: Patricia Hozella (717-783-5768)
- Memorandum to Local Education Agencies (Penn\* Link): Side-by-Side Quick Reference of the State and Federal Special Education Regulations (October 28, 2008)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Questions and Answers Regarding Revised Chapter 14 (November 4, 2008)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Required Reporting of the Use of Restraints (November 5, 2008)
- Contact: Elizabeth Shenk (717- 783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): Change in Amount of Special Education Service (November 21, 2008)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Presentation of PSSA Accommodations Guidelines for Students with IEPs and Students with 504 Plans (December 12, 2008)
- Contact: Lynda Lupp (717-783-6885)
- Memorandum to Local Education Agencies (Penn\* Link): Supplemental Regulations to 34 CFR Part 300 (Special Education Programs and Services) (December 31, 2008)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Website for Chapter 16 Questions (January 16, 2009)
- Contact: Shirley Curl (717-786-6361)
- Memorandum to Local Education Agencies (Penn\* Link): State Performance Plan Data Requirements-Postsecondary School Survey (January 20, 2009)
- Contact: Michael Stoehr (1-800-446-5607)
- Memorandum to Local Education Agencies (Penn\* Link): Paraprofessional Online Courses For Special Education Paraeducator Credential of Competency Standards (February 11, 2009)
- Contact: Shatarupa Podder (717-772-2646)
- Memorandum to Local Education Agencies (Penn\* Link): Chapter 14 Questions and Answers (Volume 3) (February 11, 2009)
- Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Clarification of Special Education Templates in PIMS (February 17, 2009)
- Contact: Jodi Rissinger (717-783-6911)
- Memorandum to Local Education Agencies (Penn\* Link): Pennsylvania State Performance Plan-Enhancing Parent Involvement (March 5, 2009)
- Contact: Sandy Zeleznik (412-278-0259)

- Memorandum to Local Education Agencies (Penn\* Link): Ensuring Accuracy in Reporting on Penn Data Table 8 (March 17, 2009)  
Contact: Jodi Rissinger (717-783-6911)
- Memorandum to Local Education Agencies (Penn\* Link): Child Find, Equitable Participation, and Evaluations (May 1, 2009)  
Contact: Tom Seben (717-783-6922)
- Memorandum to Local Education Agencies (Penn\* Link): Language for Use in All Textbook Purchase Orders to Ensure Timely Access to Accessible Instructional Materials for Students with IEPs (May 13, 2009)  
Contact: Janet Sloand (1-800-441-3215)
- Memorandum to Local Education Agencies (Penn\* Link): National Institute for School Leadership (NISL): Leadership for Students with Disabilities Institute Professional Development Opportunity  
Contact: Debbie Brown (1-800-441-3215)
- Memorandum to Local Education Agencies (Penn\* Link): Training for Functional Behavioral Assessments (May 29, 2009)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Surrogate Parent Manual (January 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Special Education Plan Requirements—Identification of Students with SLD using the RtII Option (January 2010)  
Contact: John Machella (814- 536-1956)
- Memorandum to Local Education Agencies (Penn\* Link): IEP Team's Responsibility for Educational Placement in Partial Hospitalization Programs (January 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Impact of School-Based ACCESS Program Services on MA Services (January 2010)  
Contact: Elizabeth Shenk (717-783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): State Performance Plan Data Requirements—Post Secondary School Survey (January 2010)  
Contact: Michael Stoehr (800-446-5607, ext. 6864)
- Memorandum to Local Education Agencies (Penn\* Link): Secondary Transition Folder CD (January 2010)  
Contact: Mary Gordon (800-446-5607, ext. 6871)
- Memorandum to Local Education Agencies (Penn\* Link): Dual Enrollment for Special Education Students who are Parentally-Placed in a Nonpublic School (February 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Guidance for School Districts and Charter Schools in Determining if a Student with a Disability is a Foster Child or Residential Child for Billing Purposes (February 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Qualified Status for Special Education Instructional Paraprofessionals (March 2010)  
Contact: Shatarupa Podder (717-772-2646)
- Memorandum to Local Education Agencies (Penn\* Link): Pennsylvania Guidelines for the Provision of Accessible Instructional Materials (AIM Guidelines) (March 2010)  
Contact: Frank Irzyk (800-360-7282, ext. 3334)
- Memorandum to Local Education Agencies (Penn\* Link): School-Based ACCESS Program Services and Use of Electronic Signatures (April 2010)  
Contact: Tom Seben (717-783-6922)
- Memorandum to Local Education Agencies (Penn\* Link): Questions and Answers Regarding Reevaluation Procedures and Process (April 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): Revocation of Parental Consent for Special Education and Related Services (April 2010)  
Contact: Malcolm Conner (717-667-3153)
- Memorandum to Local Education Agencies (Penn\* Link): PSSA-Modified (PSSA-M) Assessments (May 2010)  
Contact: Lynda Lupp (717-783-6885)
- Memorandum to Local Education Agencies (Penn\* Link): Additional Questions and Answers Regarding the Use of Restraints (May 2010)  
Contact: Elizabeth Shenk (717-783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): Required Reporting of the Use of Restraints (May 2010)  
Contact: Elizabeth Shenk (717-783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): Final 2010-11 Special Education Compliance Monitoring Schedule (June 2010)  
Contact: Jill Deitrich (717-783-6876)
- Memorandum to Local Education Agencies (Penn\* Link): Pennsylvania's Individuals with Disabilities Education Act Part B Determination (June 2010)  
Contact: Patricia Hozella (717-783-2311)
- Memorandum to Local Education Agencies (Penn\* Link): PSSA-Modified Science Assessment (June 2010)  
Contact: Lynda Lupp (717-783-6885)
- Memorandum to Local Education Agencies (Penn\* Link): Subgrantee Restricted Indirect Cost Recoveries—Individuals with Disabilities Education Act (June 2010)  
Contact: Sue Leonard (717-772-1114)
- Memorandum to Local Education Agencies (Penn\* Link): Gifted Education Monitoring (September 2010)  
Contact: Dr. Shirley Curl (717-786-6361)
- Memorandum to Local Education Agencies (Penn\* Link): Special Education Restraint Tracking (September 2010)  
Contact: Elizabeth Shenk (717-783-6894)
- Memorandum to Local Education Agencies (Penn\* Link): Special Education Contingency Fund Application (September 2010)  
Contact: Dr. Ron Wells (717-783-6882)
- Memorandum to Local Education Agencies (Penn\* Link): Reporting of Expenditures Relating to Exceptional Students (October 2010)  
Contact: Don Dolbin (717-783-6879)
- Memorandum to Local Education Agencies (Penn\* Link): Special Education Plan Requirements—Instructional Guidelines for English Language Learners (October 2010)  
Contact: Jean Inskip (717-783-6906)
- Memorandum to Local Education Agencies (Penn\* Link): Legal Requirements Governing Resolution Meetings (November 2010)  
Contact: Masako Farrell (717-783-6137)
- Memorandum to Local Education Agencies (Penn\* Link): Rosa's Law—Change in Disability Terminology (November 2010)  
Contact: Malcolm Conner (717-667-3153)

#### **Bureau of Budget and Fiscal Management**

- School Construction Policies and Procedures (This booklet describes how reimbursement is calculated along with examples and formulas.)  
Contact: Cindy Rowetr (717-787-5480)

**GUIDANCE MANUALS:****Bureau of Special Education**

- Special Education Mediation Services  
Contact: Kerry Smith (717-541-4960)
- Education of Students with Hearing Loss  
Contact: Shatarupa Podder (717-772-2646)
- Special Education Complaint Investigation Manual  
Contact: Masako Farrell (717-783-6889)
- School District Special Education Plan Guidelines  
Contact: Thomas Seben (717-783-6922)
- Intermediate Unit Special Education Plan Guidelines  
Contact: Shatarupa Podder (717-772-2646)
- Disabilities Education Act-Part B Program Guidelines for Local Education Agency Applications  
Contact: Ronald Wells (717-783-6882)
- Credential of Competency for Special Education Paraeducators  
Contact: Virginia Kobb (717-787-8603)
- Special Education Contingency Fund Guidelines  
Contact: Ronald Wells (717-783-6882)
- Individuals with Disabilities Education Act-Part B (IDEA-B), IDEA-B, Section 611, Special Education State Grant  
Contact: Ronald Wells (717-783-6882)  
Sue Leonard (717-772-1114)
- PA Guidelines for De-escalation and the Use of Restraints in Educational Programs  
Contact: Elizabeth Shenk (717-783-6894)
- Chapter 14 Questions and Answers (Paraprofessional, Volume 2, and Volume 3)  
Contact: Malcolm Conner (717-667-3153)
- PA Guidelines for Identifying Students with Specific Learning Disabilities (SLD)  
Contact: Lynda Lupp (717-783-6885)
- Identification of Students with Specific Learning Disabilities (SLD) using Response to Intervention (RtI)  
Contact: Jean Inskip (717-783-6906)

**Bureau of Special Education**

- Surrogate Parent Manual  
Contact: Malcolm Conner (717-667-3153)
- Special Education Plan Requirements—Identification of Students with SLD using the RtII Option  
Contact: John Machella (814-536-1956)
- IEP Team's Responsibility for Educational Placement in Partial Hospitalization Programs  
Contact: Malcolm Conner (717-667-3153)
- Impact of School-Based ACCESS Program Services on MA Services  
Contact: Elizabeth Zeisloft (717-783-6894)
- State Performance Plan Data Requirements—Post Secondary School Survey  
Contact: Michael Stoehr (800-446-5607, ext. 6864)
- Secondary Transition Folder CD  
Contact: Mary Gordon (800-446-5607, ext. 6871)
- IDEA-B and ARRA-IDEA Fiscal Reporting Training  
Contact: Sue Leonard (717-772-1114)
- Dual Enrollment for Special Education Students who are Parentally-Placed in a Nonpublic School  
Contact: Malcolm Conner (717-667-3153)
- School-Based ACCESS Program Services and Medical Authorization  
Contact: Elizabeth Shenk (717-783-6894)
- Guidance for School Districts and Charter Schools in Determining if a Student with a Disability is a Foster Child or Residential Child for Billing Purposes  
Contact: Malcolm Conner (717-667-3153)
- Qualified Status for Special Education Instructional Paraprofessionals  
Contact: Shatarupa Podder (717-772-2646)

- Pennsylvania Guidelines for the Provision of Accessible Instructional Materials (AIM Guidelines)  
Contact: Frank Irzyk (800-360-7282, ext. 3334)
- School-Based ACCESS Program Services and Use of Electronic Signatures  
Contact: Tom Seben (717-783-6922)
- Questions and Answers Regarding Reevaluation Procedures and Process  
Contact: Malcolm Conner (717-667-3153)
- Revocation of Parental Consent for Special Education and Related Services  
Contact: Malcolm Conner (717-667-3153)
- The PA Leadership Program for Special Education Leaders  
Contact: Judy Ball (800-441-3215, ext. 7263)
- National Institute for School Leadership: Leadership for Students with Disabilities Institute Professional Development Opportunity  
Contact: Debbie Brown (800-441-3215, ext. 7244)
- Online SEPRN Webinar  
Contact: Tom Seben (717-783-6922)
- Survey of Parent of Students with Disabilities  
Contact: Sandy Zeleznik (412-278-0259)
- LEA Reports Preview  
Contact: Jodi Rissinger (717-783-6911)
- PSSA-Modified (PSSA-M) Assessments  
Contact: Lynda Lupp (717-783-6885)
- Additional Questions and Answers Regarding the Use of Restraints  
Contact: Elizabeth Shenk (717-783-6894)
- Required Reporting of the Use of Restraints  
Contact: Elizabeth Shenk (717-783-6894)
- July 2010 PennData Table 8A Submission  
Contact: Jodi Rissinger (717-783-6911)
- LEA Special Education Data Reports Online  
Contact: Jodi Rissinger (717-783-6911)
- Final 2010-11 Special Education Compliance Monitoring Schedule  
Contact: Jill Deitrich (717-783-6876)
- Indicator 13 Cohort Training  
Contact: Michael Stoehr (800-446-5607, ext. 6864)
- Pennsylvania's Individuals with Disabilities Education Act Part B Determination  
Contact: Patricia Hozella (717-783-2311)
- PSSA-Modified Science Assessment  
Contact: Lynda Lupp (717-783-6885)
- Special Education Performance Grant Opportunity—School-Based Behavioral Health  
Contact: James Palmiero (800-446-5607, ext. 6851)
- Special Education Performance Grant Opportunity—Transition from School to Community-Based Employment for Students with Autism Spectrum Disorders  
Contact: James Palmiero (800-446-5607, ext. 6851)
- Subgrantee Restricted Indirect Cost Recoveries—Individuals with Disabilities Education Act  
Contact: Sue Leonard (717-772-1114)
- The Right to Education Task Force  
Contact: Amy Deluca (724-736-4463)
- Gifted Education Monitoring  
Contact: Dr. Shirley Curl (717-786-6361)
- Adapted Physical Education  
Contact: Donna Salkin (800-441-3215, ext. 7267)
- State Performance Plan Data Requirements—Postsecondary School Survey  
Contact: Michael Stoehr (800-446-5607, ext. 6864)
- Special Education Restraint Tracking  
Contact: Elizabeth Shenk (717-783-6894)
- Special Education Contingency Fund Application  
Contact: Dr. Ron Wells (717-783-6882)
- National Institute for School Leadership: Leadership

for Students with Disabilities Institute Professional Development Opportunity

Contact: Debbie Brown (800-441-3215, ext. 7244)

- Reporting of Expenditures Relating to Exceptional Students

Contact: Don Dolbin (717-783-6879)

- Special Education Plan Requirements - Instructional Guidelines for English Language Learners

Contact: Jean Inskip (717-783-6906)

- Special Education Plan Trainings

Contact: Linda McNelis (717-772-2647)

- Special Education Plan Requirements Identification of Students with Special Learning Disabilities (SLD)

Contact: Jean Inskip (717-783-6906)

- Chapter 14 De-Escalation and Restraint Reporting Videoconference

Contact: Elizabeth Shenk (717-783-6894)

- Legal Requirements Governing Resolution Meetings

Contact: Masako Farrell (717-783-6137)

- Rosa's Law—Change in Disability Terminology

Contact: Malcolm Conner (717-667-3153)

- Special Education Contingency Fund Application—Reminder

Contact: Dr. Ron Wells (717-783-6882)

- BrainSTEPS Program

Contact: Brenda Eagan Brown (724-944-6542)

- Reporting of Expenditures Relating to Exceptional Students—Reminder

Contact: Don Dolbin (717-783-6879)

#### **Office of Child Development and Early Learning Pennsylvania Pre-K Counts**

- List of Programs by County and Enrollment Contacts, June 2012

Contact: Deborah C. Wise (717-787-7489)

#### **Head Start Supplemental Assistance Program**

- Head Start Supplemental Assistance Program Continuation Grant Guidance

Contact: Deborah C. Wise (717-787-7489)

#### **Early Intervention Services**

- 2010-2011 Pennsylvania State Interagency Coordinating Council—Early Intervention in Pennsylvania—Annual Report Submitted to the Governor

Contact: Carl Beck (717-214-7130)

- Intermediate Unit Special Education Plan Guidelines

Contact: Deb Noel (717-265-8900)

- State Early Intervention, Federal 619 IDEA B and Component I Guidelines

Contact: Brian Bell (717-346-0038)

- Grant Procedure Manual

Contact: Brian Bell (717-346-0038)

- Certificate of Competency—COC EI Standards for Licensed Private Providers applications and instructions

Contact: Kathy Vradenburgh (717-346-1117)

- Certificate of Competency—COC Directions and Requirements for Renewals Only

Contact: Kathy Vradenburgh (717-346-1117)

- ELS-EI-06 #04 Natural Environments 7/24/2006
- ELS-EI-06 #07 Clarification of Waiver of 4300 Fiscal Regulations 8/15/2006
- ELS-EI-06 #09 Childhood Lead Poisoning Prevention Program 8/24/2006
- ELS-EI-06 #10 Acceptable Signers of the Beneficiary Choice Form for Infants, Toddlers and Families Medicaid Waiver 9/05/2006
- ELS-EI-06 #12 Medicaid Waiver for Infants, Toddlers and Families Renewal 10/03/2006
- EI-07 #03 Mediation Procedures for EI, Part C 1/26/2007

- EI-07 #04 OCDEL Operating Agreement, ITF Provider Agreement And County/Provider Contract 4/03/2007
- EI-07 #12 PA Pre-K Counts and Early Intervention Working Together 10/24/2007
- EI-07 #13 Third Party Insurance Denials and Leader Services 11/20/2007
- EI-08 #02 Reportable Incidents 3/07/2008
- EI-08 #03 Extent and Duration of Early Intervention Programs for Preschoolers, Including Services During Scheduled Breaks in Their Programs 4/16/2008
- EI-08 #04 Early Intervention Management Verification Tool 7/01/2008
- EI-08 #05 Issuance of Two New Forms—the Evaluation Reports (ER) And the Individualized Family Service Plan (IFSP)/Individualized Education Program (IEP) 6/30/2008
- EI-08 #09 Early Intervention Special Education Plan Review Notice (EI SEPRN) 8/18/2008
- EI-08 #10 Eligibility for Infants Toddlers Families Medicaid Waiver 9/22/2008
- EI-09 #01 Recommendations for Children who are Deaf or Hard of Hearing (DHOH) 1/2/2009
- EI-09 #05 Provider Monitoring Tool and Service Coordination Monitoring Tool 2/16/2009
- EI-09 #06 Local Determination Process and the Performance Improvement Process 3/24/2009
- EI-09 #11 Infant/ Toddler Early Intervention Service Coordination 08/14/2009
- EI-09 #13 Childfind System Including Children who are Wards of the State, Children Living in Residential Facilities Children Who Were Abused And Children who are Homeless 09/11/2009
- EI-09 #14 Contracting With Early Intervention Service Providers and Suspending and Terminating Early Intervention Service Providers 09/16/2009
- EI-09 #17 Qualifications for Individuals to Provide Speech-Language Pathology Services in Early Intervention and the Requirements for Billing 10/05/2009
- EI-09 #18 Update on Early Learning Network and Child Outcome Reporting in 2009-2010 10/19/2009
- EI-09 #19 Transition of Preschool Children to School Age Programs 10/20/2009
- EI-2010 #01 Revised Early Intervention Audit And Fiscal Reporting Requirements 01/19/2010
- EI-2010 #02 Release of Information 01/29/2010
- EI-2010 #03 Session Notes 04/07/2010
- EI-2010 #04 Operational Guidance for Infant/Toddler Programs Regarding Children Living in Residential Facilities 04/09/2010
- EI-2010 #06 Funding Responsibilities for Early Intervention Services For Children at Kindergarten Age 05/18/2010
- EI-2010 #07 Paraprofessional Qualifications 06/15/2010

- EI-2010 #08 Amended Behavior Supports for Young Children 10/25/2010
  - EI-2010 #09 State Set Rates for Infant Toddler Early Intervention Services 11/09/2010
  - EI-2011 #01 IDEA Early Intervention Complaint Procedures 06/01/2011
  - EI-2011 #02 ACT 24 of 2011 Implementations-PELICAN Data Moratorium
  - EI-2011 #03 Annual Data Review
  - EI-2011 #04 Infant/Toddler Early Intervention Cost Centers
  - EI-2012 #01 Screening, Evaluation and Assessment in Early Intervention
  - EI-2012 #02 Updates to Early Intervention Policy Based on Requirements in IDEA Part C Regulations
  - EI-2012 #03 Confidentiality, Parent Consent and Surrogate Parents
  - EI-2012 #04 Transition of Toddlers to Preschool or Other Community Services
- Contact: Caroline Bingaman (717-772-2376)

#### **Center for Data Quality and Information Technology**

- Secondary Career and Technical Education Information System Instruction Manual for Student Data Submission, 2006-2007
- Contact: Steve Simchock (717-787-2644)
- Adult Career and Technical Education Instruction Manual, 2006-2007
- Contact: Deb Rodrigues (717-787-2644)
- Private and Nonpublic Enrollment Instruction Manual, 2006-2007
- Contact: Deb Rodrigues (717-787-2644)
- Postsecondary Career and Technical Education Instruction Manual, 2005-2006
- Contact: Deb Rodrigues (717-787-2644)
- Electronic Dropout/Graduate Report (EDGR): Dropout Instructions for School Year 2006-2007
- Contact: Michele Hiester (717-787-2644)

#### **Bureau of State Library**

- Revised Classification Scheme for Pennsylvania State Publications,—Provides Call Numbers to be Used in Classifying Pennsylvania State Publications
- Contact: Mary Spila (717-783-3884)

#### **Bureau of Library Development**

- Guidelines for Negotiating Agreements, 2003—Guidance for District Library Centers in Negotiating Service Agreements With Local Libraries
- Guidelines for Statewide Library Card System, 1999 rev.—Rules for Public Libraries Participating in the Statewide Library Card System
- A Handbook for Public Library Trustees, Fifth Edition, 2003—Guidance for People Serving as Trustees for Pennsylvania Public Libraries
- Continuing Education Guidelines for Public Library Staff, 2005—Guidance for Determining What Kinds of Continuing Education are Acceptable for Meeting the Continuing Education Requirements in The Library Code.
- Library Services and Technology Act Five-Year Plan 2003-2007, 2002—A Focused Program for the Improvement of Library Services for the People of Pennsylvania through Federal LSTA Funds.
- Library Services and Technology Act Five-Year Plan 2008-2012, 2007—A Focused Program for the Improvement of Library Services for the People of Pennsylvania through Federal LSTA Funds.
- Pennsylvania Guidelines for School Library Information

Programs, 2005—Suggestions for Implementing Quality Library Programs in Pennsylvania.

- Measuring Up To Standards Findings: The Impact of School Library Programs and Information Literacy in Pennsylvania Schools.
  - The Pennsylvania School Library Information Specialist TOOLKIT for Implementing Information Literacy in Schools—Defines information literacy standards integrated into curricular areas.
  - The Pennsylvania School Library Information Specialist TOOLKIT for Implementing Information Literacy in Schools Supplement 2003
- Contact: Jim Hollinger (717-783-5722)

#### **Bureau of Teaching and Learning**

- Pregnant and Parenting Teen Evaluation Packet
  - Education Leading to Employment and Career Training Monthly Attendance Instructions
  - Education Leading to Employment and Career Training Operational Manual
- Contact: Jennifer Brinley (717-346-9399)
- 2011-2013 Alternative Education for Disruptive Youth Guidelines (Available on the website.)
  - Alternative Education for Disruptive Youth Private Provider Application and Guidelines (Available on the website.)
  - Alternative Education for Disruptive Youth Program Application and Guidelines (Available on the website.)
- Contact: Drew Schuckman (717-705-6908)

#### **Office for Safe Schools**

- Commonwealth Student Assistance Program Training System Handbook: Guidelines, Monitoring Procedures, Standards and Core Competencies, and Related Information
- Contact: Russ Alves (717-783-6777)

#### **Office of Elementary and Secondary Education—School Services Unit**

- Basic Education Circulars (BECs)—Current collection of Pennsylvania Department of Education guidance statements on state and federal basic education laws and regulations. These guidance statements cover several areas of the School Code within Title 24 of Purdon's Statutes, Articles 1-25, and State Board of Education Regulations—Title 22 of the Pennsylvania Code, Chapters 1-23, 342 and 349, and other state and federal laws and regulations. Topics include among others: Enrollment of Students—Employee Rating Form—Home Education Programs—Special Education—Payments for Education—Graduation of Seniors—School Construction—Safe Schools—Copyright Law—Commissions—Instructional Time) (Link to BECs: [http://www.education.state.pa.us/portal/server.pt/community/basic\\_education\\_circulars/7497](http://www.education.state.pa.us/portal/server.pt/community/basic_education_circulars/7497))
- Contact: Lois Novak (717-783-6610)
- Basic Education Circular (BEC): Enrollment of Students
- Contact: Dan Iser (717-783-8088)
- Basic Education Circular (BEC): Foreign Student's Eligibility for Enrollment
- Contact: Dan Iser (717-783-8088)
- Child Labor Laws and Employment of Minors
- Contact: Dan Iser (717-783-8088)
- Suspensions/Furlough of Staff Due to Alteration/Curtailment of Programs Under 24 PS 11-1124
- Contact: Stephen Fisher (717-787-6016)
- Background Checks (Act 114)
- Contact: Denise Wolfgang (717-783-3750)

**Bureau of School Leadership and Teacher Quality**

- Pennsylvania Teacher Intern Certification Handbook and Institutional Listing (Revised, 1998)

Contact: Christina Baumer (717-783-6720)

- Education Testing Service Praxis Series Registration Bulletin

Contact: Barbara Seifert (717-772-4508)

- Pennsylvania Department of Education Application and Instructions for Professional Educator (Includes background information, application forms, and directions.)
- Teacher Certification Information Sheets (Various hand-out papers used to respond to queries on professional educator certification in Pennsylvania.)

Contact: Barbara Seifert (717-772-4508)

- Guidelines for the Preparation of Self-Study Materials for Certification in Pennsylvania

Contact: Christina Baumer (717-783-6720)

- Certification for Charter School Professional Staff
- Application Booklets (Revised May 2001)
  - Applicant Prepared Outside of Pennsylvania (Revised 1/11)
  - Emergency Permits and Act 97 Waivers (Revised 1/11)
  - Letter of Equivalency for Master's Degree (Revised 7/10)
  - Applicant Prepared In Pennsylvania (Revised 7/10)
- Professional Educator Certificate (Revised 6/08)
- Letter of Equivalency for Master's Degree (Issued 3/00)
- Letter of Equivalency for Bachelor's Degree (Issued 3/00)
  - Application information and form
  - Letter of Equivalency with seal
- Emergency Permit with seal (Issued 3/00)
- Private School Certificate Application (Revised 6/11)
- Requirements of Act 48 of 1999
  - Application for Voluntary Inactive Certification (Form 338R)
  - Approval notice for Voluntary Inactive Certification
  - Application for Removal of Voluntary Inactive Certification (Form 338R2)
  - Approval notice for Removal of Voluntary Inactive Certification
  - Four and five-year notices for educators and school entities
  - Informational Handout: Important Information About Your Certificate (Revised 6/02)

Contact: Barbara Seifert (717-772-4508)

**Bureau of Postsecondary Education**

- Pennsylvania Department of Education Guidelines for the Approval of Degree Programs
- Chart of Activities for a Group Wishing to Establish a Domestic Nonprofit/For-Profit Degree-Granting Institution in Pennsylvania or a Foreign Nonprofit/For-Profit Degree-Granting Corporation Wishing to Operate in Pennsylvania

Contact: Albert Happ (717-772-3623)

- Technical College Programs Guidelines

Contact: Julie Kane (717-772-3643)

- Materials Related to the Approval of Postsecondary Institutions Requesting a Certificate of Approval to Award the Associate in Specialized Business and/or the Associate in Specialized Technology Degree

Contact: Patricia Landis (717-783-8228)

- Criteria for Approval of Community College Economic Development Stipend High Priority Occupation Programs
- Criteria for Approval of Community College Economic Development Stipend Noncredit Workforce Development Courses
- Calculation of Instructional Costs of High Priority and

High Instructional Cost Programs for Community College Economic Development Stipend

- Guidelines for the Establishment of Public Community Colleges in Pennsylvania
- Act 101 Program Guidelines

Contact: Michael Dotts (717-705-7787)

**Deputy Secretary's Office of Postsecondary and Higher Education**

- Clarification of State Board of Education Regulations Regarding Curriculum (§ 31.21) and Academic Calendar (§ 31.22) Curricula Credit Policy

Contact: Albert Happ (717-772-3623)

**Bureau of Career & Technical Education**

- Cooperative Education Guidelines for Administration

Contact: Mike Stanger (717-772-4870)

- Application for Approval of the Nurse Aide Training Program Submission Guidelines

Contact: Sheri Weidman (717-772-4868)

- A Guide to Student Occupational Competency Testing in Pennsylvania
- Pennsylvania Student Occupational Competency Testing

Contact: Kevin Springman (717-346-9720)

- Funding Guidelines for the Career and Technical Education Professional Personnel Development Center

Contact: John Brown (717-783-6991)

- Secondary & Postsecondary Perkins Local Plan Guidelines 2008-2013

Contact: Monique Williams (717-346-3188)

- Secondary Career and Technical Education Program Approval Application Procedure

Contact: Forrest Keiser (717-783-6996)

- Self-Study Guidelines-Accreditation System of Institutions for Adult Education
- Administration Guidelines for the Accreditation System of Institutions for Adult Education
- The Occupational Competency Assessment Program Brochure

Contact: Beth Marshall (717-783-6860)

- Child Development Laboratory Procedures Guidelines
- CDA-Ready Verification Form
- CDA-Ready Certificate Documentation, Preschool
- CDA-Ready Certificate Documentation, Infant/Toddler

Contact: Jean Kelleher (717-783-6962)

- Industry-Recognized Certifications for Career and Technical Education Programs: A Resource Guide for Pennsylvania Career and Technology Centers

Contact: Cynthia Gross (717-772-4864)

- Career and Technical Student Organizations Brochure

Contact: Katherine Simchock (717-783-6964)

- Monitoring/Self-Study Booklet of the Nurse Aide Training and Competency Evaluation Program
- Teaching the Educator Workshop for Nurse Aide Training and Competency Evaluation Program

Contact: Sheri Weidman (717-772-4868)

- Federal Carl Perkins Vocational and Technical Education Local Performance Review/Report

Contact: Monique Williams (717-346-3188)

- Guidelines for Technical Institutes
- Perkins Statewide Articulation Agreement
- Student Documentation Coversheet for Programs of Study Articulation Agreements

Contact: David Garnes (717-783-6859)

- Pennsylvania Department of Education Methods of Administration for Complying with Civil Rights Guidelines in Vocational Education

Contact: Jerilynn Millvan (717-772-4851)

- Federal and State Final Performance Reports

Contact: John Bonchalk (717-772-4853)



- Program Administration Manual: Policy and Procedures for Perkins Subgrants and Related State Grants  
Contact: Frank DiNatale (717-783-6981)

- Establishing & Operating Effective Local Advisory Committees
- Establishing & Operating Effective Occupational Advisory Committees

Contact: Katherine Simchock (717-783-6964)

- Guidelines for Technical Institutes
- Perkins Statewide Articulation Agreement
- Student Documentation Coversheet for Programs of Study Articulation Agreements

Contact: David Garnes (717-783-6859)

#### **Bureau of Teaching and Learning**

- Chapter 4 Strategic Planning Guidelines, May 2002  
Contact: Dolores Cobb-Jones (717-783-4307)

- Act 48 Professional Education Plan Guidelines, March 2007

Contact: Bob Staver (717-783-6583)

- Act 48 Approved Provider Guidelines, May 2007

Contact: Bob Staver (717-783-6583)

- Limited English Proficient System (LEP System) HELP Document

Contact: Linda Long (717-783-6595)

- Home Language Survey

Contact: Tami Shaffer (717-705-3829)

- Post Exit Monitoring Guidance & Sample Monitoring Forms

Contact: Linda Long (717-783-6595)

- Induction Plan Guidelines, May 2002

Contact: Bob Staver (717-783-6583)

- Pennsylvania Department of Education Gifted Guidelines, August 2010

Contact: Bob Staver (717-783-6583)

- Online Theory Drive Education Policy

Contact: Harry Sherman (717-783-4382)

- Pennsylvania Literacy Framework

Contact: JoBeth McKee (717-525-5981)

- No Child Left Behind Act—Supplemental Education Services—Instructions for Completing the Provider Application (on PDE Website)

Contact: Karl Streckewald (717-783-3381)

- BEC 22 Pa. Code § 04.26\* Educating Students With Limited English Proficiency (LEP) and English Language Learners (ELL)

Contact: Linda Long (717-783-6595)

#### **PENNLINKs:**

- January 12, 2005, SUBJECT: Parental Consent for English Language Instruction Programs
- December 26, 2007, SUBJECT: Updated State Required Exit Criteria for Pennsylvania's English Language Instructional Programs for English Language Learners
- September 12, 2007, SUBJECT: Use of the WIDA-ACCESS Placement Test (W-APT) for ESL Screening/Placement and ACCESS Tier Assignment for English Language Learners (ELLs)

Contact: Linda Long (717-783-6595)

- PA Environmental Education Act of 1993. This Act set responsibilities for the Department of Education as it relates to environmental education for the school districts of the Commonwealth. It also sets responsibilities for formal and non-formal educational entities. This Act is incorporated into the PA School Code of 1949.

Contact: Patti Vathis (717-783-6994)

#### **Bureau of Budget and Fiscal Management**

- Planning and Construction Workbook (Forms Used to Apply for Commonwealth Reimbursement for a School Construction Project)
- Revised Self-Certification Application Forms for Non-

Reimbursable Construction Projects (PDE-3074(a), PDE-3074(b) and PDE-3074(c))

- Charter School Lease Reimbursement Program

Contact: Cindy Rowett (717-787-5480)

- Pennsylvania Community Colleges Capital Funding Framework-2012-13

- Application for State Assistance for Construction of Community College Facilities

- Space Approval Formula for Community Colleges

Contact: Jessica Sites (717-787-5993)

- Instructions for Reporting Child Accounting Data
- Instructions for Reporting Pupil Transportation Data
- Instructions for Charter Schools to Request Subsidy Withholding from School Districts

Contact: Benjamin Hanft (717-787-5423)

- Individuals with Disabilities Education Act Part B (IDEIA-B) 2011-2012 Administrative and Fiscal Guidelines for Rider H-Program Application of LEA; Rider I—Support Services and Rider J—Direct Services—Bureau of Special Education

- Individuals with Disabilities Education Act Part B (IDEIA-B) 2011-2012 Administrative and Fiscal Guidelines for Approved Private Schools—Bureau of Special Education

- Individuals with Disabilities Education Act Part B (IDEIA-B) 2011-2012 Administrative and Fiscal Guidelines for Institutions of Higher Education and other Nonpublic School Entities—Bureau of Special Education

- Procedures for Commonwealth Reimbursement of the Special Education Cost of Wards of the State

- Out-of-State Special Education Placements Approval and Reimbursement (jointly with the Bureau of Special Education [John Tommasini])

Contact: Benjamin Hanft (717-787-5423)

- Nutrition Standards for Competitive Foods In Pennsylvania Schools for the School Nutrition Incentive

Contact: Evelyn Arnold (717-787-7698)

#### **Bureau of Assessment and Accountability**

- Assessment Handbooks

Contact: Ray Young (717-783-6633)

- Pennsylvania Accountability Workbook

Contact: John Nau (717-214-9391)

- Accommodations Guidelines for Students with IEPs, and Students with 504 Plans

Contact: Diane Simaska (717-346-8064)

- Accommodations Guidelines for English Language Learners

Contact: Diane Simaska (717-346-8064)

- AYP Score and Participation Attribution Map

Contact: Tom Gillin (717-772-0020)

- PSSA Test Security Procedures

Contact: Jay Gift (717-783-1144)

#### **DECISIONS:**

##### **State Charter School Appeal Board**

- Vitalistic Therapeutic Center Charter School (Bethlehem Area SD) CAB # 1999-6
- William Bradford Academy Charter School (Keystone Oaks SD) CAB # 1999-8
- Wonderland Charter School (State College Area SD) CAB # 1999-3
- Sugar Valley Rural Charter School (Keystone Central SD) CAB # 1999-4
- Phoenix Academy Charter School (Phoenixville Area SD) CAB # 1999-10
- Hills Academy Charter School (Penn Hills SD) CAB # 1999-12
- Collegium Charter School (West Chester Area SD) CAB # 1999-9

- Vitalistic Therapeutic Center Charter School (Allentown City SD) CAB # 1999-5
- Shenango Valley Regional Charter School (Hermitage and Sharon City SD) CAB # 1999-11
- Ronald G. Brown Charter School (Harrisburg City SD) CAB # 1999-1
- Edith & Eloise Academy (Steel Valley and Pittsburgh School Districts) CAB # 1999-13
- Creative Educational Concepts Charter School (Chester Upland SD) CAB # 1999-15
- Souderton Charter School Collaborative (Souderton Area SD) CAB # 1999-2
- Bucks County Montessori Charter School (Pennsbury SD) CAB # 1999-7
- Environmental Charter School (Palisades SD) CAB # 1999-14
- W.E.B. Dubois Charter School (Philadelphia SD) CAB # 2000-10
- William Bradford Academic Charter School (Philadelphia SD) CAB # 2000-1
- Dimensions of Learning Academic Charter School (Philadelphia SD) CAB # 2000-7
- Rising Sun Academy Charter School (Philadelphia SD) CAB # 2000-4
- Leadership Learning Partners Charter School (Philadelphia SD) CAB # 2000-8
- Delaware Valley High Charter School (Philadelphia SD) CAB # 2000-5
- Lincoln-Edison Charter School (York SD) CAB # 2000-11
- Independence Charter School (Philadelphia SD) CAB # 2000-2
- Kemetec Institute charter School (Philadelphia SD) CAB # 2000-6
- Genesis Charter School (Philadelphia SD) CAB # 2000-9
- Legacy Charter School (Council Rock SD) CAB # 2000-14
- Lehigh Valley Academy Regional Charter School (Bethlehem Area SD) CAB # 2000-12
- Lehigh Valley Academy Regional Charter School (Saucon Valley SD) CAB # 2000-13
- Vitalistic Therapeutic Center Charter School (Bethlehem Area SD) CAB # 2000-15
- Dr. Lorraine K. Monroe Academy Charter School (Millcreek Township SD) CAB # 2000-16
- Learning Connection Charter School (Chester Upland SD) CAB # 2001-1
- Renaissance Academy of Pittsburgh, Alternative of Hope Edison Charter School (SD of Pittsburgh) CAB #2001-2
- Elan Charter School (Pennsbury SD) CAB # 2001-3
- Ricci J. Hausley Charter School (Philadelphia SD) CAB # 2001-4
- Thurgood Marshall Charter School (Wilkinsburg SD) CAB # 2001-5
- Phoenix Charter School (Philadelphia SD) CAB # 2001-6
- Penn Hills Charter School (Penn Hills SD) CAB # 2001-7
- David P. Richardson Charter School (Philadelphia SD) CAB # 2001-8
- Fell Charter School (Carbondale Area SD) CAB # 2001-9
- Graystone Academy Charter School (Coatesville Area School District) CAB #2002-1
- Infinity Charter School (Central Dauphin School District) CAB #2002-4
- Einstein Academy Charter School (Morrisville Borough School District) CAB #2002-6
- Wonderland Charter School (State College Area School District) CAB #2002-7
- Lincoln-Edison Charter School (School District of the City of York) CAB #2002-03
- Montessori Regional Charter School (Millcreek Township School District) CAB #2002-05
- Einstein Academy Charter School (Morrisville Borough School District) CAB #2002-06
- Wonderland Charter School (State College Area School District) CAB #2002-07
- Propel Charter School (Steel Valley School District) CAB # 2003-01
- Bear Creek Community Charter School (Wilkes-Barre School District) CAB #2003-03
- Bucks County Montessori Charter School (Pennsbury School District) CAB #2003-04
- Propel Charter School (McKeesport Area School District) CAB #2004-01
- Bear Creek Community Charter School (Wilkes-Barre Area School District) CAB #2004-2
- Propel Montour Charter School (Montour School District) CAB # 2004-03
- Sugar Valley Rural Charter School (Keystone Central SD) CAB # 2004-04
  - o Pocono Mountain Math Science & Technology Charter School (Pocono Mountain SD) CAB # 2004-05
- Propel Charter School-East (Penn Hills SD) CAB #2005-01
- Propel Charter School-East (Woodland Hills SD) CAB # 2005-02
- Lincoln Charter School (SD of the City of York) CAB # 2005-03
- Lehigh Valley Academy Regional C.S. (Bethlehem ASD) CAB # 2005-04
- Arts & 3 R's Inc. (Wyoming Valley West SD) CAB #2005-05
- Lehigh Valley Academy Regional C.S. (Saucon Valley SD) CAB # 2005-06
- Vitalistic Therapeutic C.S. (Bethlehem SD) CAB # 2005-07
- Ronald H. Brown Charter School (Harrisburg City School District) CAB # 2005-08
- Voyager Charter School (Garnet Valley School District) CAB # 2005-09
- City College Prep Charter School (Pittsburgh School District) CAB # 2006-01
- Career Connections Charter Middle School (Pittsburgh School District) CAB # 2006-03
- Propel Montour (Montour School District) CAB # 2006-04
- Family Choice (Towanda, Wyalusing & Northeast Bradford) CAB # 2006-05
- Propel Charter School Duquesne (Duquesne School District) CAB # 2006-06
- Education Innovations Lab Charter School (Pittsburgh School District) CAB # 2007-01
- RAPAH (Pittsburgh Public School District) CAB # 2007-03
- Fell Charter School (Carbondale Area School District) CAB # 2007-04
- Environmental School in Frick Park (School District of Pittsburgh) CAB # 2007-05
- Capital Academy Charter School (Harrisburg School District) CAB # 2007-02
- Family Choice Charter School (Towanda and Northeast Bradford School Districts) CAB # 2007-06
- Lincoln Charter Middle School (School District of the City of York) CAB # 2008-01
- IDEA Cyber Charter School, CAB # 2008-03
- The Lighthouse Cyber Charter School CAB # 2008-04

- Penn Johns Charter School (Conestoga Valley School District) CAB # 2008-05
  - Germantown Settlement Charter School (Philadelphia School District) CAB # 2008-06
  - Renaissance Charter School (Philadelphia School District) CAB # 2008-07
  - Mt. Jewett Area Charter School for Academic Excellence (Kane Area School District) CAB # 2009-01
  - Vida Charter School (Gettysburg Area and Hanover Public School Districts) CAB # 2009-02
  - Propel Charter School—Sunrise (Woodland Hills School District) CAB # 2009-03
  - Thomas Paine Charter School (Catasaugua and Northampton School Districts) CAB # 2000-04
  - Montessori Regional Charter School (Millcreek Twp. And Erie School Districts) CAB # 2009-05
  - ASPIRA Bilingual Charter School v. Department of Education CAB # 2009-06
  - Sugar Valley Rural Charter School (Keystone Central School District) CAB # 2009-07
  - Northside Urban Pathways Charter School (Pittsburgh Public School District) CAB # 2010-01
  - Community Services Leadership Development Charter School (Pittsburgh Public School District) CAB#2012-02
  - Young Scholars of Western Pennsylvania Charter School (Baldwin Area School District) CAB # 2010-03
  - Vitalistic Therapeutic Charter School (Bethlehem Area School District) CAB # 2010-04
  - Valley Academy Charter School (Hazleton Area School District) CAB # 2010-05
- Contact: Ernest Helling (717) 787-5500

**Office of Chief Counsel Teacher Tenure Appeal Opinions**

- Patricia A. Gorman v. East Allegheny School District, Teacher Tenure Appeal No. 4-96
- In Re: Petition of Stroudsburg Area School District, Teacher Tenure Appeal No. 6-96
- Bridget E. Kelly v. Stroudsburg Area School District, Teacher Tenure Appeal No. 6-96A
- Joseph G. Cesari v. North Schuylkill School District, Teacher Tenure Appeal No. 2-96
- Deborah N. Collins v. Bethlehem Area Vocational-Technical School, Teacher Tenure Appeal No. 3-96
- Renee Czubowicz-Drouse v. Mid Valley School District, Teacher Tenure Appeal No. 6-95
- Margaret M. McMackin v. Pittsburgh School District, Teacher Tenure Appeal No. 8-95
- Wayne Sousa v. Palisades School District, Teacher Tenure Appeal No. 10-95
- James D. Holt v. Muncy Area School District and Board of Directors, Teacher Tenure Appeal No. 12-94
- Roland H. Holvey v. Northumberland County Area Vocational-Technical School, Teacher Tenure Appeal No. 13-94
- Sally Bollinger v. Curwensville Area School District and Board of School Directors, Teacher Tenure Appeal No. 9-94
- William Dopko, et al. v. Riverside Board of School Directors, Teacher Tenure Appeal No. 2-94
- Callie Anderson, et al. v. Board of Education of the School District of Philadelphia, Teacher Tenure Appeal No. 16-94
- Patricia Peiffer v. Lake-Lehman School District, Teacher Tenure Appeal No. 9-93
- Mary Ellen Mela v. Morrisville School District, Teacher Tenure Appeal No. 5-95
- Angela Martino v. Philadelphia City School District, Teacher Tenure Appeal No. 7-95
- Shawn-Kimberly Kocher v. Salisbury School District, Teacher Tenure Appeal No. 5-97
- Dale Kessler v. Line Mountain School District, Teacher Tenure Appeal No. 11-94
- Thomas Katruska v. Bethlehem-Center School District, Teacher Tenure Appeal No. 4-97
- Jane L. Shaffer v. Riverview Intermediate Unit, Teacher Tenure Appeal No. 6-97
- John Reber and Thomas L. McDevitt v. Reading School District, Teacher Tenure Appeal No. 12-95
- Mark Berman, et al v. Philadelphia School District, Teacher Tenure Appeal No. 3-97
- Jay Mastro v. City of Pittsburgh School Board, Teacher Tenure Appeal No. 1-98
- Carol Ann Russo v. Easton Area School District, Teacher Tenure Appeal No. 4-98
- Mary Anne Norris v. Penns Valley Area District, Teacher Tenure Appeal No. 2-98
- Alice Hirsch v. Montour School District, Teacher Tenure Appeal No. 2-97
- Karen Korman v. Penns Valley Area School District, Teacher Tenure Appeal No. 1-99
- Kevin Santry v. Philadelphia School District, Teacher Tenure Appeal No. 2-99
- Stephen Moiles v. Marple Newtown School District, Teacher Tenure Appeal No. 1-00
- James B. Dickinson, Jr. v. Gettysburg Area School District, Teacher Tenure Appeal No. 3-98
- Dale Clymer v. Berks County Intermediate Unit, Teacher Tenure Appeal No. 2-00
- Nancy J. Zelno v. Lincoln Intermediate Unit, Teacher Tenure Appeal No. 3-00
- Colleen Sheptock v. Muncy School District, Teacher Tenure Appeal No. 4-00
- Priscilla Barto v. Williamsport Area School District, Teacher Tenure Appeal No. 3-99
- Margaret McMackin v. Pittsburgh School District, Teacher Tenure Appeal No. 5-99
- Mary Claire Brown v. Parkland Area School District, Teacher Tenure Appeal No. 7-97
- Robert Adams v. Harrisburg School District, Teacher Tenure Appeal No. 5-00
- Dr. Henry Benz v. Board of Public Education of the School District of Pittsburgh, Teacher Tenure Appeal No. 3-01
- Glenn Gow v. Big Spring School District, Teacher Tenure Appeal No. 1-97
- Carol Ann Russo v. Easton Area School District, Teacher Tenure Appeal No. 4-98A
- Maureen Joyce v. Board of Directors of Spring-Ford School District, Teacher Tenure Appeal No. 2-01
- Kenna Williams v. Clearfield County Vocational-Technical School, Teacher Tenure Appeal No. 4-99
- Barbara Palumbo v. Board of Directors of DuBois Area School District, Teacher Tenure Appeal No. 4-01
- Jacquelyn N'Jai v. Pittsburgh School District, Teacher Tenure Appeal No. 5-01
- William Brunson v. Coatesville Area School District, No. 1-02
- Thomas Hajduz v. Peters Twp. School District, No. 1-03
- Dr. Linda Portlock v. Harrisburg Area School District, No. 2-02
- Edwin Hasson v. Glendale School District, No. 5-03
- Joanne Henshaw v. Boyertown Area School District, No. 7-03
- Shirley Curl v. Solanco School District, No. 1-04
- Peter Igoe v. Dunmore School District, No. 3-03
- Cecil E. Clugston v. Franklin County Career and Technology Center, No. 4-03
- Eleanor Jones v. School District of Pittsburgh, No. 3-04
- Donald Becker v. York County School of Technology, No. 4-04

- Dr. Brenda G. Turner v. Wilkesburg School District, No. 5-04
- Faith Kline v. Loyalsock Township School District, No. 1-05
- Bradley Flickinger v. Lebanon School District, No. 2-05
- Dr. Adrienne Lancaster v. Carlynton School District, No. 3-05
- Albert J. Papada v. Pine Grove Area School District, No. 4-05
- Shirley Curl v. Solanco School District, No. 1-04A
- Carol J. Belas v. Juniata School District, No. 2-04
- Cassandra Richardson Kemp, Richard Mascari, Lorraine Eberhardt Tyler & Margaret Brown v. City of Pittsburgh Public Schools, No. 1-06
- Gene Lawrence Rizzo v. Apollo-Ridge School District, No. 2-06
- Marilyn Chapleskie v. Williams Valley School District, No. 2-07
- Rox-Ann Reifer v. Williamsburg Area School District, No. 1-07
- Judith Sargent v. Schuylkill Valley School District, No. 2-08
- Lee V. McFerrin v. Farrell Area School District. 3-08
- Ronald J. McCauley v. Lenape Vocational Technical School, No. 4-08
- Kimla Robinson v. School District of Philadelphia, No. 1-09
- Shahla Mazdeh v. School District of Philadelphia, No. 2-09
- Gertrude W. Rose v. School District of Philadelphia, No. 5-09
- Eric Waters v. Harrisburg School District, No. 7-09
- Jeffrey Madden v. Perkiomen Valley School District, No. 5-08
- Vicky Rose v. School District of Pittsburgh, No. 4-09
- Dr. Carole Policastro v. Steel Valley School District, No. 6-09
- Robert J. Ritz, Jr. v. Hazleton Area School District, No. 8-09
- Dr. Joseph W. Findley, Jr. v. Montour School District, No. 1-10
- Richard Migliore v. Philadelphia City School District, No. 2-10

Contact: Karen Feuchtenberger (717) 787-5500

#### **Certification Appeal Committee Decisions**

- John DiLeonard, Certification Appeal #01-01
- Mark Lysiak, Certification Appeal #01-02
- Donna Radice, Certification Appeal #01-03
- Edward Penn, Certification Appeal #01-04
- Brook Kabakjian, Certification Appeal #01-05
- Mark Mannella, Certification Appeal #01-06
- Timothy Kalajainen, Certification Appeal #01-07
- Andrew Igbineweka, Certification Appeal #01-08
- Frances Santiago, Certification Appeal #01-09
- Ronald Duska, Certification Appeal #01-10
- Kim Cuff, Certification Appeal #01-11
- John Hillard, Certification Appeal #01-12
- Gregory Williams, Certification Appeal #01-13
- Shirley Dickinson, Certification Appeal #01-14
- Mary Lamm, Certification Appeal #01-15
- Thomas Podpora, Certification Appeal #01-16
- Joseph Liberati, Certification Appeal #01-17
- M Miller, Certification Appeal #01-18
- Dianne Hammett, Certification Appeal #01-19
- Sandra Williams, Certification Appeal #01-20
- Paul Gomes, Certification Appeal #01-21
- John Lyman, Certification Appeal #01-22
- Robert Gockley, Certification Appeal #01-23
- Ronald Mihalko, Certification Appeal #01-24
- Patricia Hoffman-Miller, Certification Appeal #01-25
- Thomas Smith, Certification Appeal #01-26
- Susan Karnbauer, Certification Appeal #01-27
- Bryan McGraw, Certification Appeal #01-28
- Sister Marilyn Chapleski, Certification Appeal #01-29
- John Ray, Certification Appeal #01-30
- Carol McKnight, Certification Appeal #01-31
- Teresa Dodds, Certification Appeal #01-33
- Donna Papocchia, Certification Appeal #01-34
- William Miller, Certification Appeal #01-35
- Karen Overfield, Certification Appeal #01-36
- Phillip Calderone, Certification Appeal #02-01
- Patty Todd, Certification Appeal #02-02
- Bruce Hess, Certification Appeal #02-03
- Michael Knobloch, Certification Appeal #02-04
- Vera White, Certification Appeal #02-05
- Patti MacPhee, Certification Appeal #02-06
- Marie-Pierre Murray, Certification Appeal #02-07
- Charles Whittier, Certification Appeal #02-08
- Kara Konrad, Certification Appeal #02-09
- David Danner, Certification Appeal #02-10
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  - Zebrowski, Mary, Certification Appeal #09-05
- Contact: Robert Tomaine (717- 787-5500)

#### **Certification Audit Appeals**

- Lancaster School District
- Contact: Mark Zaccarelli (717-787-5500)

#### **Teacher Decertification Decisions**

- Commonwealth of Pennsylvania v. Benjamin Lucciola, DI-87-07
  - Commonwealth of Pennsylvania v. Malachi Robinson, 1996-3
- Contact: M. Patricia Fullerton (717-787-5500)
- Commonwealth of Pennsylvania v. Bobby Wilson
- Contact: Joseph Miller (717-787-5500)

#### **Food and Nutrition Appeals**

- William Penn School District
  - Auntie Sherry's Christian Child Care
  - Heaven's Angels Day Care
  - Little Paradise Day Care Center
  - Little People Day Care School, Inc.
- Contact: Karen Feuchtenberger (717-787-5500)
- Lower Kensington Environmental Center Youth Services, Child Care Food Program 1995-1
  - Tots Yearn to Learn, Inc.
  - Cassoria Learning Centers, Inc.
- Contact: Ernest Helling (717-787-5500)
- Blessed Hope S.D.C. Church
- Contact: Robert Tomaine (717-787-5500)
- Educational Management Services of Harrisburg. v. Department of Education.
  - Educational Management Services of Harrisburg. v. Department of Education.
  - Educational Management Services v. Division of Food and Nutrition
  - Little Hands Daycare v. Division of Food and Nutrition
  - Logan Child Care and Resource Center v. Division of Food and Nutrition

- Through the Years v. Division of Food and Nutrition
- Kids Choice Learning Centers v. Division of Food and Nutrition
- Little Treasures Learning Centers v. Division of Food and Nutrition
- Safe Kids at Nicetown v. Division of Food and Nutrition
- Senior Care Centers of PA v. Division of Food and Nutrition

Contact: Robert Tomaine (717) 787-5500

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Contact: Carolyn Angelo (717-787-6576)

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Contact: Patricia Landis (717-783-8228)

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- In the Matter of: Reimbursement for the Rose Tree Media School District  
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- Pomaibo, Carmon
- Pomella, Stephen
- Pontzer, Cristina
- Price, P. Robin
- Prigg, Brenda
- Pugh, Jennifer
- Quann, Monica
- Quann, Thomas
- Quinn, William
- Qunin, Donna
- Rademacher, Kathleen
- Ramage, Charlene
- Rannels, Carol
- Recine, Katie
- Reinsel, Jennifer
- Reitz, Rebecca
- Richter, Jeannie
- Ridinger, Rebecca
- Ritter, Kurt
- Rivera, Rosary
- Robinette, William
- Robinson, Carletta
- Rodgers, Tami
- Roesch, Heather
- Rooney, Todd
- Rose, Gertrude
- Rosen, Ronald
- Rosenberg, Jennifer
- Rossi, Jacob
- Rowe, Donna
- Ruba, Rachel
- Rubeis, Eileen
- Ruffini, Michael
- Ryan, Patricia
- Sabol, Angela
- Sack, Elaine Mazzei
- Sadoff, Maxine
- Saltiel, Susan
- Salvia, Elise
- Sanios, Joyan
- Santiago, Deborah
- Savakinas, David
- Schlegel, Jennifer
- Schmidt, Elaine
- Schreiber, Lora
- Schultz, Sandra
- Scott, Deborah
- Scrivo, Coleen
- Seneca, Denise
- Sheely, Beverly
- Shepski, Lorie
- Shields, Molly
- Shuey, Seth
- Silva, Steven
- Simon, Bruce
- Simpson, Stuart
- Sink, Jean
- Sinkuc, Valerie
- Slick, Cristy
- Smiles, Michelle
- Smiley, Judith
- Smith, William
- Snyder, Andrea
- Snyder, Robin
- Solomon, Susan
- Spadaccini, Adalis
- Stapinski, Stanley
- Steltz, Marion
- Stephens, Darren
- Stephens, Matthew
- Stewart, Susan
- Stock, Christine
- Stockbower, Anne Marie
- Stockwell, Ronald
- Stoffere, Maureen
- Stone, Michael
- Stoner, Robert
- Storch, Eric
- Strickler, Erin
- Strouse, Kristen
- Taylor, Cheryl
- Tepe, Connie
- Ternowchek, Jeanne
- Terrace, Robert
- Territo, Patricia
- Terrizzi-Meyers, Jacqueline
- Tesla-Berry, Sandra
- Thomas-Shah, Zenobia
- Timbario, Phyllis

- Torchia Thomas
  - Toto, Mary
  - Tracey, John
  - Trause, Richard
  - Trelli, Joseph
  - Trusky, Eileen
  - Turner, Mary
  - Ulivitch, Melanie
  - Urbano, Janet
  - Valentovich, Joseph
  - Valeriano (White), Nicole
  - Vogel, Michelle
  - Wagner, Danielle
  - Walker, Merry
  - Walker, Richard
  - Walls, Edward
  - Walters, Rikk
  - Ward, Raymond
  - Waruszewski, Mary
  - Watkoski, Rhonda
  - Watson, Elizabeth
  - Weidler, Daniel
  - Weiner, Daniel
  - Weiser, Kate
  - Weiss, Leslee
  - Welch, Edward
  - Wengert (Bernecker), Denise
  - Wentzel III, Harvey
  - Whitby, Cecelia
  - White, Deborah
  - Wilbourne, Earl
  - Wilhide, Ty
  - Wilkins, Kristen
  - Williams, Demetria
  - Williams, Evelyn
  - Williams, Jason
  - Williams, Marianne
  - Williamson, Deborah
  - Winkler, Paul
  - Wise, Damaris
  - Wise, Elizabeth
  - Witherup, Thomas
  - Wolf, Patricia
  - Wright, Wilbert
  - Wynne, Kimberly
  - Young, Deborah
  - Young, Timothy
  - Yudt, Diane
  - Yuknalis, John
  - Zdarko, Jennifer
  - Zdilla, Lawrence
  - Zola, Michelle
- Contact: Nicole Bordonaro (717) 787-5500

#### Miscellaneous Decisions

- Farrell Area School District v. Commonwealth of Pennsylvania, Department of Education, Office of School Services
- Contact: Office of Chief Counsel (717-787-5500)
- Shane B. Peck v. Edward L. Rech, Office of Postsecondary/Higher Education, Division of Private Licensed Schools
- Contact: Patricia Landis (717-783-8228)
- Greater Latrobe School District v. Bureau of Elementary and Secondary Education
  - Pottsgrove Taxpayers Alliance v. Department of Education
  - Hazleton Area School District v. Department of Education
  - Sleighton School v. Department of Education
  - Lehigh Carbon Community College v. Office of Postsecondary Education, FY 00-01, 01-02

- Contact: Ernest Helling (717-787-5500)
- Preeminence, Inc. v. Department of Education
- Contact: Robert Tomaine (717) 787-5500
- Schuylkill Intermediate Unit v. Bureau of Special Education
- Contact: Rosemary Mullaly (717) 787-5500
- West Mifflin School District v. Department of Education
- Contact: Karen Feuchtenberger (717) 787-5500
- Potomac College, Application for Certificate of Authority
- Contact: Paula Fleck (717-772-3623)
- Montgomery County Community College v. Department of Education
  - Wyoming Valley West School District v. Department of Education, Bureau of Curriculum and Academic Services, Division of Federal Programs
  - In Re: Commonwealth Connections Academy Charter School Cyber Charter School Application—2002
  - In Re: Pennsylvania Leadership Charter School Cyber Charter School Application—2002
  - In Re: Pennsylvania Distance & Electronic Learning Academy Charter School Cyber Charter School Application—2002
  - In Re: Achievement House Charter School Cyber Charter School Application—(2002)
  - In Re: Millennium Cyber Charter School Cyber Charter School Application —(2002)
  - In Re: Commonwealth Connections Academy Charter School Revised Application —(2003)
  - In Re: Pennsylvania Leadership Charter School Revised Application (2003)
  - In Re: Achievement House Charter School Cyber Charter School Resubmission Application (2004)
  - In Re: Achievement House Charter School Cyber Charter School Second Resubmission Application (2004)
  - In Re: Commonwealth Connections Academy Charter School Cyber Charter School Second Resubmission Application (2003)
  - In Re: Pennsylvania Distance Learning Charter School Cyber Charter School Resubmission Application (2003)
  - In Re: Pennsylvania Distance Learning Charter School Cyber Charter School Second Resubmission Application (2004)
  - In Re: Pennsylvania Leadership Charter School Cyber Charter School Second Resubmission Application (2003)
  - In Re: Pennsylvania Leadership Charter School Cyber Charter School Third Resubmission Application (2003)
  - In Re: Anchorage Cyber Charter School Cyber Charter School Application (2004)
  - In Re: Pennsylvania Hinterland Mobile Cyber Charter School Cyber Charter School Application (2003)
  - In Re: SusQ Cyber Charter School Cyber Charter School Renewal Application (2003)
- Contact: Karen Feuchtenberger (717-787-5500)
- Jeanette School District
  - Kennett Consolidated School District
  - Reading School District
- Contact: Samantha Snyder (717-787-5500)
- North Hills School District v. Department of Education
- Contact: Mark Zaccarelli (717-787-5500)
- Palisades School District v. The Lehigh Valley Charter High School
- Contact: Karen Feuchtenberger (717-787-5500)
- Schuylkill Intermediate Unit 29 x. Bureau of Special Education
- Contact: Rosemary Mullaly (717-787-5500)
- Anchorage Cyber Charter School Application (2006)
- Contact: Karen Feuchtenberger (717-787-5500)

- Ambridge Area School District v. Division of School Services  
Contact: Karen Feuchtenberger (717-787-5500)
- Newport Area School District v. Department of Education, Office of School Services  
Contact: Karen Feuchtenberger (717-787-5500)
- Penn Hills School District v. Department of Education (180 Day Appeal)  
Contact: Mark Zaccarelli (717-787-5500)
- Penn Hills School District v. Department of Education (AYP Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Slippery Rock Area School District v. Pennsylvania Cyber Charter School  
Contact: Karen Feuchtenberger (717-787-5500)
- Springfield Township School District v. Department of Education (180 Day Appeal)  
Contact: Mark Zaccarelli (717-787-5500)
- Williams Valley School District v. Department of Education, Office of School Services  
Contact: Karen Feuchtenberger (717-787-5500)
- Boyertown School District v. Department of Education (180 Day Appeal)  
Contact: Karen Feuchtenberger (717-787-5500)
- Bucks County Technical High School v. Bureau of Career and Technical Education  
Contact: Mark Zaccarelli (717-787-5500)
- Bureau of School Leadership and Teacher Quality v. Virginia Casey (Certification Appeal)  
Contact: Mark Zaccarelli (717-787-5500)
- Colonial Intermediate Unit v. Department of Education (Certification Audit Appeal)  
Contact: Mark Zaccarelli (717-787-5500)
- Knauss, Keith v. Department of Education, Division of School Facilities (School Construction Appeal)  
Contact: Robert Tomaine (717-787-5500)
- Lenape Area Vocational-Technical School v. Department of Education (2006 Average Yearly Program Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Muhlenberg School District v. Department of Education (Mandate Waiver Appeal)  
Contact: Robert Tomaine (717-787-5500)
- Northampton Area School District v. Department of Education (180 Day Appeal)  
Contact: Karen Feuchtenberger (717-787-5500)
- Penn-Delco School District v. Pennsylvania Department of Public Welfare (DPW/PDE Interagency Dispute Appeal)  
Contact: John Tommasini (717-787-6134)
- Philadelphia School District v. Department of Education (2006 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Quaker Valley School District v. PA Distance Learning Charter School  
Contact: Karen Feuchtenberger (717-787-5500)
- Reading School District v. Department of Education (2005 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Reading School District v. Department of Education (2004 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Reed, Jennifer v. Bureau of Career and Technical Education  
Contact: Samantha Snyder (717-787-5500)
- Stay on Top Tutoring, Inc. v. Division of Federal Programs  
Contact: Samantha Snyder (717-787-5500)
- Upper Moreland School District v. Montgomery County Office of Mental Health/Mental Retardation (DPW/PDE Interagency Dispute Appeal)  
Contact: John Tommasini (717-787-6134)
- Abington School District v. Department of Education (2006 Adequate Average Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Agora Cyber Charter School v. Department of Education (2007 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Chartiers Valley School District v. Department of Education (2007 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Harrisburg School District Science and Technology High School v. Department of Education (2007 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Imhotep Institute Charter High School v. Department of Education (2007 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- North Allegheny School District v. Department of Education (2007 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Northside Urban Pathways Charter School v. Department of Education (2007 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Octotara Area School District v. Department of Education (Single Audit Appeal)  
Contact: Patricia Fullerton (717-787-5500)
- Philadelphia School District v. Department of Education (2007 Adequate Yearly Progress Appeal)  
Contact: Samantha Snyder (717-787-5500)
- Propel Schools v. McKeesport Area School District (Charter Residency Appeal)  
Contact: Karen Feuchtenberger (717-787-5500)
- Budget Reform for Student Learning v. Department of Education  
Contact: Robert Tomaine (717-787-5500)
- Bureau of School Leadership and Teacher Quality v. Virginia Casey
- Bureau of School Leadership and Teacher Quality v. Joseph DeLuca
- Bureau of School Leadership and Teacher Quality v. Laura Zlotowski
- Bureau of School Leadership and Teacher Quality v. Sarah Sleeper
- Bureau of School Leadership and Teacher Quality v. Karla Brown
- Bureau of School Leadership and Teacher Quality v. Erik Allsopp
- Bureau of School Leadership and Teacher Quality v. Charles Crissman  
Contact: Mark Zaccarelli (717-787-5500)
- Center for Student Learning Charter School at Pennsbury v. Department of Education  
Contact: Samantha Snyder (717-787-5500)
- In Re: Stephen L. Pellathy  
Contact: Robert Tomaine (717-787-5500)
- Independent School District Action—Porter Twp. Initiative v. East Stroudsburg and Wallenpaupack Area School Districts  
Contact: M. Patricia Fullerton (717-787-5500)
- Walter Palmer Leadership Charter School v. Philadelphia School District  
Contact: Nicole Bordonaro (717-787-5500)

**Bureau of Teaching and Learning Support**

- No Child Left Behind Act-Supplemental Education Services-Approved Provider List (on PDE Website)  
Contact: Karl Streckewald (717-783-3381)



**INTERNAL GUIDELINES:****Bureau of Special Education**

- Compliance Monitoring System
  - Complaint Investigation Instructions
- Contact: Masako Farrell (717-783-6889)

**Bureau of Teaching and Learning**

- 21st Century Community Learning Centers Funding Application Guidelines
- Contact: Carmen Medina (717-783-6466)
- Education for Homeless Children and Youth Request for Application Guidelines
- Contact: Sheldon Winnick (717-772-2066)
- Certificate of Eligibility of Migrant Education Children to Enroll in Program
  - State Parent Involvement Committee Members for Migrant Education Program
  - Travel Expense Policy for Reimbursement to Parents of Migrant Education Children Participating in State Parent Involvement Committee Meeting
  - Equal Educational Opportunities to Pennsylvania Children Regardless of their Legal Status
- Contact: Carmen Medina (717-783-6466)

**Office for Safe Schools**

- Safe Schools Grant Application Guidelines
- Contact: Mike Kozup (717-772-6612)

**Bureau of School Leadership and Teacher Quality**

- Interstate Agreement on Qualification of Educational Professionals-Policy for Certification of Educational Professionals Across State Jurisdictions
  - Policy Regarding Acceptance on Educational Testing Service Facsimile Score Reports
  - Program Approval for Teacher Certification Programs: Chairperson's Handbook
  - Program Approval for Teacher Certification Programs: Team Member's Handbook
  - General Standards Interpretation and Guidelines: Review Team Worksheets
- Contact: Christina Baumer (717-783-6720)
- Eligible Partnerships Application Guidelines
- Contact: Linda J. Benedetto (717-783-9252)
- Accepting State Certificates for 3 out of 7 Experience (December 29, 2008)
  - Code of Conduct Block Not Checked (March 25, 2009)
  - Date of Certificate Policy—Processing Procedures (April 16, 2008)
  - Resubmittal of Declaration of Intent Forms (March 24, 2008)
  - Certification Documentation for Non-U.S. Citizens (October 24, 2008)
  - Notarization of Non-Citizen Documentation (November 25, 2008)
  - Testing Memo (November 25, 2008)
- Contact: Barbara Seifert (717-772-4508)

**Bureau of Adult Basic and Literacy Education**

- Program Monitoring Review Field Guide
- Contact: Michael J. Sobkowski (717-787-6344)

**Bureau of Career and Technical Education**

- Monitoring/Self-Study Booklet of the Nurse Aide Training and Competency Evaluation Program
  - Teaching the Educator Workshop for Nurse Aide Training and Competency Evaluation Program
- Contact: Sheri Weidman (717-772-4868)
- Federal and State Final Performance Reports
- Contact: John Bonchalk (717-772-4853)
- Program Administration Manual: Policy and Procedures for Perkins Subgrants and Related State Grants
- Contact: Frank DiNatale (717-783-6981)

- Establishing & Operating Effective Local Advisory Committees
- Establishing & Operating Effective Occupational Advisory Committees

Contact: Katherine Simchock (717-783-6964)

- Guidelines for Technical Institutes
  - Perkins Statewide Articulation Agreement
  - Student Documentation Coversheet for Programs of Study Articulation Agreements
- Contact: David Garnes (717-783-6859)

**Bureau of Teaching and Learning**

- Mandate Waiver Program Procedural Manual
- Contact: Holly Sebastian (717-346-2120)

**Bureau of Assessment and Accountability**

- Procedures for Appealing AYP Determinations (On PDE Website)

Contact: Dana Klouser (717-705-3771)

**OTHER:****State Board of Education**

- Resolution regarding standards for consideration of future alternative certification program requests
- Contact: Karen Molchanow (717-787-3787)

**Bureau of State Library**

- Disaster Response and Recovery Manual
- Contact: William Fee (717-783-7014)
- State Library of Pennsylvania Collection Development Policy
- Contact: Alice Lubrecht (717-783-5968)
- Public Services Guidelines for Library Staff, Policies and Procedures
- Contact: Kathleen Hale (717-787-2327)

**Bureau of Teaching and Learning**

- 2000 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2001 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2002 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2003 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2004 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2005 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2006 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2007 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2008 Mandate Waiver Applications Received and Action Taken (on PDE Website)
  - 2009 Mandate Waiver Applications Received and Action Taken (on PDE Website)
- Contact: Holly Sebastian (717-346-2120)
- Cyber Charter School Application Decisions (On PDE Website)
- Contact: Marlene Kanuck (717-783-9294)  
Karen Feuchtenberger (717-787-5500)

**Bureau of School Leadership and Teacher Quality**

- Certification Testing Booklets
- Contact: Barb Seifert (717-772-4508)

**Office of Postsecondary and Higher Education**

- Professional Standards and Practices Commission—Pa. Code Title 22-Chapter 233 Bylaws-Statement of Policy, Annual Report, Professional Educator Discipline Act 24 P. S. §§ 2070.1—2070.18
- Contact: Carolyn Angelo (717-787-6576)

- Postsecondary and Higher Education Operating Institutions of Higher Education in Pennsylvania Legally Authorized to Grant Degrees  
Contact: Albert Happ (717-772-3623)

#### **Bureau of Teaching and Learning**

- Pennsylvania Literacy Framework  
Contact: JoBeth McKee (717-525-5981)

#### **Bureau of Budget and Fiscal Management**

- Standard Contract for Food Service Management Services  
Contact: Karen Millard (717-787-7698) or (1-800-331-0129)

- Basic Education Circular 24 P. S. Section 7-707, Sale or Lease of Unused and Unnecessary Lands and Buildings
- Basic Education Circular 24 P. S. Section 7-733, School Construction Reimbursement Criteria
- Basic Education Circular 24 P. S. Section 7-775, Department Approval of School Buildings, Equipment and Premises Leased for Educational Purposes by School Districts Except School Districts of the First Class
- Basic Education Circular 24 P. S. Section 25-2574, Reimbursement for School Construction Bond Issues
- Basic Education Circular 22 PA Code Section 349.28, Subsidy Payments on Closed School Buildings

Contact: Jim Vogel (717-787-5480)

#### **Bureau of Teaching and Learning**

- Western Michigan University Five-Year Charter School Evaluation (on PDE Website)  
Contact: Marlene Kanuck (717-783-9294)

#### **State Board of Education**

- Professional Advisory Newsletter, Spring 2011  
Contact: Carolyn Angelo (717-787-6576)

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#### **ENVIRONMENTAL HEARING BOARD**

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Adjudications, Opinions and Orders of the Environmental Hearing Board are published annually and are available on the Board's website at: <http://ehb.courtapps.com>.

Also available on the Board's website are the following Guidance Materials:

Filing Instructions and Notice of Appeal Form  
Electronic Filing Instructions and Guidance  
Practice and Procedure Manual

The Board's Internal Operating Procedures were published in the *Pennsylvania Bulletin* on May 20, 2000 at 30 *Pa. Bulletin* 2541.

Contact: Maryanne Wesdock, Esq., Senior Counsel, (412) 565-5245

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#### **ENVIRONMENTAL PROTECTION**

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The following is a current list of the Department of Environmental Protection's available technical guidance documents. These documents are available on the department's website at <http://www.elibrary.dep.state.pa.us/>. Persons who have questions or comments about a particular document should contact Robert Altenburg at (717) 783-8727. The department will continue to revise its technical guidance documents, as necessary.

#### **ID Number Title**

- 012-0200-001 Policy for Consideration of Local Comprehensive Plans and Zoning Ordinances in Permit Reviews
- 012-0200-004 Policy for Applications for Technical or Financial Assistance Proposals

<b>ID Number</b>	<b>Title</b>
012-0200-005	Public Access to Information and Right to Know Law Policy
012-0501-001	DEP Mediation Confidentiality
012-0501-002	Environmental Justice Public Participation Policy
012-0700-001	Policies and Procedures for Implementing the History Code
012-0700-002	Guidance for Implementation of the Agricultural Land Preservation Policy
012-0800-001	Confidential Security Information
012-0840-001	Policy to Encourage Voluntary Compliance by Means of Environmental Audits
012-0900-001	Policy for Development: Approval and Distribution of Guidance
012-0900-003	Policy on Public Participation in the Permit Application Review Process
012-1920-001	Public Participation in the Development of Regulations and Technical Guidance
012-1920-002	Advisory Committee Guidelines
012-2000-001	Policy on Meeting the Requirements of the 1996 Amendments to Engineer, Land Surveyor and Geologist Registration Law
012-4180-001	Policy, Acceptance, Community Environmental Projects in lieu of Civil Penalties
013-0830-003	DEP Locational Data Policy
013-0830-004	Loan of DEP Personal Computers to Local Procurement Units
013-0830-005	Suggested Formats for Required Electronic Deliverable Attachments
013-0830-006	Formats for Required Electronic Deliverable CAD Attachments
013-0830-007	Formats for Required Electronic Deliverable GIS Attachments
013-0830-008	Geospatial Digital Data Submission Guideline
013-2000-001	Policy for the DEP Money-Back Guarantee Permit Review Program
150-0200-001	DEP Policy on Professional Work Assignments Conducted by Licensed Professional Engineers, Geologists
150-0200-002	Operator Certification Program Guidelines
150-2302-001	Critical Elements for Certification of Laboratories for Chemistry
150-2302-002	Critical Elements for Certification of Laboratories for Microbiology
150-2302-003	Critical Elements for Certification of Laboratories for Radionuclides
150-2302-004	Procedures for the Approval and Accreditation of Laboratories in PA, Utilizing the NELAC Standards

<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
150-2302-005	Procedures for the Approval and Accreditation of Drinking Water Laboratories in the Commonwealth of Pennsylvania	253-4500-601	Closure Requirements for Underground Storage Tank Systems
250-3100-001	Guidance on Radioactivity Monitoring at Municipal and Residual Waste Processing, Disposal Facilities	253-4500-606	ARARs—Cleanup Response and Remedial Actions
250-3100-401	Quality Assurance Program	253-4500-608	Environmental Emergency Response Actions
250-3120-320	Execution of Release Forms by Waste Management Field Inspectors	253-4500-613	Mitigating Remedies under the Orphan Sites Program
250-3130-763	Purge Water from Groundwater Sampling	253-5500-612	Issuance of Grants for Technical Evaluations under HSCA
250-4000-001	Citing Inspection Violations	253-5700-621	Off-Site Audit Manual for Hazardous Sites Cleanup Program
250-4000-002	Enforcement Actions	253-5700-632	Community Relations Activities for State HSCP and Federal Superfund Program
250-4000-003	Violations Requiring a Long Term to Correct	253-5700-634	Prep of Analysis of Alternatives, HSCA Proposed Response Document
250-4000-004	Program Implementation Guidance	253-5800-638	Environmental Emergency Response Program Response Actions
250-4110-001	Notices of Violations (NOVs)	254-2000-715	Clean Fill Policy and Procedures
250-4180-302	Calculation of Civil Penalties	254-2100-100	Local Municipality Involvement Process
251-0300-402	Risk Assessment Guidelines for Facilities Burning Hazardous Waste	254-2100-101	Environmental Assessment Process: Phase I Review
251-2000-704	Exclusionary Siting Criteria: Hazardous Waste Treatment & Disposal	254-2100-102	Municipal Waste Facility Review: Traffic Analysis
251-2000-705	Revisions to Exclusionary Siting Criteria Document	254-2100-103	Process for Evaluating Daily Volume
251-2000-706	Time Frame for Application of Hazardous Waste Exclusionary Siting Criteria	254-2153-721	Areas where Municipal Waste Landfills (MWLF) are Prohibited
251-2100-203	Hazardous Sites Cleanup Act: Pre-application Meetings	254-2153-723	Leak Detection Tests for Installed Liners
251-2100-727	Policy and Procedure for Municipal Waste Facilities Equivalency Approvals	254-2157-717	Pumping Requirements for Construction, Demolition Landfills in Noncoal Mines
251-2149-713	Review Procedure for Hazardous Waste Transfer Facilities for PBR Status	254-2157-718	Liners for Construction, Demolition Waste Landfills
251-2200-502	Household Hazardous Waste Collection Program	254-2158-745	Issue of Emergency Municipal Waste Transfer
251-2200-503	Guidance for the Application of Section 269a. (46) Transportation Standards, Phase II Hazardous Waste Siting Criteria	254-2160-762	Management of Municipal Ash Waste from Resource Recovery Facility
251-2200-515	Establishment of Household Hazardous Waste (HHW) Program	254-2167-702	Clarification of the Identification of Infectious Waste Generators
251-3120-001	Performing Hazardous Waste Facility Inspections	254-2167-703	Co-mingling of Infectious & Chemotherapeutic Waste in One Container
251-5500-758	Reimbursement to Host County for Hazardous Review	254-2167-708	Procedures for Container, Vehicle Decontamination & Small Spill Cleanup
252-5500-100	Section 902 Recycling Grant Applications that must comply with Act 57	254-2167-709	Clarification of Requirements Related to Storage Bags
252-6600-516	Review of Residual and Hazardous Waste Source Reduction Strategies	254-2167-712	Clarification of the Permit-by-Rule Provision for Mixed Waste, Residual Waste
253-0300-100	Land Recycling Program Technical Manual	254-2167-725	Temp Storage & In-Transit Provisions during Transport or Transfer
253-0300-101	Assessing the Potential for Vapor Intrusion into Buildings from Groundwater and Soil	254-2167-726	Policy, Procedures for Infectious Waste Definition

<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
254-2212-504	Guidelines for the Development of County Waste Management Plan Revisions	257-3120-003	Guidelines for Conducting Underground Storage Tank Facility Operations Inspections.
254-2412-002	Act 90 Waste Transportation Safety Program Placarded Authorizations	257-3300-002	Permeability of Secondary Containment & Emergency Containment
254-3120-001	Performing Municipal and Residual Waste Facility Inspection	257-4000-001	Storage Tank Product Delivery Prohibition
254-5400-001	BMP's for Storage, Processing, or Disposal of Land-Clearing, Grubbing, and Excavation Wastes	257-4180-001	Penalty Assessment Matrix
254-5400-100	The Food Processing Residual Management Manual	257-4180-002	Storage Tank Program Compliance Assistance Strategy
254-5401-001	Best Practices for Environmental Protection in the Mushroom Farm Community	257-4200-001	Closure Requirements for Aboveground Storage Tank Systems
254-5403-100	Guidelines for Yard Waste Composting Facilities	258-2000-764	New Waste Streams Review
254-5900-001	Guidelines for the Development and Implementation of PPG Plans for Generators, Burners of Waste Oil	258-2000-765	General Permitting Procedure
255-4000-001	Guidelines for the Storage Tank Cleanup Program: Identifying, Tracking and Resolving Violations for Storage Tanks	258-2000-767	Chemical Analysis
255-5400-001	Outdoor Shooting Range Guidance	258-2182-773	Safe Fill Policy and Procedure Establishing Criteria for use of Uncontaminated Soil, Rock, Stone, Etc.
255-5800-001	Guidance for Commonwealth Funded Water Supply Response Actions	270-0810-005	Guidance Document for the Pennsylvania Clean Vehicles Program
257-0900-006	Stationary, Non-stationary Tanks	270-0810-006	Guidance for Performing Single Stationary Source Determinations for the Oil and Gas Industries
257-0900-009	Exemption from Registration Fees for Volunteer Fire Cos, Volunteer EMS Orgs	270-0810-007	Policy on Clean Alternative Fuel Conversion Systems
257-0900-011	Modification and Maintenance Issues	271-5000-001	Employer Trip Reduction Policy
257-0900-012	Storage Tank Cleaning Activities	271-5000-002	Interstate Ozone Reduction: Chapter 145 Regulation Overview
257-0900-014	Applicability of 40 CFR, Subpart 280, Sub G to Previously Closed Tanks	273-4000-001	Compliance Assurance Policy for Cement Kilns with CEMS
257-0900-015	Implementation of Act 16	273-4000-002	Compliance Assurance Policy for Hospital Waste Incinerators
257-0900-016	Implementation of Act 34	273-4000-003	Compliance Assurance Policy for Municipal Waste Incinerators, including Revisions
257-0900-017	Requirements for Registration of AST's and USTs	273-4000-004	Enforcement Policy for CEMS on Fluid Catalytic Cracking Units
257-0900-021	UST/AST System Variances	273-4000-005	Enforcement Policy: CEMS and Coal Sampling/Analysis Systems
257-0900-022	Verification of Emergency Containment Structures for Aboveground Storage Tanks	273-4000-007	Interim Compliance Strategy on RACT for NOx Sources with CEMS
257-2300-001	Underground Storage Tank Class A and Class B Operator Training Courses	273-4000-008	Policy for Sampling, Determination of Compliance with Low RVP Gasoline Requirements in the Pittsburgh
257-2318-005	Interim Policy for Implementing the General Operating Permit Strategy for Aboveground Storage Tanks	273-4100-005	Air Pollution Control Act: Compliance History Review/Civil Penalty Assessment Procedure
257-2320-001	Policy for Existing Field: Constructed Hazardous Substance Underground Storage Tanks at Facilities Regulated under the Safe Drinking Water Act	273-4110-001	Guidelines for Identifying, Tracking and Resolving Violations for Air Quality
257-3120-001	Evaluation of Underground Storage Tank Liners	273-4130-001	DEP/EPA Asbestos Demolition/Renovation Civil Penalty Policy
257-3120-002	Storage Tank Program Internal Policy on Inspections and On-Site Visits	273-4130-003	Guidance for Application of Regional Civil Assessment Procedure
		273-4130-004	Compliance Docket Procedure
		273-4130-005	Stage II Penalty Assessment Guidance

<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
273-4130-006	Stage I Penalty Assessment Guidance	293-2400-003	Requirements for LLRW Minimization Plan
273-4130-007	Stage II Enforcement Strategy	294-2309-001	Radon Certification Policy
273-5401-001	Compliance Strategy for Mushroom Composting Operations	294-2309-002	Radon Mitigation Standards
274-0300-001	Continuous Source Monitoring Manual	294-2309-004	Schematic Radon Mitigation Installation for New Construction
274-0300-002	Source Testing Manual	294-2309-005	Radon Reduction Techniques for Existing Detached Houses
274-0300-003	Continuous Emissions Monitoring Manual	294-2309-006	Application of Radon Reduction Techniques
274-0300-005	Applicability Determination for Continuous Source Monitoring Manual Revision No. 8 and PA EDR Record Type Formats and Reporting Instructions Version 2.00	294-2400-002	Using Engineered Structures to Provide Enhanced Containment
274-0300-006	Technical Guidance Pertaining to Continuous Source Monitoring Systems for Mercury	310-0600-002	Interagency Agreement with the Susquehanna River Basin
274-3100-001	Policy for Stage II Vapor Recovery Testing Requirements	310-2139-002	Land Acquisition Policies
274-3100-002	Interim Procedures Pertaining to Continuous Source Monitoring System Quarterly Data Reports	310-2140-001	Criteria and Fees for Dam Safety Limited Power Permits
275-2101-001	Air Quality Operating Permit: Protocol	310-3120-001	Annual Dam Inspection Report Policy
275-2101-002	AQ Operating Permit: Permitting Procedures	310-3140-002	Category 3 Dam Inspection Program
275-2101-004	AQ Operating Permit: Modification/Reactivation	361-0100-001	Conservation District Fund Allocation Program
275-2101-005	AQ Operating Permit: Delegation Conditions & Policy Performance Test Waivers	361-0100-002	Chesapeake Bay Nonpoint Source Pollution Abatement Program
275-2101-006	AQ Operating Permit: Requirements	361-0100-003	Water Quality Toxics Management Strategy (Now: 385-0100-001)
275-2101-007	AQ Operating Permit: Best Available Technology & Other Permitting Criteria	361-0300-001	Manure Management for Environmental Protection
275-2101-008	AQ Operating Permit: Hazardous Waste Incineration	361-0300-002	Field Application of Manure
275-2101-009	AQ Operating Permit: Waste Derives Liquid Fuel Policies	361-0800-001	Principles for Ground Water Pollution Prevention and Remediation
275-2101-010	AQ Operating Permit: Air Toxics Policies	361-5500-001	Administrative Manual for the Special Projects Funding Program of the Pennsylvania Chesapeake Bay Program
275-2101-011	AQ Operating Permit: Public Notification	361-5500-004	Chesapeake Bay Financial Assistance Funding Program Guidelines
275-2101-014	AQ Operating Permit: Prevention of Significant Deterioration	362-0300-001	Domestic Wastewater Facilities Manual
275-2101-015	AQ Operating Permit: Volatile Organic Compounds	362-0300-002	Guidelines for Design, Installation and Operation of Small Flow Treatment Facilities
275-2101-016	AQ Operating Permit: Continuous Source Monitors	362-0300-003	Sewage Facilities Planning: Preparing Act 537 Update Revisions
291-0400-001	P & P Summary: Radiation Control Division	362-0300-004	A Guide to Requirements and Procedures for Obtaining Permits, etc. for Industrial Wastewater Management Systems
291-4100-001	Compliance and Enforcement Policy	362-0300-006	Handbook: NPDES Permit for Industrial Wastewater Dischargers
291-4200-001	Medical X-Ray Procedures Operator Training Guide	362-0300-007	Alternate Systems Guidance
292-0400-002	Nuclear Power Generating Station Incident Manual	362-0400-001	NPDES Program Implementation: MOU Concerning WQM, NPDES Program Implementation, and Related Matters
293-2400-001	Conducting Radiological Performance Assessments for LLRW Disposal in PA	362-0600-001	National Pollutant Discharge Elimination System Program Implementation

<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
362-0600-002	Agreement between Oil & Gas Management and Water Quality on Pollution Discharge	362-5512-001	PA Sewage Facilities Act 537, Enforcement Reimbursement
362-0830-001	Locational Data Policy for the Wastewater Management Program	362-5512-002	Act 537 Sewage Facilities Planning Grants
362-2000-001	Permitting Policy and Procedure Manual	362-5512-003	Recognition of Selected Cost Items Associated with "Inflow and Infiltration Studies"
362-2000-003	Policy for Permitting Surface Water Diversions	362-5512-004	Recognition of Cost Items Associated with Concurrent Act 537 and Combined Sewer Overflow LTCP Planning
362-2000-005	Subsurface Disposal of Carwash Waste	363-0200-002	Delegation of Authority for Chapters 105—106
362-2000-008	Conducting Technical Reviews of Minor NPDES Renewal Applications	363-0200-003	Pennsylvania Wetland Replacement Project
362-2000-009	Manual for Land Application of Treated Sewage and Industrial Wastewaters	363-0300-001	Design Criteria: Wetland Replacement/Monitoring
362-2183-003	Technology-Based Control Requirements for Water Treatment Plant Wastes	363-0600-001	Delegation of Chapter 105 Functions to County Conservation Districts
362-2183-004	Technical Guidance for Development of NPDES Permit Requirements Steam Electric Industry	363-0600-002	Interagency Agreement with Susquehanna River Basin Commission
362-2192-003	Guidelines for Agricultural Utilization of Sewage Sludge	363-0600-003	Agreement with the U.S. Army Corps of Engineers
362-2192-004	Guidelines for Identifying, Tracking and Resolving Violations for the Land Application of Biosolids	363-2100-002	Delegation of Chapter 105 Functions to Oil & Gas and Field Operations
362-2206-001	Review and Coordination of Chapter 94 Reports and Act 537 Planning	363-2134-008	Erosion and Sedimentation Pollution Control Manual
362-2206-007	Policy Establishing New Program Direction for Act 537 Comprehensive Planning	363-2134-012	Underground Utility Line Construction
362-2207-004	Impact, Subsurface Disposal on Ground Water Nitrate-Nitrogen Levels	363-2134-013	Permit Guidelines for Phased Projects for NPDES Stormwater Discharges, with Erosion and SPC & WRP Permits
362-2207-008	Administration of Fee Collection for Planning Module Reviews	363-2140-001	Criteria and Fees for Waterways Management Limited Power Permits
362-2208-002	Municipal Guidance: Reconstructive Planning	363-2141-001	Chapter 105 General Permits
362-2208-003	Technical Decision Making and the Use of Technology in Onlot Sewage System Repair Situations	363-2316-001	Certification for Corps Nationwide Permits (Wetlands)
362-4000-002	Field Manual for Compliance Orders	363-2505-001	Guidelines for Determining Bonds
362-4000-003	Act 537 Program Guidance: Local Agency, Municipality Evaluation and Compliance Activity	363-4000-004	Standards & Guidelines for Identifying, Tracking and Resolving Violations for Operators of Small Municipal Separate Storm Sewer Systems (MS4s)
362-4000-004	Act 537 Program Guidance: Sewage Enforcement Officer Evaluation and Compliance Activity	381-2208-001	Experimental Onlot Wastewater Technology Verification Program
362-4000-005	Act 537 Program Guidance: Identifying, Tracking, and Resolving of Sewage Facilities Act Violations	381-5500-001	Guidance for Reviewing Capital Grants for Construction
362-4000-006	Guidelines for Identifying, Tracking and Resolving Violations for Water Quality	381-5511-012	DEP and Pennsylvania Infrastructure Investment Authority Agreement
362-4180-003	Calculation of Civil Penalties for Willfulness	381-5511-014	Guidance on the Utilization of Disadvantaged Business Enterprise Firms (DBE)
362-4180-004	Guidance for Calculating Civil Penalty Assessment Amounts under the Sewage Facilities Act	381-5511-111	Guidelines for the Uniform Environmental Review Process
362-4180-005	Act 537 Program Guidance: Civil Penalty Assessment Processing	381-5511-113	Handbook for PennVest Wastewater Projects
		382-2130-012	Policy for Recognizing Succession to Water Rights as a Result of Change of Ownership
		383-0300-001	Ground Source Heat Pump Manual

<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
383-0300-107	Working Guide to the Lead and Copper Rule	383-2131-001	Screening Criteria on Water Quality: Quantity Impacts for Drinking Water Permits
383-0400-104	Health Effects and Risk Management Staff Handbook	383-2200-108	Guidance for the Review & Approval of an Existing Well Water Source for Use at a Public Water System
383-0400-110	Safe Drinking Water Program Compliance Strategy	383-2300-002	Training Provider Manual for the PA Water and Wastewater System Operator Training Program
383-0400-114	Pennsylvania's Capacity Enhancement Program	383-3000-001	Groundwater Monitoring Guidance Manual
383-0800-001	Principles for Ground Water Pollution Prevention and Remediation	383-3000-101	Safe Drinking Water Program Field: Related Compliance
383-0810-105	Summary of Key Requirements for Phase 2 & Phase 5 Wellhead Protection Rule	383-3000-102	Program Guidance on the Total Coliform Rule Guidance
383-0810-206	Summary of Key Requirements for Surface Water Identification Protocol	383-3000-307	Corrosion Control Treatment: Basic Feasibility Study
383-0810-303	Summary of Key Requirements for Vended, Bulk Water Hauling	383-3100-111	Public Water Supply Manual: Part 7
383-0830-001	Quality Management Plan for the Bureau of Water Supply and Wastewater Management	383-3110-111	Public Water Supply Manual: Part 5, Sections 1 & 2
383-2000-030	Comprehensive State Ground Water Protection Program (CSGWPP)	383-3110-211	Public Water Supply Manual: Part 5, App A
383-2000-108	Guidance for Construction and Operation Permits Guidance	383-3120-101	Surveillance Strategy and Implementation Guidance
383-2000-208	Pilot Plant Filtration Studies for Filtration of Surface Sources	383-3120-106	Filter Plant Performance Evaluations and Response
383-2100-108	DEP Permit Guide to Public Water Systems	383-3130-106	Giardia Sampling and Response
383-2100-208	DEP Approval Guide for Noncommunity Water Systems	383-3130-108	New Source Sampling Requirements for Surface Water Sources
383-2125-001	Proposals to Add or Remove Fluoridation Treatment by a Community Water System	383-3130-208	Community and Nontransient Noncommunity Water Systems: New Source Sampling for Groundwater Sources
383-2125-108	Public Water Supply Manual, Part 2: Community Water System Design Standards	383-3130-308	Transient Noncommunity Water Systems: New Source Sampling Requirements for Groundwater Sources
383-2125-109	Modified Minor Permit Amendment for Repairing the Interior of a Potable Water Storage Tank	383-3200-009	Pennsylvania's Ground Water Quality Monitoring Network: Ambient and Fixed Station Network
383-2125-110	Development of a Replacement Source for a Community Water System	383-3200-016	Quality Assurance Work Plans for Groundwater Monitoring Stations
383-2126-103	Permitting of Vended Water Systems	383-3301-102	Laboratory Reporting Instructions for Total and Fecal Coliform Bacteria
383-2126-203	Permitting of Retail Water Facilities	383-3301-103	Guide to Laboratory Reporting Instructions for BVRBs
383-2128-108	Public Water Supply Manual, Part IV: Noncommunity System Design Standards	383-3301-105	Laboratory Reporting Instructions for Chemical Contaminants
383-2129-002	Guidance for Evaluating Alternate Recycle Return Locations Proposed Under the FBRR	383-3301-106	Filter Rule Reporting Instructions: Public Water Systems using Filtered Surface, Water
383-2129-003	Consumer Confidence Report Handbook	383-3301-107	Laboratory Reporting Instructions: Lead and Copper Rule
383-2129-004	Policy for Responding to Loss of Positive Pressure Situations in the Distribution System	383-3301-205	Laboratory Reporting Instructions: Radiological Contaminants—Drinking Water Distribution
383-2129-005	Policy for Issuing and Removing Water Supply Warnings	383-3301-306	Laboratory Reporting Instructions for Disinfectant Residuals, Disinfection Byproducts and Precursors

<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
383-3500-105	Pennsylvania Vulnerability Assessment Summary	391-2000-018	Implementation Guidance for Section 95.9 Phosphorus Discharges to Free Flowing Streams
383-3500-106	Guidance for Surface Water Identification	391-2000-019	Implementation Guidance for Application of Section 93.5 (e)
383-3500-112	Surface Water Identification Protocol—NCWS	391-2000-020	Protocol: Estimating First Order Pollutant Fate Coefficients—Volatile Organic Substances
383-4000-002	Guidelines for Identifying, Tracking and Resolving Violations for the Drinking Water Program	391-2000-021	Field Data Collection & Evaluation Protocol: Determining Stream & Point Source Discharge Hardness
383-5000-001	Source Water Assessment and Protection Program	391-2000-022	Ambient Water Quality in the Determination of Wasteload Allocations and NPDES Effluent Limitations
383-5500-113	PENNVEST Guidance	391-2000-023	Design Stream Flows
383-5900-111	Public Water Supply Manual: Part VI	391-2000-024	Field Data Collection and Evaluation Protocol for Deriving Daily and Hourly Discharge Coefficients
385-0810-001	Wastewater Treatment Requirements	391-3200-003	Quality Assurance Work Plan: Cause/Effect Surveys
385-2000-011	Pennsylvania Combined Sewer Overflow Policy	391-3200-004	Aquatic Life Use Attainability Studies: Flow Water & Impoundment
385-2100-002	Policy and Procedure for NPDES Permitting of Discharges of Total Dissolved Solids (TDS) 25 Pa. Code § 95.10	391-3200-006	Quality Assurance Work Plan: Toxics Surveys
385-2188-002	Reuse of Treated Wastewater Guidance Manual	391-3200-007	Stream Enrichment Risk Analysis
385-2314-001	Act 537 Program Guidance: Training Provider Manual for the Pennsylvania Onlot Sewage System Training Program	391-3200-008	Quality Assurance Work Plan: Advanced Treatment Model—Calibration/Verification Surveys
390-2100-001	Application Review Instructions for NPDES CAFO Permits and Water Quality Management Permits for Manure Storage Facilities	391-3200-013	Evaluation of Phosphorus to Lakes, Ponds & Impoundments
391-0300-002	Water Quality Antidegradation Implementation Guidance	392-0300-001	Stormwater Management Guidelines and Model Ordinances
391-2000-002	Establishment of Alternate Thermal Effluent Limitations	392-0300-002	Comprehensive Stormwater Management Policy
391-2000-003	Determining Water Quality Based Point Source Effluent Limits	392-0300-003	Guidance on MS4 Ordinance Provisions
391-2000-006	Implementation Guidance Design Conditions	392-0830-001	Locational Data Policy for the Water Allocation Program and the Water Use Data System
391-2000-007	Technical Reference Guide: Wasteload Allocation Program for Dissolved Oxygen and Ammonia Nitrogen	392-0900-001	Trading of Nutrient and Sediment Reduction Credits—Policy and Guidelines.
391-2000-008	Implementation Guidance for the Sampling and Analysis of Osmotic Pressure	392-2130-001	General Policy and Procedures for the Review of Water Allocation Permit Applications
391-2000-010	Implementation Guidance for Phosphorus Discharges to Lakes, Ponds, and Impoundments	392-2130-002	Subsidiary Water Allocation Permit Requirement
391-2000-011	TRG PENNTOXSD for Windows PA Single Discharge Wasteload Allocation Program for Toxics	392-2130-003	Attorney General Opinion 361 Re: 1939 Water Rights Act
391-2000-013	Implementation Guidance of Section 93.7 Ammonia Criteria	392-2130-004	Recision of Water Rights
391-2000-014	Implementation Guidance for Evaluating Wastewater Discharges to Drainage Ditches and Swales	392-2130-005	Policy for Regulation of Interbasin Transfers
391-2000-015	Implementation Guidance for Total Residual Chlorine (TRC) Regulation	392-2130-006	Metering of Withdrawals under Orders of Confirmation
391-2000-017	Implementation Guidance for Temperature Criteria	392-2130-007	Constant Gallons per Capita per Day (GPCD)
		392-2130-008	Permit Life



<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
392-2130-012	Recognizing Succession to Water Rights as a Result of Changes of Ownership	550-2000-001	Administrative Policies and Procedures Manual
392-2130-014	Guidelines for Identification of Critical Water Planning Areas	550-2100-002	Oil and Gas Wastewater Permitting Manual
392-2130-015	Guidelines for Development of Critical Area Resource Plans	550-2100-003	Oil and Gas Well Drilling Permit Applications and Related Approvals
394-0300-001	Commonwealth of Pennsylvania Coastal Zone Management Program and Final Environmental Impact Statement	550-2100-004	Oil and Gas Well Drilling Permit Applications and Related Approvals
394-0810-001	PA's Continuous Planning Process (CPP) for Water Quality Management 1999 Update	550-2100-005	Oil and Gas Well Drilling Permit Applications and Related Approvals
394-2000-002	PA's Nonpoint Source Mgt. Program	550-2100-006	Oil and Gas Well Drilling Permit Applications and Related Approvals
394-5600-001	Riparian Forest Buffer Guidance	550-2100-007	Oil and Gas Well Drilling Permit Applications and Related Approvals
400-0200-001	Policy for PA Natural Diversity Inventory (PNDI) Coordination during Permit Review and Evaluation	550-2100-008	Interim Policy for NPDES Permits for Stormwater Discharges Associated with Construction Activities at Oil and Gas Wells
400-2000-300	Policy for Model Permit Application Process	550-2100-009	Oil and Gas Locational Guidance
400-2000-301	Policy for Permit Coordination	550-2500-001	Interim Technical Guidance for Attachments to Electronic Submissions: Oil and Gas Program
400-2200-001	Guidelines for the Development and Implementation of Environmental Emergency Response Plans	550-2501-101	Guidelines for Submitting Oil and Gas Bonds
400-5900-101	Emergency Operations Plan	550-3000-001	Compliance Monitoring of Oil and Gas Wells and Related Facilities and Activities
400-5900-102	Policy for Authorizing Emergency Response Expenditure	550-4000-001	Enforcement Actions by DEP's Oil and Gas Management Program
400-5900-103	Policy for Emergency Response Critiques	550-4180-001	Civil Penalty Assessments in the Oil and Gas Program
400-5900-104	Policy for Authorities of DEP On-Scene Coordinators	560-0600-101	Interagency Agreement with the Fish and Boat Commission
400-5900-105	Policy for Emergency Response Contracting	560-0600-102	MOU between PA Game Commission and DEP
400-5900-107	Policies for Authorities of DEP's Director of Emergency Response	560-0600-104	Interagency Agreement: Historical Museum Commission
400-5900-108	Policy for Contracting with Fire Companies or HAZMAT Teams	560-0600-105	Interagency Agreement: Waste Management
400-5900-109	Policy for Authorization of Emergency Transport: Storage of Hazardous Waste	560-0600-204	Office of Surface Mining MOU
400-5900-110	Policy for Field Order Authorization of Emergency Response Team	560-0700-302	Fish and Boat Commission Coordination
400-5900-111	Procedures for Emergency Contracting to Extinguish Mine Fire	560-0700-303	Game Commission Coordination
400-5900-112	Policy for Gasoline Fume Emergency Criteria	560-5000-001	Mine Drainage Treatment Trust Real Property Disposition Guidelines
400-5900-113	Chlorine Safety Procedures	561-2305-201	SOAP and ROAP Application Processing and Preassignment Field Conference
400-5900-114	Hazardous Material and Hazardous Atmosphere Safety Policy	561-2305-203	Small Operator and Remaining Operator Assistance Programs (SOAP & ROAP) Report Review
400-5900-116	Policy for Electrofishing Personnel and Equipment Safety	561-2305-601	SOAP and ROAP Applicant Liability and Reimbursement Procedure
400-5900-117	Standard Operating Procedures for the Acceptance, Collection, Transport etc of Elemental Mercury	561-5300-101	Mine Subsidence Insurance (MSI) Coverage Issuance Procedures
550-0300-001	Oil and Gas Operators Manual	561-5300-201	Mine Subsidence Insurance (MSI) Damage Claim Processing Procedures
550-0800-001	PA's Plan for Addressing Problem Abandoned Wells and Orphaned Wells		

<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
562-2000-001	Projects and Activities under the Environmental Good Samaritan Act	562-4180-310	Bankrupt Surety Company Bond Replacement Requirements and Civil Penalty Calculations
562-2000-703	Licensing, Name Changes	562-4180-311	Civil Penalty Collections
562-2000-705	Mining Contract Operator Approval	562-5900-001	Surface Mine Accident Investigations
562-2100-001	Blasting Activity Permits and Permits by Rule	563-0300-101	Engineering Manual for Coal
562-2100-002	Alternative Peak Particle Velocity or Airblast Level	563-2000-001	Government Financed Construction Contracts
562-2100-704	Municipal Mining Licenses, Permits and Bonds	563-2000-003	Incidental Coal Extraction for Government-Financed Construction Projects or Government-Financed Reclamation Projects
562-2112-101	Aboveground Storage Tanks on Coal Mine Permit Areas	563-2000-102	Coal Exploration
562-2112-315	Prompt Closure of Abandoned Underground Mine Openings	563-2000-203	Noncoal Underground Mine Permit Applications
562-2112-316	Sealing Mine Openings, Bituminous	563-2000-204	Homeowner Notification of Right to Pre-Blast Survey (Industrial Minerals)
562-2112-317	Sealing Anthracite Underground Mine Openings	563-2000-208	Right of Entry
562-2112-503	Bituminous Coal Surface Mining/Blasting near Utilities and Pipelines	563-2000-223	Review Process, Bituminous Coal Blast Plan
562-2112-504	Blasting Complaint Protocol	563-2000-602	Beneficial Use of Sewage Sludge at Active Mine Sites
562-2402-501	Blaster's License Suspension and Revocation Procedure	563-2000-609	Technical Review: Coal Mining
562-2500-702	Insurance Requirements and Water Supply Replacement Assurance	563-2000-610	Validating Abandoned Underground Mine Maps and Establishing Barrier Pillars
562-2504-312	Surety Reclamation of Bond Forfeiture Sites	563-2000-655	Stream Protection: Bituminous Underground Mining Operations
562-3000-102	Inspections	563-2100-216	Permit Renewals
562-3000-105	Field Evaluation of Pit Size Variances	563-2111-101	Noncommercial Exemption from Requirements of the Noncoal SMCRA
562-3000-110	Applicant Violator System (AVS) Inspections	563-2111-102	Building Construction Exemption from Requirements of the Noncoal SMCRA
562-3000-802	Applicant Violator System (AVS) Compliance	563-2111-111	Noncoal Operations
562-3200-203	Fixing Water Samples	563-2111-112	Highwall Stability in Long-Term Multiple Bench Quarries
562-3200-205	Normal/Favorable Planting Season	563-2111-115	Borrow Pits for Oil and Gas Well Development Activities.
562-3900-402	Citizens' Requests: Receiving, Tracking, Investigating, Appealing and Filing	563-2112-101	Aboveground Storage Tanks on Coal Mine Permits
562-4000-101	Water Supply Replacement and Compliance	563-2112-203	Insignificant Boundary Corrections for Surface Mining Activities
562-4000-102	Increased Operation and Maintenance Costs of Replacement Water Supplies	563-2112-205	Application Review: Mining Permit
562-4100-301	Compliance, Enforcement Procedures	563-2112-206	Beneficial Use of Coal Ash at Active Coal Mine Sites
562-4100-307	Enforcement: Alternative	563-2112-211	Application Review: Coal Mining Activity Completeness
562-4100-311	Enforcement Procedures for Non-Mining Blasting Operations and Explosives Storage Sites	563-2112-212	Evaluation and Approval of Land Use Changes for Surface Water Coal Mine Operations
562-4170-308	Bond Forfeiture	563-2112-214	Application Review: Coal Mining Activity Preapplication
562-4180-101	Noncoal Civil Penalty Assessments	563-2112-215	Application Review: Accepted Coal Mining Activity
562-4180-102	Noncoal Compliance, Enforcement Procedures	563-2112-217	Alkaline Addition for Surface Coal Mines
562-4180-306	Civil Penalty Assessments		
562-4180-309	Reclamation in Lieu of Cash Payment for Civil Penalties		

<b>ID Number</b>	<b>Title</b>	<b>ID Number</b>	<b>Title</b>
563-2112-218	Permit Transfers	580-0100-001	Accident Reporting Requirements
563-2112-219	Cumulative Hydrologic Impact Assessments (CHIAs)	580-2200-003	Section 316(h): Use of Electronic Atmospheric Detectors in lieu of Approved Flame Safety Lamps
563-2112-222	Coal Surface Mining: Oil and Gas Barriers	580-2200-004	Procedures for Processing Requests to Adopt New Items or Methods
563-2112-603	Evaluation and Approval of Innovative Mining and Reclamation Techniques	580-2200-008	Guidelines for Use of Internal Combustion Motors in Underground Mines other than Coal
563-2112-604	Auger Mining	580-2200-009	Use of Electronic, Oxygen Detectors in Lieu of Approved Flame Safety Lamps
563-2112-605	Water Supply Replacement and Permitting	580-2200-010	Underground Storage of Explosives
563-2112-606	Procedures for Establishing the Quantity of Water in Low-Yield Wells	580-2200-011	Safety Requirements for Construction of Shafts for Underground Mines
563-2112-607	Marketing of Anthracite Coal Reject Materials	580-2219-002	Section 247: Guidelines to Approve Ventilation Plans for Abandoned and Unused Mine Areas
563-2112-608	Constructed Wetlands for Mine Drainage Treatment	580-2219-003	Section 253(b): Guidelines for Approving Roof Bolts as Primary Support
563-2112-610	Determining Eligibility of Pre-Existing Pollutational Discharges	580-2219-004	Alternate Method of Test Drilling
563-2112-611	Technical Review: Permitting Pre-existing Pollutational Discharges	580-2219-008	Submission of Mine Maps when a Mine is Abandoned
563-2112-652	Underground Mining near Oil and Gas Wells	580-3000-002	Bureau of Deep Mine Safety's Compliance and Enforcement Procedures
563-2112-653	Permitting Ventilation Boreholes for Underground Coal Mines	580-3000-005	Clarification of Pertinence of DEP Statutes Re: Coal Processing Facilities
563-2112-654	Technical Review: Mine Stability	580-3300-001	Underground Mine Accident and Production, Man-hour Reporting
563-2112-656	Liners: Impoundments and Storage Areas	700-0200-001	Technology Management Process
563-2112-657	Technical Review: Public Water Protection Zones		
563-2112-658	Imminent Hazards Associated with Subsidence from Active Mining		
563-2113-660	Coal Refuse Disposal: Site Selection		
563-2500-401	Noncoal Surface Mining Payment in Lieu of Bond		
563-2504-001	Conventional Bonding for Land Reclamation		
563-2504-002	Land Maintenance Financial Guarantees		
563-2504-101	Procedures for Calculating Mine Subsidence Bonds		
563-2504-201	Blanket Bonds		
563-2504-405	Anthracite Mine Operator's Emergency Bond Loan (A.E.B.L.) Program		
563-2504-407	Bonding: Direct Submittal of Bonds		
563-2504-409	Phased Deposit of Collateral Coal and Noncoal Mining		
563-2504-411	Processing Completion Reports		
563-2504-412	Evaluating Post-mining Discharges		
563-2504-451	Bonding: Anthracite Underground Mines		
563-2504-501	Qualifying, Processing and Tracking Financial Guarantees and Bond Credits		
563-2504-612	Monitoring and Compliance and Bond Release for Subchapters F and G Permits		

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**GENERAL SERVICES**


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**POLICY STATEMENTS:****Deputy Secretary for Property Management**

(Contact: Daniel Schiavoni, 783-5028)

Use of the Public Areas of the Capitol Complex, 4 Pa. Code §§ 86.1—86.6

**Bureau of Minority and Women Business Opportunities**

(Contact: Kenneth Rapp, 787-5295)

Contract Compliance—Construction Contracts, 4 Pa. Code § 68.101

Internal Guidelines for MBE/WBE Certification, 4 Pa. Code §§ 58.201—58.210

**Bureau of Real Estate**

(Contact: Elizabeth Woods, 787-2834)

Department of General Services Downtown Location Law Guidelines Statement of Policy (Revised)

**GUIDANCE MANUALS:****Bureau of Construction**

(Contact: Dan Weinzierl, 787-6330)

Administrative Procedures (1999)

Administrative Procedures for DGS Construction Contracts 2010 Edition

**Bureau of Engineering and Architecture**

(Contact: Gary Taylor, 787-6200)

Bureau of Engineering and Architecture Procedure Manual

Bureau of Engineering and Architecture Project Procedure Manual 2009 Edition

**Bureau of Minority and Women Business Opportunities**

(Contact: Kenneth Rapp, 787-5295)

Contract Compliance Orientation and Training Manual (January 2006)

**Bureau of Procurement**

(Contact: Michael Richart, 787-5862)

M215.3 Procurement Handbook

**Bureau of Professional Selections and Administrative Services**

(Contact: Herbert Pfuhl, 787-7856)

Instructions to Bidders (1999)

Instruction to Bidders 2010 Edition

**Bureau of Real Estate**

(Contact: Elizabeth Woods, 787-2834)

M260.1 Manual for Space Utilization (3/11/2004)

**Bureau of Supplies and Surplus Operations**

(Contact: Mary Beth Stringent, 787-5940)

Surplus Property Distribution Report Systems Users Manual (4/28/2004)

Warehouse and Distribution Division Policies and Procedures Manual (8/15/2006)

**Bureau of Vehicle Management**

(Contact: Steven Weidner, 787-3162)

M615.3 Commonwealth Fleet Procedures Manual (11/10/2011)

**INTERNAL GUIDELINES:****Deputy Secretary for Public Works**

(Contact: Elizabeth O'Reilly, 787-7069)

Facilities Strategic Energy Plan (8/24/2004)

• **Bureau of Human Resources**

(Contact: Connie A. Tennis, 787-6846)

• Standards of Conduct and Behavior GSP 30-13 (Sept 2006)\*

• Policy Statement: Equal Employment Opportunity (3/14/2012)\*

• Policy Statement: Harassment Free Work Environment (3/14/2012)\*

Policy Statement: Disability-Related Employment (3/14/2012)\*

\*Permanently posted on all bulletin boards

Bureau of Police and Safety (Contact: Richard Shaffer, 787-9013)

Capitol Police Duty Manual

Commonwealth Agency Recycling Office (Contact: John Rarig 772-2300)

Recycling Policy

Agency Toner Cartridge Recycling

Agency Battery Recycling

**MANAGEMENT DIRECTIVES:****Bureau of Facilities Management**

(Contact: Dave Szobocsan, 214-9054)

M.D. 625.8 Contracting for Bargaining Unit Work (2/25/1994)

M.D. 720.5 Amended—Energy Conservation and Electrical Devices in Commonwealth-Owned or Leased Buildings (7/25/2008)

**Bureau of Police and Safety**

(Contact: Richard Shaffer, 787-9013)

M.D. 625.4 Enforcement of Fire and Panic Regulations (3/27/1991)

M.D. 625.10 Card Reader and Emergency Response Access to Certain Capitol Complex Buildings and Other State Office Buildings (12/28/2010)

M.D. 205.38 Emergency Evacuation and Safe Assembly (2/23/2011)

**Bureau of Publications and Paperwork Management**

(Contact: Marcie Pesta, 787-9047)

M.D. 220.9 Graphic Design, Typesetting, Reproduction, and Printing Services (6/4/1987)

M.D. 240.7 Submission of Changes to the Commonwealth Telephone Directory (8/18/2008)

**Bureau of Procurement**

(Contact: Michael Richart, 787-5862)

M.D. 215.9 Contractor Responsibility Program (10/25/2010)

M.D. 620.1 Coal Sampling and Reporting (10/4/2005)

M.D. 215.8 Contractor Integrity Provisions for Commonwealth Contracts (6/17/2010)

**Commonwealth Agency Recycling Office**

(Contact: John Rarig 772-2300)

M.D. 205.22-Recycling, Waste Reduction and Procurement of Environmentally Preferable Products (8/29/07)

**Commonwealth Media Services**

(Contact: Jerry Kambic, 787-9777)

M.D. 220.1 Commonwealth Media Services (01/14/2008)

**Bureau of Risk and Insurance Management**

(Contact: Kenneth Love 787-2492)

M.D. 630.1 Agency Insurance Coordinators (10/2/1987)

M.D. 630.2 Reporting of Employee Liability Claims (4/28/1998)

M.D.720.4 Safety and Loss Prevention Program (10/2/1987)

**Bureau of Minority and Women Business Opportunities**

(Contact: Kenneth Rapp, 787-5295)

M.D. 215.16 Contract Compliance Program (9/1/2010)

**Bureau of Professional Selections and Administrative Services**

(Contact: Herbert Pfuhl, 787-7856)

M.D. 625.9 Payment of Contractors and Design Professionals for Agency Funded Construction Projects Undertaken by the Department of General Services (3/9/2001)

**Bureau of Real Estate**

(Contact: Elizabeth Woods, 787-2834)

M.D. 625.1 Repairs, Alterations, and Improvements to Commonwealth Buildings Under the Direct Supervision of the Department of General Services (10/4/2004)

M.D. 625.2 Inventory of Commonwealth Real Property (9/16/2008)

M.D. 625.5 Reporting Surplus Real Property (5/6/1996)

M.D. 625.6 Leasehold Improvements (5/1/2009)

M.D. 625.7 Use of Form STD-291, Request for Lease Action and Budget Approval (11/6/1997)

M.D. 615.15 Vehicle Parking License Agreements (10/26/2006)

**Bureau of Supplies and Surplus Operations**

(Contact: Mary Beth Stringent, 787-5940)

A.C. 11-13 Availability—Commonwealth Telephone Directory (9/21/2011)

**Bureau of Vehicle Management**

(Contact: Steven Weidner, 787-3162)

M.D. 615.1 Temporary Assignment of Commonwealth Automotive Fleet Vehicles (11/10/2011)

M.D. 615.16 Commonwealth Fleet Policy (11/10/2011)

**EXTERNAL GUIDELINES:****Bureau of Construction**

(Contact: Dan Weinzierl, 787-6330)

Standard Form of Contract, Contract Bond and General Conditions of the Construction Contract 2010 Edition

Construction Contract and General Conditions (1999)  
Construction Forms—Available on DGS Website

### **Bureau of Engineering and Architecture**

(Contact: Gary Taylor, 787-6200)

Available on DGS Website:

- Professional Agreement & General Conditions (Adobe PDF)
- General Requirements Specification Section (Microsoft Word)
- Correctional Institutions—Supplemental Provisions—Section 01110 (Microsoft Word)
- Professional Selection Forms—Available on DGS Website
- Agreement for Professional Services and General Conditions to the Agreement for Professional Services 2010 Edition

### **Bureau of Facilities Management**

(Contact: Lori Sherlock, 783-9100)

Application for Use of Public Areas of Capitol Complex  
(Updated January 2010)

### **Bureau of Minority and Women Business Opportunities**

(Contact: Kenneth Rapp, 787-5295)

Available on the DGS Website:

- Application and Instruction Guide for Certification as a Minority, Women and Veteran Business Enterprise
- Recertification Affidavit
- Specialized Certification Application
- Specialized Recertification Affidavit
- Doing Business with the Commonwealth of Pennsylvania
- BMWBO Pamphlet
- Finding State Bids on the Internet
- Agency Purchasing Officers
- IT Purchasing Contacts
- Ensuring Timely Payments
- Right-to-Know
- Various Forms for State Contracting

### **Bureau of Supplies and Surplus Operations**

(Contact: Mary Beth Stringent, 787-5940)

Available on the DGS Website:

- Welcome to PA Surplus Property
- State Surplus Property Program
- Fixed Price Auto Sales
- Federal Surplus (Property Program)
- 1122 Program
- 1033 Law Enforcement (Property Program)
- Federal Surplus Application
- 1033 Law Enforcement Program Application

### **Bureau of Procurement**

(Contact: Michael Richart, 787-5862)

Available on the DGS Website:

- Supplier Manual
- Doing Business with the Commonwealth
- Locating and Responding to a Solicitation
- Cooperative Purchasing Program (COSTARS)
- Green Procurement Information available on DGS website
- Various Procurement Forms

### **Bureau of Risk and Insurance Management**

(Contact: Kenneth Love, 787-2492)

Line of Duty Death and Disability Benefits for Emergency and Law Enforcement Personnel (Updated July 2010)

### **Deputy Secretary for Public Works**

(Contact: Elizabeth O'Reilly, 787-7096)

Letter to Contractors and Professionals (5/12/2008)  
Request for Proposal Process Guidelines (April 2008)  
Request for Proposals template (April 2008)  
Scoring Spreadsheet (April 2008)  
2010 Prison Expansion Design/Build Contracts Request for Proposal Process Guidelines, Version 4

### **Right to Know Law**

(Contact: Troy Thompson, 787-5996)

Departmental Policy GSP 4-12 Right-to-Know Policy

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## HEALTH

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### **POLICY STATEMENTS**

- Procedures Applicable to Right-to-Know Law Request (1/1/09). (This document is electronically available at [www.health.state.pa.us](http://www.health.state.pa.us))  
Contact: Diane Thorn (717)783-7293

### **Bureau of Health Promotion and Risk Reduction**

- Position Statement on Colorectal Cancer Screening (Revised 3/04)
- Position Statement on Prostate Cancer Screening (Revised 3/04)
- Position Statement on Cervical Cancer Screening (Revised 3/04)
- Position Statement on Sun Safety (Revised 5/03)
- Policy Statement on Clinical Trials (3/04)
- Policy Statement on Unsolicited Proposals Requesting Funding From the Cancer Control Program (10/03)
- Position Statement on Breast Cancer Screening (Revised 5/04)

Contact: Leslie A. Best (717) 787-6214

### **Bureau of Drug and Alcohol Programs**

- Prevention National Outcome Measures Data Collection (NOMS) (6/07)
- 2007 Prevention Needs Assessment (5/07)
- 2-Day Performance Based Prevention System (PBPS) and Program/MDS Service Codes Training Requirements (3/07)
- Postponement of Performance Based Prevention System (PBPS) Program Planning Data Entry for Fiscal Year 2008/09 (3/07)
- Performance Based Prevention System (PBPS) Data Entry (3/07)
- Implementing Evidence Based Programs with Fidelity (3/07)
- BDAP Training System Protocols-Revision of Policy Bulletin No. 4-06 (11/06)
- Adolescent Halfway House Contracting (10/06)
- Listing Contracts in SPMR Database (9/06)
- BDAP Training System Protocols (6/06)
- Buprenorphine Reporting (6/06)
- Charitable Choice Notice (2/06)
- (Prevention) Contractual Changes to Sections III and V of the Prevention Manual (12/05)
- Tuberculosis Screening Questions Revised (12/05)
- Treatment Needs Assessment and Treatment Plan (7/05)
- Waiver Procedure (7/05)
- Approved Training for Web Based Performance Prevention System (5/05)
- Performance Based Prevention System (PBPS) Mandatory Training Timeline (5/05)
- Case Management Core Competency Training (2/05)
- Recurring Prevention Services for Fiscal Years 2005/06 and 2006/07 (1/05)
- Student Assistance Program/Best Practices Guidelines for Single County Authorities (1/05)
- Substance Abuse Prevention Core Measures (11/04)
- SCA PBPS Quarterly Review Worksheet (8/04)

- Student Assistance Program Revised Reporting System and Reports (7/04)
  - Contract Requirements for Ambulatory Services (11/02)
  - SCA Provider Monitoring Tool (10/02)
  - Reporting of Communicable Diseases (10/02)
- Contact: Robin Rothermel (717) 783-8200

#### GUIDANCE MANUALS

##### Bureau of Community Health Systems

- Public Bathing Place Manual, Part I General Purpose Recreational Swimming Pools and Specialty Pools, Including Wading and Spray Pools (February 2002)
- Public Bathing Place Manual, Part II General Purpose Recreational Bathing Beaches (February 2002)
- Public Bathing Place Manual, Part III Hot Tubs and Spas (February 2002)
- Application to Operate a Public Bathing Place (June 2009)
- Public Swimming & Bathing Places-Operational & Biological Contamination Protocol Recommendations (March 18, 2008)

Contact: Daniel T. Howell (717) 787-4366

- Guidelines for Pennsylvania Schools for the Administration of Medications and Emergency Care (2010)
- Request for Reimbursement and Report of School Health Services Instruction Manual (2006)
- Procedures for the Growth Screening Program for Pennsylvania's School-Age Population (2004)
- Procedures for the Scoliosis Screening Program for Pennsylvania's School-Age Population (2001)
- Procedures for the Hearing Screening Program for Pennsylvania's School-Age Population (2001)
- Procedures for the Vision Screening Program for Pennsylvania's School-age Population (2002)
- Indoor Air Quality Guidelines for Pennsylvania Schools (2006)
- Diabetes in School Children: Recommendations & Resource Guide for School Personnel (2009)
- Pennsylvania Guidelines for Management of Food Allergies in Schools: Recommendations & Resource Guide for School Personnel (2011)

Contact: Beth Ann Bahn (717) 787-2390

(All documents are only available electronically at [www.health.state.pa.us](http://www.health.state.pa.us))

##### Bureau of Community Program Licensure and Certification

##### Drug and Alcohol Licensing Interpretive Guidelines

- Chapter 157. Inpatient Hospital Activities Detoxification and Treatment and Rehabilitation
- Chapter 704. Staffing Requirements for Drug and Alcohol Treatment Activities
- Chapter 705. Physical Plant Standards
- Chapter 709. Free-Standing Treatment Facilities
- Subchapter C. General Standards for Free-Standing Treatment Activities
- Subchapter D. Standards for Intake, Evaluation and Referral Activities
- Subchapter E. Standards for Inpatient Non-Hospital Activities—Residential Treatment and Rehabilitation
- Subchapter F. Standards for Inpatient Non-Hospital Activities—Short-Term Detoxification
- Subchapter G. Standards for Inpatient Non-Hospital Activities—Transitional Living Facilities (TLFs)
- Subchapter H. Standards for Partial Hospitalization Activities
- Subchapter I. Standards for Outpatient Activities
- Subchapter K. Standards for Inpatient Hospital Drug and Alcohol Activities Offered in Free-Standing Psychiatric Hospitals
- Chapter 711. Health Care Facilities treatment facilities

- Subchapter D. Standards for Intake, Evaluation and Referral Activities
- Subchapter E. Standards for Inpatient Non-Hospital Activities—Residential Treatment and Rehabilitation
- Subchapter F. Standards for Inpatient Non-Hospital Activities—Short-Term Detoxification
- Subchapter G. Standards for Inpatient Non-Hospital Activities—Transitional Living Facilities (TLFs)
- Subchapter H. Standards for Partial Hospitalization Activities
- Subchapter I. Standards for Outpatient Activities
- Chapter 715. Standards for Approval of Narcotic Treatment Program

Contact: Cheryl D. Williams (717) 783-8675

##### Bureau of Epidemiology

##### Environmental Health Fact Sheets

1. Arsenic
2. Barium
3. Benzene
4. Bisphenol A
5. Boron
6. Bromide
7. Cadmium
8. Carbon Dioxide
9. Carbon Monoxide
10. Chloramine in Drinking Water
11. Cyanuric Acid and Stabilized Chlorine Products
12. Ethylene Glycol
13. Fungal (Mold) Contamination in Indoor Environments
14. Lead
15. Manganese
16. Mercury
17. Methane
18. Methyl tert-butyl ether (MTBE)
19. Naphthalene
20. Nitrate and Nitrites
21. Polycythemia Vera

##### Patient Information

##### JAK2 and Polycythemia Vera

##### Polycythemia Vera and Myeloproliferative Neoplasms

##### Polycythemia Vera in Northeast Pennsylvania Resources for People With the JAK2 Mutation, PV or Other MPNs

##### Physician Information

##### Polycythemia Vera

##### Polycythemia Vera in Northeast Pennsylvania—Activities Polycythemia Vera in Northeast Pennsylvania—Epidemiology

##### Polycythemia Vera and JAK2 Testing information

##### Reporting Polycythemia Vera

##### Polycythemia Vera Binder

22. Radon
23. Selenium
24. Strontium
25. Styrene
26. Toluene
27. Xylene

##### Health Assessment Program Consultations and Reports

1. Imperial Landfill Letter Health Consultation
2. Suspected Former Lead Smelters—Fact Sheets and Maps
3. Guidance for Families Living Near a Former Lead Smelter
4. Bruce Mansfield Power Plant: Evaluation of Air Monitoring Data
5. Cancer Evaluation- Ambler Area, Montgomery County

6. Precision Site Letter Health Consultation
7. Pittstown Cancer Incidence Analysis, Luzerne County
8. Eastwick Cancer Incidence Analysis
9. Price Battery Public Health Assessment

#### Guidelines

1. Indoor Air Quality Guidelines for Pennsylvania Schools
2. Guidelines on Ice Skating Rink Resurfacing Machine and Indoor Air Quality Issues
3. Guidelines on Bloodborne Pathogens for the Public Sector

Contact: James Logue, DrPh, MPH (717) 787-1708

#### West Nile Virus

The following information is located at <http://westnile.state.pa.us/>

- 2000-2011 WNV Surveillance Results
- 2012 West Nile Control Program Plan

Contact: Dr. James Rankin (717)346-4524

#### Influenza

- Pennsylvania Influenza Weekly Reports
- Pennsylvania Influenza Pandemic Response Plan

Contact: Atmaram Nambiar, MD MPH (717-787-3350)

#### Rabies

- 2005-2010 Annual Rabies Reports
- 2009-2012 Monthly Rabies Reports
- 2010-2011 Animal Testing Reports

Contact: Kirsten Waller MD MPH (717-787-3350)

#### HIV/AIDS Summaries

The following documents can be found at the following website:

[http://www.portal.state.pa.us/portal/server.pt/community/hiv\\_aids/14241/hiv\\_aids\\_annual\\_summary\\_other\\_reports/557343](http://www.portal.state.pa.us/portal/server.pt/community/hiv_aids/14241/hiv_aids_annual_summary_other_reports/557343)

- HIV/AIDS Surveillance Biannual Summary—December 2002
- HIV/AIDS Surveillance Biannual Summary—June 2003
- HIV/AIDS Surveillance Biannual Summary—December 2003
- HIV/AIDS Surveillance Biannual Summary—June 2004
- HIV/AIDS Surveillance Biannual Summary—December 2004
- HIV/AIDS Surveillance Annual Summary—December 2005
- HIV/AIDS Surveillance Annual Summary—December 2006
- HIV/AIDS Surveillance Annual Summary—December 2007
- HIV/AIDS Surveillance Annual Summary—December 2008
- HIV/AIDS Surveillance Annual Summary—December 2009
- HIV/AIDS Surveillance Annual Summary—December 2010

Contact: Godwin Obiri, MS, DrPH (717) 783-0481

#### Integrated Epidemiologic Profile of HIV/AIDS in Pennsylvania

Contact: Benjamin Muthambi, DrPH, MPH (717) 783-0481

#### Communicable Diseases Fact Sheets:

- Amebiasis
- Anthrax
- Arenaviruses
- Aseptic Meningitis
- Avian Influenza

- Babesiosis
- Bacterial Meningitis
- Bat Rabies
- Bed Bugs
- Body Lice
- Botulism
- Bovine Spongiform Encephalopathy (Mad Cow)
- Brucellosis
- Campylobacteriosis
- Cat Scratch Disease
- Central-line Associated Bloodstream Infections
- Chickenpox/Shingles
- Cholera
- Chronic Fatigue Syndrome
- Chronic Wasting Disease
- Clostridium difficile
- Creutzfeldt-Jakob Disease
- Crimean-Congo Hemorrhagic Fever
- Croup
- Cryptosporidiosis
- Dengue Fever
- Diphtheria
- Disease Surveillance
- Eastern Equine Encephalitis
- E. Coli 0157:H7
- Ebola Hemorrhagic Fever
- Ehrlichiosis—Human Granulocytic
- Encephalitis, Eastern Equine (EEE)
- Encephalitis, LaCrosse
- Encephalitis, St. Louis (SLE)
- Encephalitis, West Nile (WNV)
- Epstein-Barr Virus (Mononucleosis)
- Fifth Disease
- German Measles (Rubella)
- Giardiasis
- Glanders
- Group A Streptococcal
- Group B Streptococcal
- Guillain-Barre Syndrome
- Haemophilus Influenzae Type B (HiB)
- Hand, Foot and Mouth
- Hand Hygiene
- Hantavirus
- Head Lice
- Helicobacter Pylori
- Hendra/Nipah Disease
- Hepatitis A
- Hepatitis B
- Hepatitis C
- Herpes B Virus
- Herpes Gladiatorum
- Histoplasmosis
- Hookworm
- Human Granulocytic Ehrlichiosis
- Human Papillomavirus (HPV)
- Influenza, Avian
- Influenza H1N1
- Influenza, Seasonal
- Kawasaki Syndrome
- Klebsiella
- LaCrosse Encephalitis
- Lassa Fever
- Legionellosis
- Leishmaniasis
- Leptospirosis
- Lice, Body
- Lice, Head
- Lice, Pubic
- Listeriosis
- Lyme Disease

- Lymphocytic Choriomeningitis (LCM)
  - Malaria
  - Marburg Hemorrhagic Fever
  - Measles
  - Melioidosis
  - Meningitis, Aseptic (Non-Bacterial)
  - Meningitis, Bacterial
  - Meningococcal Disease
  - Methicillin Resistant Staph Aureus (MRSA)
  - Monkey Pox
  - Mosquito Pesticide Spraying
  - Mumps
  - Norovirus
  - Orf
  - Pertussis
  - Pinworm
  - Plague
  - Pneumococcal Disease
  - Pneumonia
  - Polio
  - Powassan Virus
  - Prion Diseases
  - Psittacosis
  - Prion Disease
  - Pubic Lice
  - Q Fever
  - Rabies Information
  - Rabies in Cats
  - Raw Milk
  - Reportable Diseases
  - Respiratory Syncytial Virus (RSV)
  - Reye Syndrome
  - Ricin
  - Rift Valley Fever
  - Rocky Mountain Spotted Fever
  - Saint Louis Encephalitis
  - Salmonellosis
  - Scabies
  - Severe Acute Respiratory Syndrome (SARS)
  - Severe Acute Respiratory Syndrome (SARS) :: Fact Sheet
  - Shigellosis (English and Spanish)
  - Shingles
  - Smallpox
  - Staphylococcal enterotoxin B (SEB)
  - Sylvatic Typhus
  - Terrestrial Rabies
  - Tetanus
  - Tickborne Diseases
  - Toxocariasis (Roundworm Infection)
  - Toxoplasmosis
  - Traveler's Health
  - Tularemia
  - Typhoid Fever
  - Urinary Tract Infections
  - Vancomycin Intermediate/Vancomycin Resistant Staph Aureus (VISA/VRSA)
  - Vancomycin Resistant Enterococci (VRE)
  - Vibrio Parahaemolyticus
  - Vibrio Vulnificus
  - Viral Hemorrhagic Fevers
  - West Nile Virus
  - Yellow Fever
  - Yersiniosis
- Contact: Dr. James Rankin (717) 346-4524

The following documents are electronically available at:

[http://www.portal.state.pa.us/portal/server.pt/community/healthcare\\_associated\\_infections/14234](http://www.portal.state.pa.us/portal/server.pt/community/healthcare_associated_infections/14234)

- 2008 Report: Health-care Associated Infections (HAIs) in Pennsylvania Hospitals
- 2009 Report: Health-care Associated Infections (HAIs) in Pennsylvania Hospitals
- 2010 Report: Health-care Associated Infections (HAIs) in Pennsylvania Hospitals

Contact: Kimberly Buffington (717) 425-5422

#### **Bureau of Emergency Medical Services**

(Some of these documents are electronically available at [http://www.portal.state.pa.us/portal/server.pt/community/emergency\\_medical\\_services/14138](http://www.portal.state.pa.us/portal/server.pt/community/emergency_medical_services/14138))

- Overview of Pennsylvania Department of Health Ambulance Licensure Program
- EMS Continuing Education Manual
- EMS Training Manual—Guidelines for Medical Command Authorization for Prehospital Personnel
- Emergency Medical Services Study Guide (Basic Life Support and Advanced Life Support)
- Medical Command Course information
- Pennsylvania Emergency Medical Services Continuing Education Handbook for Prehospital EMS Personnel
- Overview of Pennsylvania Department of Health Quick Response Service Recognition Program
- Statewide Advanced and Basic Life Support Protocols
- Out-of-Hospital Do-Not-Resuscitate Questions and Answers
- Voluntary Rescue Service Recognition Program Manual
- Pennsylvania Rescue Program Administration Manual
- EMS Patient Care Reporting Standards
- EMS Administrative Action
- EMS Practitioner Registry
- EMS Notices in *PA Bulletin*

Contact: Joseph W. Schmider (717) 787-8740

#### **Bureau of Family Health**

- Case Management and Tracking Protocol for Community Health Nurses, Including Protocols for Early Intervention Referrals (Revised 8/95)

Contact: Melia Belonus (717) 787-7192

#### **Bureau of Health Planning**

- Primary Health Care Practitioner Loan Repayment Program, Policies and Guidelines (Revised 9/05, available on the Department's website at [www.health.state.pa.us](http://www.health.state.pa.us))
- Loan Repayment for Primary Care Practitioners Fact Sheet (Revised 01/09, available on the Department's website at [www.health.state.pa.us](http://www.health.state.pa.us))
- State 30 J-1 Visa Waiver Program Application Policy and Procedure (Revised 08/11, available on the Department's website at [www.health.state.pa.us](http://www.health.state.pa.us))
- State 30 J-1 Visa Waiver Program Fact Sheet (Revised 08/11, available on the Department's website at [www.health.state.pa.us](http://www.health.state.pa.us))
- Guidelines for Federally Designated Health Professional Shortage Areas (HPSAs) (Revised 6/06)
- Guidelines for Federally Designated Medically-Underserved Shortage Area (Revised 9/05)

Contact: Bob Richardson (Acting) (717)772-5298

#### **Bureau of Health Statistics and Research**

- Application for Access to Protected Data (Revised 5/02)
- User's Guide for Access to Protected Data, (Revised 5/02)

Contact: Craig Edelman (717) 783-2548

#### **Bureau of Managed Care**

- Technical Advisory: Sample Enrollee Consent Form (6/26/04)
- Technical Advisory: Enrollee Consent for Provider-Initiated Grievances (6/19/04)
- Technical Advisory: Gatekeeper and Point-of-Service



Plans seeking to offer benefit plans with less than 8% plan paid co-insurance for out-of-network services (10/13/04)

- Technical Advisory: Interpreting 28 Pa. Code § 9.752(f) (Relating to UR Standards) requiring a UR decision to include a contractual basis and clinical reason for denial (1/1/05)
- Technical Advisory: Interpreting 28 Pa. Code § 9.752(f) (Relating to Time Frames for UR)-Communicating the UR Decision. (1/1/05)
- Technical Advisory: Interpreting 28 Pa. Code § 9.704(c) (Relating To Appeal Of A Complaint Decision) and 28 Pa. Code § 9.707(b)(6) (Relating to External Grievance process) Regarding Content of Transmittal Letters of Enrollees' Case Files (12/03/05)
- Technical Advisory: Interpreting 28 Pa. Code § 9.761-2 Provider Credentialing and Credentialing Standards as related to "Provisional Credentialing" as Recognized by NCQA (2/11/06)
- Technical Advisory: Interpreting 28 Pa. Code § 9.761-2 Provider Credentialing and Credentialing Standards as related to Medical Director sign-off of clean credentialing files (2/11/06)
- Technical Advisory: Interpreting 28 Pa. Code § 9.684(a)(3) (Relating To Continuity of Care) Regarding Notification of Enrollees Affected by the Termination of Non-Primary Care Providers/Specialists by a Managed Care Plan (5/6/06)
- Technical Advisory: Interpreting 28 Pa. Code § 9.679 (d) (Relating to Travel Distance to Participating Providers 95/19/2012)

Contact: Melanie Waters (717) 787-5193

#### **Division of Immunizations**

- PA VFC Fraud and Abuse Procedures (01/12)
- Vaccine Preventable Diseases Surveillance Follow-up Protocol (03/07)
- Vaccine Cold Chain Protocol for Immunization Providers (01/12)
- Vaccine Eligibility Criteria (03/03)
- Vaccines for Children Provider Handbook (01/12)
- Vaccines for Children Quality Assurance Manual (01/12)
- Perinatal Hepatitis B Prevention Program Case Follow-up Actions (04/12/12)
- Guidelines for Prevention of Perinatal Hepatitis B (09/09)
- Protocols for Perinatal Hepatitis B Prevention Program (09/10)
- Recommendations for Varicella Outbreak Prevention and Control in School or Childcare Group Settings (01/12)
- Immigration Status and Data Entry into the Statewide Immunization/Information System
- Adolescent and Adult High-Risk Immunization Program Manual (02/12)
- Standards for Adult Immunization Practices
- Mass Immunization Liability Protection Guidelines
- 2011 List of Immunizing Agents and Average Wholesale Prices Vaccine Cold Chain Protocols for Public Provider Sites—No longer required—Last revised 10/11
- Pennsylvania Quick Guides for Measles, Mumps, Rubella, Varicella, Pertussis, Diphtheria (12/10)
- Procedure Manual School Immunization Regulations (05/10)

Contact: Heather Stafford (717) 787-5681

#### **STD Program**

- Participating Provider Agreement (PPA) Providers Information Manual

- Region III Infertility Prevention Project Service Protocols
- Region III Infertility Prevention Project Data Manager's Manual

Contact: Steve Kowalewski (717) 787-3981

#### **Healthcare Associated Infection Prevention Section**

- Healthcare Associated Infection and Patient Identifier Reporting (December 5, 2007)
  - NHSN Update, Re: Issue Clarification Summary (April 3, 2008)
  - Reporting a Patient Identification Number (April 2008), 38 Pa.B. 1783
  - Technical Advisory: HAI-2009-001, Multidisciplinary Infection Control Committee Membership Composition
  - Technical Advisory: HAI-2009-002, Written Notification of Health Care-Associated Infections to Responsible Parties in Healthcare Facilities
  - Technical Advisory: HAI-2009-003, Health Care-Associated Infection Confirmation in Nursing Homes
- Contact: Kimberly Buffington (717) 425-5422

#### **Office of Public Health Preparedness**

- Pennsylvania Emergency Preparedness Guide (revised 3/2010)
- Pennsylvania Public Health and Medical Emergency Preparedness Plan (2011-2015)
- Online Registry—SERVPA—For Volunteers During Disasters or Emergencies
- PA Prepared Learning Management Fact Sheet (HD0483P Rev 09/08)
- Medical Surge Management Series (March 2010). This guidance can be found on the PA DOH website at: <http://www.portal.state.pa.us/portal/server.pt/community/communication/14147/pa-mems/725592>
- Pennsylvania Modular Emergency Medical Systems (PA MEMS) Version 1.0 October 2010

Contact: Shannon Calluori (717) 346-0640

#### **INTERNAL GUIDELINES**

##### **Bureau of Health Statistics and Research**

- Policy and Procedures for Assisted Conception Birth Registrations (10/03)

Contact: Marina Mathew (717)783-2548

##### **Division of Immunizations**

- Perinatal HB Protocols
- Biological Room Standard Operating Procedures
- Quality Assurance Handbook
- Cold Chain Failure Follow-up (01/01/12)
- VFC Provider suspension (05/07/11)

Contact: Heather Stafford (717) 787-5681

##### **STD Program**

- Guidelines: Use of the Internet to Perform Partner Service and Health Education

Activities Contact: Kenneth McGarvey (717-783-0572)

##### **Institutional Review Board**

- Institutional Review Board Policies and Procedures (03/04)

Contact: Stephen Ostroff (717) 783-4677

#### **OTHER**

##### **Bureau of Community Program Licensure and Certification**

- Abortion Control Act (footnoted)
- Ambulatory Gynecological Surgery in Hospitals and Clinics Regulations (footnoted)
- Abortion: Making a Decision
- Services for Pregnant and Parenting Women
- Application of Abortion Control Act to Abortions Induced by Drugs

• Template (use is optional) for Patient Safety Plan  
Contact: Ann Chronister Bureau of Licensing & Certification

• Recommendations for Buying a Hearing Aid  
Contact: Jane True (717)783-1379

#### **Drug and Alcohol Licensing Alerts**

- Complaint Investigations (Licensing Alert 2-96)
- Clinical Supervisor Requirements (Licensing Alert 2-05)
- Dating of Signatures (Licensing Alert 4-05)
- Distinction between Outpatient and Partial Hospitalization Services (Licensing Alert 3-97)
- Division of Drug and Alcohol Program Licensure Web Page (Licensing Alert 1-04)
- Drug and Alcohol Staffing Regulations Interpretive Guidelines (Licensing Alert 6-96)
- Electronic Clinical Records (Licensing Alert 1-05)
- Facility Closures (Licensing Alert 5-98)
- Financial Audits (Licensing Alert 1-11)
- Group Counseling (Licensing Alert 2-94 )
- Licensed Capacity (Licensing Alert 1-94 )
- Licensed Drug and Alcohol Treatment Providers Use of SCA Assessments as a Basis for Developing Clients Psychosocial Histories (Licensing Alert 1-07)
- Locked Storage Containers: Record Storage (Licensing Alert 2-04)
- Minimum Content Requirements for Pennsylvania Department of Health Approved Curriculum for Tuberculosis and Sexually Transmitted Diseases (Licensing Alert 6-97)
- Minimum Content Requirements for Pennsylvania Department of Health Approved HIV/AIDS Curriculum (Licensing Alert 1-97 )
- Narcotic Treatment Program Take-Home Privileges (Licensing Alert 2-09)
- Nonresidential Facility Use of Buprenorphine (Licensing Alert 1-08)
- Older Adult Protective Services Act not Applicable to D&A Treatment Programs (Licensing Alert 1-01)
- Physical Examinations (Licensing Alert 1-96 )
- Physical Plant Standards (Chapter 705) (Licensing Alert 1-02)
- Project Director Requirements (Licensing Alert 5-05)
- Psychosocial Histories (Licensing Alert 4-96)
- Relocation (Licensing Alert 3-94 )
- Reporting of Unusual Incidents (Licensing Alert 5-97)
- Request for Exceptions to Regulations (Licensing Alert 4-97)
- Rescheduling of LAAM (Licensing Alert 2-98)
- Rescission of Shelter, Drop-in and Hot-line Regulations (Licensing Alert 1-98)
- Restrictions on Licenses/Certificates of Compliance/Approval (Licensing Alert 2-97)
- Revocation of Client Consent to Release Information (Licensing Alert 2-11)
- Satisfaction of Staff Training Requirements (Licensing Alert 1-12) (updates 1-10)
- Scheduling of Licensing Inspections (Licensing Alert 3-96)
- Scheduling of Licensing Inspections (Licensing Alert 6-98)
- Staffing Regulations—Requirements for Direct Observation and Close Supervision of Counselor Assistants (Licensing Alert 4-02)
- Staffing Regulations—Primary Care Hours and Detoxification Activities (Licensing Alert 1-00)
- Staffing Regulations—Qualifications/Degree in a Related Field (Licensing Alert 2-02)
- Staffing Regulations—Qualifications/Degree in a Related Field (Licensing Alert 4-98)
- Staffing Qualifications for Clinical Supervisors & Coun-

selors Hired Prior to 3/4/96 (Licensing Alert 5-99))

- Staffing Regulations Qualifications/Degree from a Foreign Non-Accredited University/College (Licensing Alert 1-00)
  - Staffing Regulations Qualifications/Degree in a Related Field (Licensing Alert 3-08)
  - Staffing Regulations Qualifications/Degree in a Related Field (Licensing Alert 3-10)
  - Staffing Regulations—Qualifications/Degree from a Foreign Non-Accredited University College (Licensing Alert 3-98)
  - Staff Training Requirements for Health Care Professionals (Licensing Alert 2-12)
  - 1998 Standards Deficiencies (Licensing Alert 4-99)
  - Supervision of Counselor Assistants (Licensing Alert 2-08)
  - Timing of Individual Training Plans (Licensing Alert 3-05)
  - Unannounced Visits (Licensing Alert 5-96)
  - Use of Non-Narcotic Drugs in a Drug and Alcohol Non-Residential Treatment Facilities (Vivacrol) (Licensing Alert 3-11)
  - Verification of Training, Experience and Professional Licensure or Certification (Licensing Alert 2-99)
- Contact: Cheryl Williams (717) 783-8675

#### **Division of HIV/AIDS**

- HIV Counseling and Testing Operations Manual
  - Housing Opportunities For Persons With AIDS Operations Manual
  - Coalition and Fiscal Agents Operations Manual
  - Procedures and Consent Forms for HIV Antibody testing, CD4 tests, Viral Load tests, Orasure tests and Rapid tests
  - Combined Statewide Coordinated Statement of Need and Comprehensive Plan
  - HIV Guidelines for Drug and Alcohol Treatment Programs in Pennsylvania
  - Pennsylvania Community HIV Prevention Plan
- Contact: Kenneth McGarvey (717) 783-0572

#### **Bureau of Health Planning**

- State Health Improvement Plan
  - State Health Improvement Plan Special Report on the Health Status of Minorities in Pennsylvania
  - 2008 SHIP Partnership Satisfaction Survey Analysis Report
  - Results of the 2007 SHIP Affiliation Partnership Survey
  - Registered Nurse Workforce Report
  - Licensed Practical Nurse Workforce Report
  - Nursing Educations Programs in Pennsylvania Report
  - Physician and Physician Assistant Workforce Report
  - Dentist and Dental Hygienist Workforce Report
- Contact: Bob Richardson (Acting) (717)772-5298

**Bureau of Emergency Medical Services (Some of these documents are electronically available at [http://www.portal.state.pa.us/portal/server.pt/community/emergency\\_medical\\_services/14138](http://www.portal.state.pa.us/portal/server.pt/community/emergency_medical_services/14138))**

- Prehospital Care Response Report
- Statewide Emergency Medical Services System Development Plan
- 2008 Annual EMS Report
- Reports on EMS System Issues
- EMS Statistics
- EMS Training Information
- EMS Practitioner Registry
- List of Disciplinary Sanctions Imposed
- Tool for Locating Regional EMS Councils by County
- EMS Incident Self Reporting Process

**Information Bulletins**

- EMS Information Bulletin #1—EMS Personnel Called to Active Military Duty (8/5/03)
- EMS Information Bulletin #2—Epinephrine Auto Injector Administration by EMTs (8/13/03)
- EMS Information Bulletin #3—EMS Vehicle Collision Accident Form (9/30/03)
- EMS Information Bulletin #4—EMS Instructor Update Requirement (Revised 3/2/04)
- EMS Information Bulletin #5—Cyanide Compound Exposure Protocol (9/9/03)
- EMS Information Bulletin #6—Continuing Education Requirement—ALS Medical Command (11/5/03)
- EMS Information Bulletin #7—On-Line Continuing Education (11/6/03)
- EMS Information Bulletin #8—Distribution of Continuing Education Handbook (12/9/03)
- EMS Information Bulletin #10—EMS License Plates (2/11/04)
- EMS Information Bulletin #11—Public Access AED (2/13/04)
- EMS Information Bulletin #13—EMS Vehicle Collision and Personal Injury Form (Revised 4/1/04)
- EMS Information Bulletin #14—Epinephrine Auto-Injector Administration (Revised 3/10/04)
- EMS Information Bulletin #15—Emergency Response Employees (ERES) (4/30/04)
- EMS Information Bulletin #16—Electronic Ambulance Licensure Application Amendment Procedure (4/30/04)
- EMS Information Bulletin #17—Statewide BLS Medical Treatment Protocols and Guidelines (5/6/04)
- EMS Information Bulletin #19—CD and Web-Based ACLS Programs (6/18/04)
- EMS Information Bulletin #20—Certificates, Wallet Cards and Patches (6/8/04)
- EMS Information Bulletin #21—System Status Management (6/18/04)
- EMS Information Bulletin #22—EMTs Assisting With ALS Procedures (7/28/04)
- EMS Information Bulletin #23—Ambulance Licensing Overview (10/19/04)
- EMS Information Bulletin #25—Surge Response Services Update (12/13/04)
- EMS Information Bulletin #26 AED Mode Use on ALS Monitor/Defibrillator Devices (4/11/2006)
- EMS Information Bulletin #27 Interfacility Transport Guidelines (7/8/2005)
- EMS Information Bulletin #28 Grand Rounds (7/25/2005)
- EMS Information Bulletin #29 EMS Office Organization Chart (8/3/2005)
- EMS Information Bulletin #30 Ambulance Vehicle Standards (10/19/2005)
- EMS Information Bulletin #31 Draft ALS Protocols (10/25/2005)
- EMS Information Bulletin #32 Patients Exposed to Tasers (11/10/2005)
- EMS Information Bulletin #33 New Electronic Applications (11/17/2005)
- EMS Information Bulletin #34 Ambulance Vehicle Markings (12/20/2005)
- EMS Information Bulletin #35 Updated AHA Standards (12/23/2005)
- EMS Information Bulletin #36 New BLS Protocols (4/7/2006)
- EMS Information Bulletin #37 Epinephrine Auto-Injector Approval Update (4/11/2006)
- EMS Information Bulletin #38 Implementation of New AHA Standards (5/23/2006)
- EMS Information Bulletin #39A Statewide BLS Protocols and AED Utilization (10/31/06)
- EMS Information Bulletin #40 Update to Statewide BLS Protocol Course (11/14/06)
- EMS Information Bulletin #41 Revised Ambulance Licensure Equipment (11/17/06)
- EMS Information Bulletin #42 Changes to Scope of Practice and Equipment (11/17/06)
- EMS Information Bulletin #43 Continuing Education Requirements for ALS Medical Command Authorization (12/01/06)
- EMS Information Bulletin #44 Centralized Registration for the Learning Management System (12/31/06)
- EMS Information Bulletin #45 State Recognized CPR Programs (03/05/07)
- EMS Information Bulletin #46 Comprehensive Laboratory Improvement Amendments (03/19/07)
- EMS Information Bulletin #47 Replacement of Promethazine with Ondansetron (03/19/07)
- EMS Information Bulletin #48 Capnography Frequently Asked Questions (08/14/07)
- EMS Information Bulletin #50 First Responder Equivalences (11/05/07)
- EMS Information Bulletin #51 State Recognized CPR Programs (11/05/07)
- EMS Information Bulletin #52 Recognized Emergency Vehicle Operators Courses (11/05/07)
- EMS Information Bulletin #53 Medical Command Authorization 2007 (12/01/07)
- EMS Information Bulletin #54 Implementation of National EMS Information System (NEMSIS) (12/20/07)
- EMS Information Bulletin #55 National Ski Patrol (02/28/08)
- EMS Information Bulletin #56 Paramedic—PHRN Certification Process (03/05/08)
- EMS Information Bulletin #57 Air Ambulance Guidelines (06/23/08)
- EMS Information Bulletin #58 Emergency Contraception Guidelines (10/07/08)
- EMS Information Bulletin #59 Emergency Vehicle Operator Courses (10/20/08)
- EMS Information Bulletin #60 Amended Continuous Positive Airway Pressure for Basic Life Support (10/27/08)
- EMS Information Bulletin #61 Suspension of Ambulance Driving Privilege (11/13/08)
- EMS Information Bulletin #62 Implementation of Updated Protocols (11/21/08)
- EMS Information Bulletin #63 Basic Life Support Skill Sheets (12/31/08)
- EMS Information Bulletin #64 Operation of Ambulance and Other Emergency Vehicles While at Hospital Emergency Department (01/22/09)
- EMS Information Bulletin #65 State Recognized CPR Programs (01/28/09)
- EMS Information Bulletin #66 Guidelines for CPAP Devices (01/30/09)
- EMS Information Bulletin #67 Trauma Patient Destination/Statewide Air Ambulance Transport Protocol (05/06/09)
- EMS Information Bulletin #68 State Recognized CPR Programs (06/30/09)
- EMS Information Bulletin #69 Approved Emergency Vehicle Operator Courses (07/01/09)
- EMS Information Bulletin #70 Guidelines for Reflective Chevrons (09/08/09)
- EMS Information Bulletin #71 Picture Identification Cards (09/08/09)
- EMS Information Bulletin #72 Statewide BLS (605) and ALS (6005) Blast Protocols (09/15/09)

- EMS Information Bulletin #73 (Amended) Paramedic Liability Protection (10/28/09)
- EMS Information Bulletin #74 Stretcher and Wheelchair Vehicle (02/08/10)
- EMS Information Bulletin #75 EMS Provider Examination Policy (04/10/10)  
Contact: Joseph W. Schmider (717) 787-8740

**Bureau of Facility Licensure and Certification  
Division of Nursing Care Facilities (Long Term Care Provider Bulletins)**

- Abuse, Neglect, Misappropriation of Property by Nurse Aides or Others—LTC PB No. 22 (Revised 06/19/2012)
- Nurse Aide Registry Update—LTC PB No. 29 (Revised 06/19/2012)
- Training of Companions/Sitters in T18 or 19 Facilities—LTC PB No. 31 (Revised 6/19/12)
- Disposition of Patient Medications—LTC PB No. 35 (Revised 6/19/12)
- Exception/Waiver Requests—LTC PB No. 37 (Revised 6/19/12)
- Taping of Exit Conference—LTC PB No. 42 (Revised 6/19/12)
- Informal Dispute Resolution—LTC PB No. 44 (Revised 6/19/12)
- Surety Bond Requirements—Clarification of “Obligee”—LTC PB No. 48 (Revised 6/19/12)
- Department Access to Records at Nursing Homes Pursuant to 35 P. S. § 448.813—LTC PB No. 49 (Revised 6/19/12)
- Advance Directives Requirements—LTC PB No. 58 (Revised 6/19/12)
- Independent Informal Dispute Resolution (Section 6111 of the Patient Protection and Affordable Care Act of 2010/ Sections 1819(h) and 1919(h) of the Social Security Act, 42 U.S.C. §§ 1395i-3(h) and 1396r(h), and 42 C.F.R. § 488.431)—LTC PB No. 2011-12 (Issued December 8, 2011)
- Department of State Referrals of Licensed Professionals when allegations have been unsubstantiated—LTC PB No. 2012-2-1 (Issued February 14, 2012)
- Long-Term Care Nursing Facility Independent Informal Dispute Resolution Act, Act 128 of 2011—LTC PB No. 2012-05-1 (Issued May 24, 2012)

Contact: Susan Williamson (717) 787-1816

**Division of Acute and Ambulatory Care**

- PA Department of Health Message Board <http://app2.health.state.pa.us/commonpoc/content/FacilityWeb/FacMsgBoard.asp?Distribution=F&Selection=All>  
Contact: Joanne Salsgiver (717) 783-8980

**Bureau of Family Health**

- Screening Young Child For Lead Poisoning: Guidance for State and Local Public Health Officials, Statement by the Centers for Disease Control—11/97 (Federal guidelines adopted by Department)
- Application for Chronic Renal Disease Transportation Services
- Application for Head Injury Program Services (Division of Program Support and Coordination-Form #HD1072F)  
Contact: Carolyn Cass (717) 772-2762
- Application for Special Needs Services (Division of Program Support and Coordination- Form #HD1072F)

**Division of Newborn Screening and Genetics**

- Universal Newborn Hearing Screening Program Guidelines for Infant Hearing Screening
- Early Hearing Detection and Intervention Program: Pennsylvania Department of Health Early Hearing Detection and Intervention (EHDI) Program Report on Screening and Follow-up for 2004-2006 Births
- Newborn Screening Provider Manual for the Common-

wealth of Pennsylvania-Division of Newborn Screening and Genetics Bureau of Family Health

- Brochure to Parents: Pennsylvania Screening Services for Newborn Babies-Protecting Babies, Preventing Problems, Screening Right After Birth, Starting Treatment Early
- Application for Newborn Screening and Follow-up Program-Metabolic Formula Order Form
- Application for Services Metabolic Formula Program Pharmacy Selection Form
- Application for Services Metabolic Formula Program (Form No. HD1072F)
- Application for Services HEALTH INSURANCE BENEFITS INFORMATION SHEET
- Application for Services Certification and Authorization Statements

Contact: Will Cramer (717)346-2619

- WIC State Plan of Operations

Contact: Shirley Sword (717)783-1289

- Traumatic Brain Injury Needs Assessment (2003)
- Traumatic Brain Injury State Action Plan (2003)

Contact: Carolyn Cass (717) 772-2762

**TB Program**

- TB Control Manual
- TB Outbreak Response Plan

Contact: Beth Butler (717)787-3981

**STD Program**

- STD Outbreak Response Plan
- STD Electronic Resource Guide, 2007 (CD-ROM)
- PA NEDSS STD Program Reference Guide (available on line)
- Program Operation Guidelines for STD Prevention (published by Centers for Disease Control and (Prevention (CDC))

Contact: Steve Kowalewski, Senior Public Health Advisor (717) 787-3981

**Bureau of Health Statistics and Research**

- Application for Certified Copy of Birth or Death Record, Form H105.102.
- Form Utilized for Birth Corrections, Form H105.133.
- Death Correction Statement, Form H105.135.
- Application for Multi-Year Search of Birth Record, Form HD1124F.
- Application for Multi-Year Search of Death Record, Form HD 1125F.
- Biological Parent Registration Identification Form, Form H105.700.
- Withdrawal of Biological Parent Consent Form, Form H105.702.
- Statement from Requestors Not Possessing an Acceptable Government Issued Photo-ID, Form HD123F.
- Change in Civil Status Form, Form H105.132.

The following forms are electronically available at [www.health.state.pa.us/vitalrecords](http://www.health.state.pa.us/vitalrecords):

- Application for Certified Copy of Birth Record-Mail Requests, Form HD1105F
- Application for Certified Copy of Death Record-Mail Requests, Form HD1107F
- Form Utilized for Birth Corrections, Form HD1104F
- Death Correction Statement, Form HD1109F
- Application for Multi-Year Search of Birth Record, Form HD1131FW
- Application for Multi-Year Search of Death Record, Form HD1132FW
- Statement from Requestors Not Possessing an Acceptable Government Issued Photo-ID, Form HD123F
- Change in Civil Status Form, Form H105.132

Contact: Marina Matthew (717)783-2548

**Bureau of Laboratories**

- Submission of Rabies Specimens
  - General Specimen Submission
  - Compliance with Shipping of Diagnostic Specimen/Etiologic Agent
  - Laboratory Submission Form for Viral Encephalitis/Meningitis
  - Sputum Collection for Tuberculosis
  - Nasal or Throat Swab Procedure for Virus Isolation
- Contact: Dr. Shahiedy Shahied (610) 280-3464
- Postmortem Blood Testing on Motor Vehicle Accident Victims—Specimen Submittal Requirements
  - Blood Lead Analysis—Specimen Submittal Requirements
  - Environmental Lead Analysis—Specimen Submittal Requirements
  - Neonatal Testing for Genetic Disorders—Specimen Submittal Requirements
  - Blood Alcohol Proficiency Testing Program Requirements
  - Blood Lead Proficiency Testing Program Requirements
  - Erythrocyte Protoporphyrin Proficiency Testing Program Requirements
  - Abused Drugs in Blood Proficiency Testing Program Requirements
  - Abused Drugs in Urine Proficiency Testing Program Requirements
- Contact: Dr. Shahiedy Shahied (610) 280-3464
- In-State Clinical Laboratory License Application
  - Multiphasic Screening Procedure
  - Out-of-State Laboratory Licensure Application
  - Pennsylvania Clinical Laboratory Permit Application—Mobile Labs
  - Pennsylvania Clinical Laboratory Permit Application—Screening Sites
  - Instructions for Completing the Out-of-State Clinical Laboratory License Application
  - Change of Status Form

- Laboratory Personnel Form
  - Quality Assessment Document—Administrative
  - Quality Assessment Document—Chemistry
  - Quality Assessment Document—Cytology
  - Quality Assessment Document—Hematology
  - Quality Assessment Document—Immunochemistry
  - Quality Assessment Document—Immunology
  - Quality Assessment Document—Microbiology
  - Quality Assessment Document—Urinalysis
- Contact: Dr. Shahiedy Shahied (610) 280-3464

**Bureau of Health Promotion and Risk Reduction**

- Why We Recommend Community Water Fluoridation
  - Policy for Determining Eligibility and Compliance of Service Providers Currently
  - Receiving Funding From a Tobacco Company, a Tobacco Company Subsidiary, or Their Agent (6/04)
- Contact: Leslie A. Best (717) 787-6214

**Office of Public Health Preparedness**

- State Emergency Registry of Volunteers in Pennsylvania Criminal History Policy and Code of Conduct (2011-01) July 1, 2011
- Shannon Calluori (717) 346-0640

**Office of Chronic Care**

- List of Participating Practices
  - List of Participating Payers
  - Participation Agreement
  - Aggregated Data by Region
  - CMS Agreement
  - Practice Performance Assessment Framework Tool
  - Steering Committee Composition
  - Physician Advisory Group Composition
  - NCQA Certification Data
  - Learning Sessions Materials
- Contact: Dr. Marcela Diaz-Myers (717) 346-9712

Many of these documents are also available on the Department of Health's website: [www.health.state.pa.us](http://www.health.state.pa.us)

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**INSURANCE**

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**I. NOTICES:****Executive Office****Insurance Department Notices**

<i>No.</i>	<i>Date Published</i>	<i>Description</i>
2012-06	06/30/2012	Per Diem Charges for Financial Examinations Conducted by the Pennsylvania Insurance Department
2012-05	06/30/2012	Per Diem Charges for Market Conduct Examinations of Insurance Companies
2012-04	02/18/2012	Effective Dates for Small Group Health Insurance Rate Filings
2012-03	02/18/2012	Autism Spectrum Disorders Coverage—Maximum Benefit Adjustment
2012-02	02/04/2012	Workers' Compensation Fund Assessment
2012-01	02/04/2012	Mcare Rosemont Office Closing
2011-10	10/29/2011	Guidelines for Retention of Records by Insurers and Other Entities Subject to Examinations Conducted by the Insurance Department
2011-09	10/29/2011	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2011-08	09/03/2011	Children's Health Insurance Program; Benefit Changes and State Plan Amendment
2011-07	07/30/2011	Philadelphia Regional Office Closing
2011-06	07/30/2011	Advisory Notice—Rate Review Process Determination
2011-03	05/14/2011	Use of Misleading Professional Designations by Insurance Producers Selling Life Insurance or Annuities to Seniors
2011-02	03/19/2011	Workers' Compensation Security Fund Assessment

<i>No.</i>	<i>Date Published</i>	<i>Description</i>
2011-01	01/01/2011	Increase in the Accident Surcharge Dollar Threshold (Cap) to \$1,450
2010-12	10/30/2010	Certification as an Independent Review Organization; Long—Term Care Benefit Trigger Determinations
2010-11	10/30/2010	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2010-10	10/02/2010	Provisions of Act 51 of 2010
2010-09	08/14/2010	Mini-COBRA Coverage
2010-08	07/17/2010	Application for Written Consent
2010-07	07/03/2010	Patient Protection and Affordable Care Act—Guidance for Compliance Filings
2010-06	07/03/2010	Repeal of Outdated Notices
2010-03	06/12/2010	2010 Workers' Compensation Security Fund Assessment
2010-02	01/02/2010	Review Procedure Hearings; Cancellation or Refusal of Insurance
2010-01	01/02/2010	2009 Workers' Compensation Security Fund Assessment
2009-11	11/28/2009	General Guidance for Disclosure of Prescribed Differences from NAIC Statutory Accounting Principles
2009-08	10/27/2009	Medical Care Availability and Reduction of Error Fund; Notice and Amount of Assessment Action
2009-07	07/31/2009	Updated Guidelines for Record Retention
2009-06	06/27/2009	Autism Review Process
2009-03	04/11/2009	Autism Coverage
2009-02	02/14/2009	Property and Casualty Insurance Companies and Producers Issuing Certificates of Insurance in Pennsylvania
2009-01	02/14/2009	Community Health Reinvestment Activities
2008-08	10/18/2008	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2008-05	04/19/2008	Long-Term Care Partnership Program Effective Date and Revised Guidance Announcement
2008-02	01/12/2008	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2008-01	01/12/2008	Increase in the Accident Surcharge Dollar Threshold (Cap) to \$1,350
2007-06	12/01/2007	Arson and Insurance Fraud Reporting
2007-05	10/27/2007	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2007-04	09/30/2007	List of Approved Guide Source Method Vendors
2006-12	11/18/2006	Flood Insurance Training Requirements
2006-10	10/28/2006	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2006-08	07/08/2006	Repeal of Outdated Bulletins and Notices
2006-07	06/24/2006	Professional Corporations, Professional Associations and Partnerships
2006-06	06/24/2006	Notice of Agent Education and Training Requirement Changes
2005-11	11/19/2005	Financial Statement Filing Requirements for 2006
2005-10	10/29/2005	Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action
2005-07	07/23/2005	Agreement on Community Health Reinvestment
2005-04	03/26/2005	Viatical Settlement Broker License Testing Requirements for Licensed Life Insurance Producers
2005-02	02/05/2005	Reporting and Disclosure of Criminal Convictions
2005-01	01/22/2005	Increase in the Accident Surcharge Dollar Threshold (Cap) to \$1,150
2004-02	04/17/2004	Medical Care Availability and Reduction of Error Fund; Calculation of Podiatrist Liability
2003-11	11/29/2003	Coverage for Chiropractic Care

<i>No.</i>	<i>Date Published</i>	<i>Description</i>
2003-07	09/20/2003	Notice to Companies Writing Private Passenger Auto Insurance in Pennsylvania
2003-06	08/09/2003	Drug and Alcohol Use and Dependency Coverage
2002-10	10/19/2002	Proper Reporting of Uncovered Medical Liabilities and Expenses (Uncovered Claims)
2002-09	09/21/2002	Medical Care Availability and Reduction of Error Fund's Assessment
2002-08	09/14/2002	Medical Care Availability and Reduction of Error Fund Administrative Hearings Process
2001-07	06/30/2001	Deregulation of Life Insurance Forms
2001-04	04/21/2001	Book Transfers
2000-04	02/26/2000	The Violent Crime Control and Law Enforcement Act of 1994, 18 U.S.C., Sections 1033 and 1034
2000-03	02/19/2000	Federally Mandated Health Care Fraud and Abuse Reporting
	06/28/1997	Deregulation of Accident and Health Forms
	04/12/1997	Deregulation of Accident and Health Forms
	03/30/1996	Deregulation of Accident and Health Forms
1995-09	08/23/1995	Deregulation of Commercial Lines Property and Casualty Forms
1995-07	07/19/1995	Modification of Contract for Use When an Annuity Premium Tax is Not Applicable
1994-14	10/03/1994	Separate Account Modified Guaranteed Life Insurance
1994-13	10/03/1994	General Account Modified Guaranteed Life Insurance
1994-12	10/03/1994	Separate Account Modified Guaranteed Annuity
1994-11	10/03/1994	General Account Modified Guaranteed Annuity
1994-09	07/07/1994	Approval and Solicitation of Long Term Care Policies for Continuing Care Retirement Communities

#### *Statements of Policy*

31 Pa. Code, Chapter 67, Sections 67.41—67.45 and Appendix A, Motor Vehicle Financial Responsibility Law, Subchapter D. Adopted 05/19/1989.	31 Pa. Code, Chapter 90i, Sections 90i.1—90i.3, Certificates of Assumption. Adopted 03/05/1993.
31 Pa. Code, Chapter 89, Sections 89.451—89.474, Approval of Life, Accident and Health Insurance. Subchapter H. Statements of Policy. Adopted 02/05/1982.	31 Pa. Code, Chapter 119, Sections 119.1—119.26, Anti-Fraud. Adopted 08/27/1993.
31 Pa. Code, Chapter 90c, Sections 90c.1—90c.25, Individual Applications. Adopted 01/18/1991.	31 Pa. Code, Chapter 120, Sections 120.1—120.5, Loss Cost Adjustment Filing. Adopted 08/27/1993.
31 Pa. Code, Chapter 90d, Sections 90d.1—90d.9, Individual Accidental Death Benefits; Provided by Riders or Built into Policies. Adopted 01/18/1991.	31 Pa. Code, Chapter 150, Sections 150.1—150.5, Uniform Health Insurance Claim Form. Adopted 07/02/1993.
31 Pa. Code, Chapter 90e, Sections 90e.1—90e.13, Individual IRA Endorsements for Life Insurance and Annuities. Adopted 01/18/1991.	31 Pa. Code, Chapter 152, Sections 152.101—152.105, Preferred Provider Organizations, Primary Care Gatekeeper PPO Products. Adopted 09/27/1991.
31 Pa. Code, Chapter 90f, Sections 90f.1—90f.16, Individual Imminent Death/Lifetime Health Care Facility Confinement Benefits Provided as Accelerated Death Benefit or Settlements of Death Benefit; Provided by Riders or Built into Policies. Adopted 01/18/1991.	31 Pa. Code, Chapter 153, Section 153.2, Permission to file accident and health, life and annuity insert pages. Adopted 10/19/1990.
31 Pa. Code, Chapter 90g, Sections 90g.1—90g.16, Individual Health Care Facility Benefits Provided as Accelerated Death Benefit or Settlement of Death Benefit; Provided by Riders or Built into Policies. Adopted 01/18/1991.	31 Pa. Code, Chapter 153, Section 153.3, Simplified review of company merger, assumption or name change form and rate filing. Adopted 06/28/1991.
31 Pa. Code, Chapter 90h, Sections 90h.1—90h.11, Individual Waiver of Surrender Charges for Life and Annuity Contracts Resulting From Health Care Facility Usage; Provided by Riders or Built into Policies. Adopted 01/18/1991.	31 Pa. Code, Chapter 301, Sections 301.201—301.204, Health Maintenance Organization, Subchapter H. Point-of-Service Products Group Specific Community Rating. Adopted 09/27/1991.
	31 Pa. Code, Chapter 301, Sections 301.301—301.321, Health Maintenance Organization, Subchapter I. Contractual Arrangements Between HMOs and IDSs. Adopted 04/05/1996.
	31 Pa. Code, Chapter 303, Section 303.1, Out-of-State Health Maintenance Organization Investments. Adopted 03/25/1988.

Contact: Peter Salvatore, Bureau of Administration, 717-787-4429; fax 717-705-3873

**II. OTHER:****Administrative Hearings Office**

*Digest of Automobile Policy Terminations (Act 68 and 78)*  
Insurance Commissioner Decisions on Automobile Insurance Administrative Hearings

*Digest of CAT Fund Adjudications*

Insurance Commissioner Decisions on Automobile CAT Fund Administrative Hearings

*Digest of Homeowners Policy Terminations (Act 205)*

Insurance Commissioner Decisions on Homeowners Insurance Administrative Hearings

*Digest of Agency Terminations (Act 143)*

Administrative Hearing Officer Decisions on Insurance Agency Administrative Hearings

*Practice and Procedure Digest*

Describes the Administrative Hearing Process

Contact: Dolores Martin, Administrative Hearings Office, 717-783-2126; fax 717-787-8781

**Office of Insurance Product Regulation and Administration**

*Public Documents Room Procedures*

Procedures to review public documents at the Insurance Department

*Regulatory Procedures Manual*

Internal procedures regarding drafting of regulations

Contact: Peter Salvatore, Bureau of Administration, 717-787-4429; fax 717-705-3873

**LABOR AND INDUSTRY****POLICY STATEMENTS:**

Labor & Industry Secretary

- Equal Employment Opportunity Policy Statement
- Labor and Industry Contract Compliance Policy Statement
- Weapons Policy Statement
- Disability—Related Employment Policy Statement
- Policy on Sexual Harassment
- Health Policy Statement
- Security Policy Statement
- Free Posters Announcement
- Workplace Violence Statement
- Workforce Investment Act Policy Statement

**Office of Equal Opportunity**

- Equal Opportunity Plan
  - Methods of Administration
- Contact: Khan Mitchell (717-787-1767)

**Bureau of Workers' Compensation**

- Occupational Disease under the Workers' Compensation Act—Guidelines for Employment Screening Programs under Act 115 of 2001 BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Health Care Under the Workers' Compensation Act BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Uninsured Employers Guaranty Fund BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- General Provisions of Act 57 of 1996 BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")

**GUIDANCE MANUALS:****Office of Vocational Rehabilitation**

- OVR Numbered Memoranda
- 09-200.01 Ticket to Work Program
- 10-100.01 Records Retention
- 10-100.02 Driver Services for OVR Employees

- 10-100.03 OVR Case Sharing
- 10-100.04 OVR Case Filing System
- 10-200.01 Psychological Services—Qualifications, Approval, and Use of Psychological Providers and Services
- 10-200.02 Psychological Services—Guideline: Psychodiagnostic and Vocational Assessment
- Updated IL/SS Handbook
- 10-300.01 Independent Living/Specialized Services Program Handbook Contact: Denise Verchimak (717-772-3511) Office of Vocational Rehabilitation
- Bureau of Blindness and Visual Services Independent Living/Specialized Services Program Handbook Contact: David DeNotaris (717-783-3784) Director, BBVS

**Bureau of Workers' Compensation**

- WC Forms/Petitions Filing Tutorial BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Calculating 21-Day Compliance BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Return-to-Work Model BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- LIBC-507 Form Tutorial BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- LIBC-9 Form Tutorial BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- PA Workers' Compensation Employer Information Pamphlet, LIBC-200 (Workers' Compensation Guidelines for Employers.) BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Workers' Compensation and the Injured Worker Pamphlet, LIBC-100 (Workers' Compensation Guidelines for Injured Workers.) Revised January 1, 2011. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Workers' Compensation and the Injured Worker Pamphlet—Spanish Edition, LIBC -100-(ESP) (Workers' Compensation Guidelines for Spanish-speaking Injured Workers.) BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Failure to Insure Prosecutions. Updated April 2012. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Procedures for Completing an Application for Fee Review, LIBC-600 BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Notice to Claimant (LIBC-758) Changes to LIBC-758 effective June 6, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Claim Petition for Benefits From the Uninsured Employer and Uninsured Employers Guaranty Fund, LIBC-550. Updated June 30, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Notice of Claim Against Uninsured Employer, LIBC-551. Updated June 30, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Notice of Workers' Compensation Denial, LIBC-496. Revision effective April 20, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- 2011 Statewide Average Weekly Wage Schedule. Revised effective January 1, 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Supplement Agreement for Compensation for Disability or Permanent Injury, LIBC-337. Change effective December 23, 2010. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Defendant's answer to Claim Petition, LIBC-374. Available online as of December 2010. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Statement of Purpose of Adoption of Usual and Customary Charge. Effective November 1, 2010. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")



- Medical Report, LIBC-9, Tutorial BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- EDI (Electronic Data Interchange). Updated May 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Death Claim Supplement to Compromise and Release, LIBC-749. Now available online as of January 2011. WCOA website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Employee/Dependent Statement Form. Revised March 2011. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Bureau Code Listings. Updated Monthly. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Bureau Annual Report. Updated February 2012. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- IRE Physician Listing. Updated Monthly. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Safety Committee Box Score. Updated Biweekly. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Governor’s Award of Safety Excellence. Updated June 1 each year. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Requirements for Excess Insurance  
Contact: George W. Knehr, Chief, Self-Insurance Division, BWC (717-783-4476)
- Employer’s Guide to Self-Insuring Workers’ Compensation, LIBC-300 BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)
- Application and Summary of Requirements for Self Insurance  
Contact: George W. Knehr, Chief, Self-insurance Division, BWC (717-783-4476)
- Instructions Accompanying Application to have a Letter of Credit or Surety Bond Executed. Updated September 11, 2011.  
Contact: George W. Knehr, Chief, Self-insurance Division, BWC (717-783-4476)
- Guidelines for Individual Self-Insurance Actuarial Evaluations  
Contact: George W. Knehr, Chief, Self-Insurance Division, BWC (717-783-4476)
- Guidelines for Group Self-Insurance Actuarial Evaluations  
Contact: George W. Knehr, Chief, Self-insurance Division, BWC (717-783-4476)
- Workers’ Compensation Self-Insurance Loss Portfolio Transfer Guidelines. Updated September 11, 2011.  
Contact: George W. Knehr, Chief, Self-insurance Division, BWC (717-783-4476)
- Certified Employer Network Overview  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- Accident and Illness Prevention Service Provider Qualifications Guide  
Contact: Bill Keefer, Health and Safety Division, BWC (717-772-1636)
- Insurer, Individual Self-Insured Employer and Group Self-Insurance Fund Accident and Illness Prevention Service/Program Audit Overviews  
Contact: Bill Keefer, Health and Safety Division, BWC (717-772-1636)
- Contact Sheet  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- Division Overview  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)

- HandS Flyers  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- Iceburg-Hidden Costs of Accidents  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- State Certified Workplace Safety Committee Program  
Contact: Bob Pierce, Health and Safety Division, BWC (717-772-1917)
- PATHS: Pennsylvania Training for Health and Safety. BWC website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (“Workers’ Compensation”)

**OTHER:****Center for Workforce Information and Analysis**

Contact: Sue Mukherjee (717-787-6507)

- New Hire Program forms for businesses to use to report new hires—found at [www.pacareerlink.state.pa.us](http://www.pacareerlink.state.pa.us)
- High Priority Occupations policy and petition information available at [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)

**Bureau of Workforce Development Partnership**

- Workforce Investment Information Notice 12-03 dated June 22, 2004 regarding Rapid Response/ Trade Adjustment (TA) Program Policy—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us).
- Workforce Investment Information Notice 7-03 dated July 7, 2004 regarding Trade Act and NAFTA-TAA job search—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 6-03 dated December 12, 2003 regarding Trade Act and TAA Reform Act waiver policy and procedure—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 5-03 dated December 12, 2003 to furnish local staff with State’s Trade Act certification and petition processes found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 4-03 dated July 29, 2004 regarding Trade Act reemployment benefit—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 1-03 dated September 12, 2003 regarding Distance learning under TAA—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 14-02 dated June 10, 2003 regarding Seamless integration and coordination of services under Trade Act programs with Workforce Investment Act—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 7-01 dated December 11, 2001 regarding Reasonable Cost of Training and Transportation Payments for the TAA/NAFTA-TAA programs—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 6-99 Change 1 dated August 6, 2002 regarding WIA Dislocated Worker Rapid Response Additional Assistance and Critical
- Job Training Grant Questions and Answers—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 1-05 dated September 27, 2005 regarding Local Workforce Investment Areas (LWIAs)—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 12-02 dated April 10, 2003 regarding Workforce Investment Act certification of training and course/programs and developing ITA policies and procedures—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)

- Workforce Investment Information Notice 1-99 Change 4 dated June 4, 2004 regarding ongoing information and guidance regarding program/provider eligibility, school licensing requirements and appeal procedures-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 1-00 Change 3 dated March 17, 2003 regarding information to Local Workforce Investment Board, training providers and other Team Pennsylvania CareerLink partners-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 3-02 dated January 8, 2003 regarding Guidelines to moving Pa CareerLink and Partners-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 2-02 dated January 8, 2003 regarding Guidelines to moving Pa CareerLink and Partners-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 10-01 dated July 17, 2002 regarding Career Resource Area Technology Policy-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 3-05 dated June 20, 2006 regarding Competitive procurement of Youth Services for LWIA Program Operators, LWIBS and their Local Youth Councils -found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 2-04 dated April 27, 2005 regarding policies and procedures for grants awarded to Local Workforce Investment Areas, non-profit organizations, private-for-profit businesses and Local Education Agencies -found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 8-02 Change 1 dated December 12, 2003 regarding development and operation of Project Gate-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 8-02 Change 2 dated June 7, 2004 regarding development and operation of Self-Assistance Program and Project Gate-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 4-99 Change 1 dated November 4, 2002 regarding core intensive training, optional and youth services by program charts-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 3-99 Change 2 dated November 4, 2002 regarding guidance information on Title I WIA eligibility criteria for registration and WIA acceptable eligibility verification.-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 1-98 Change 2 dated January 30, 2004 regarding WIA participant questions and answers.-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 9-02 dated January 8, 2003 regarding WIA performance measures.—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 11-02 dated January 22, 2003 regarding Labor Exchange and Veterans Employment Training Service Performance Measures-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 3-01, Change 2 dated May 23, 2003 regarding Revised Team Pa CareerLink Employment Services Policies and Procedures.-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 1-01 dated August 9, 2001 regarding definitions of levels of Pa CareerLink registration Services Policies and Procedures.-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 2-01 Change 1 dated July 21 2003 regarding revisions of WIIN 2-01 for Staff-Assisted Registration for Employment Services-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 6-01 dated May 15, 2002 regarding combined business plan/agreement process-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 5-01 Change 1 dated May 7, 2002 regarding government agreement revisions and cost allocation and resource agreement changes-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 3-00 Change 1 dated November 2, 2004 regarding guidance to local Workforce Investment Boards and their Youth Councils on the Workforce Investment Act of 1998, federal regulations and state policies found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 2-00 Change 2 dated March 2, 2004 regarding—Financial Management Technical Assistance Guide—found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 3-03 dated July 13, 2004 regarding guidance to Local Workforce investment Boards on membership, certification and compliance with the Workforce Investment Act and state policies-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 2-03 Change 1 dated October 8, 2003 regarding Commonwealth's revised Local Workforce investment Board staffing policy found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)
- Workforce Investment Information Notice 4-00 dated July 27, 2001 regarding LWIA designations in prescribed formats-found on the PA workforce website: [www.paworkforce.state.pa.us](http://www.paworkforce.state.pa.us)

#### **Minimum Wage Advisory Board**

- Analysis of the Pennsylvania Minimum Wage Increases in 2010.

#### **Office of Vocational Rehabilitation**

- The OVR Annual Report—Sam Cost (717-772-1658).
- OVR Combined Agency State Plan Update—Sam Cost (717-787-1658)
- Employment Services for Persons with Disabilities—David Baum (717-787-5518)
- The OVR Rehabilitation Services Handbook—Nesta Livingston (717-783-6382)
- OVR Transition Pamphlet—Wendy Patterson (717-787-6695)
- OVR—Transition From Substance Abuse to Recovery and Work (A Guide for Vocational Rehabilitation) Dana Baccanti (717-772-1656)
- Getting Your Business Ready for ADA—ADA Questions—David Baum (717-787-5518)

**State Workers' Insurance Fund**

- Injury Hotline Reporting Sticker
- Employee Information for reporting of Work Related Injuries
- Workers' Compensation Employee Notice
- SWIF District Office Map and Directory
- Notice of Employer W/C coverage with SWIF (English & Spanish)
- SWIF Information Pamphlet
- "You as a Witness" in a Workers' Comp. Proceeding
- Benefits of Early Reporting of Injuries
- State Workers' Insurance Fund "Checklist"
- SWIF's Early Return to Work Program
- Telephonic Reporting Questionnaire
- "21 day rule" Reporting guideline letter
- SWIF Safety Policy and Program Outline
- Certified Safety Committee Addendum
- Governor's Initiative on Workplace Safety, Pennsafe
- Drug Free Pennsylvania Packet
- Claimant Authorization for Direct Deposit of SWIF Benefits Notice of subrogation lien against a third-party recovery under Section 319 of the Workers' Compensation Act
- Preferred Provider Organization (PPO) Notice
- Free Access to Statewide Preferred Provider Organization (PPO) Notice
- Return-to-Work Program Notice (It is not the same as the SWIF Early Return to Work Program previously listed. Both are still in use.)
- Memo Concerning Section 305.2 of the Workers' Compensation Act.
- Notice to SWIF Policyholders Concerning their Obligation to Comply with Bureau Regulation 121.3b

**Bureau of Workers' Compensation**

- Workers' Compensation Rate Schedules. Revised February 2012. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Independent Review Examination Physician's Listing. Updated Monthly. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- 2010 Medical Access Study Executive overview. Updated July 2011. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Claim Petition for Additional Compensation from the Subsequent Injury Fund Pursuant to Section 306.1 of the Workers' Compensation Act, LICB-375. Updated February 2010. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- News & Notes (A Bureau of Workers' Compensation Public Newsletter). Published February 2012. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Employer's Guide to Workers' Compensation Insurance in Pennsylvania (A folder which includes: An Employer's Overview, A Guide to Loss Cost Multipliers, A Guide to Classification Codes and other workers' compensation information of interest to employers). Updated January 2011. Contact: Information Services Helpline (717-772-3702)
- Workers' Compensation and Workplace Safety Annual Report BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Report of Insurer/Self-Insured Employer Performance. Revised June 3, 2012. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Work Injuries & Illnesses Report (Annual Statistical Publication). Updated February 2012. BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Frequently Asked Questions Workers' Compensation BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")

- Frequently Asked Questions Health Care Services Review BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Frequently Asked Questions Workplace Safety Committee Certification Program BWC Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation") \*Office of Adjudication Petition Count WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Obtaining WC Hearing Transcripts WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Medicare Policy: Evaluation and Approval of WC Lump Sum Settlements WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Accommodation Requests WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Lawyer Referral Service Information (Web guideline) WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Appeal Forms and Their Instructions WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Compromise & Release Form. Updated February 1, 2011. WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Informal Conference Request Form WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Subpoena Form. Revised October 31, 2010. WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")
- Alternative Dispute Resolution Pamphlet WCOA Website: [www.dli.state.pa.us](http://www.dli.state.pa.us) ("Workers' Compensation")

**Workers' Compensation Appeals Board**

(Contact: William Trusky 717-783-7838)

- LICB-25/26, Appeal From Judge's Findings of Fact and Conclusions of Law
- Workers' Compensation Appeal Board- Overview of Program
- Instructions for Completing the Appeal Form
- 2012 Hearing Dates
- FAQs

[http://www.portal.state.pa.us/portal/server.pt/community/workers%27\\_compensation\\_appeal\\_board/10314](http://www.portal.state.pa.us/portal/server.pt/community/workers%27_compensation_appeal_board/10314)

**Interpreter Law, Act 172 of 2006**

(Contact: Richard Lengler 717-705-0464)

- Model Voir Dire for Qualifying a Non-Certified Sign Language Interpreter or Transliterator
- Model Voir Dire for Qualifying a Non-Certified Foreign Language Interpreter
- Suggested Oath
- Pennsylvania Code of Ethics and Professional Conduct for Interpreters
- Presiding Officer Checklist
- Interpreter Checklist
- Frequently Asked Questions
- Interpreter's Law Guide <http://www.portal.state.pa.us/portal/server.pt?open=514&objID=614764&mode=2>

**Office of Unemployment Compensation Benefits**

(Contact: Terri Smith 717-772-1478)

[www.uc.pa.gov](http://www.uc.pa.gov)

- DUA-5 Disaster Unemployment Assistance
- UC-23 Pennsylvania Unemployment Compensation Filing Materials Checklist
- UC-23 (ESP) Pennsylvania Unemployment Compensation Filing Materials Checklist (Spanish)
- UC-33 UC Services, Unemployment Compensation Service Centers
- UC-98 A Quick Reference Guide for UC
- UC-98(ESP) A Quick Reference Guide for UC (Spanish)
- UC-200 Poster Protect Your Business From Higher Taxes

- UC-304 Record of Job Applications and Work Search Activities
  - UC-304 (ESP) Record of Job Applications and Work Search Activities (Spanish)
  - UC-600 Poster: Report UC Fraud
  - UC-601 Poster: UC Fraud is a Crime
  - UC-602 Cheating the System
  - UC-700 UC Claims Poster (Private Employers)
  - UC-700(ESP) UC Claims Poster (Spanish)
  - UC-700A UC Claims Poster (State Employers)
  - UC-701 UC Reduction of Benefits poster
  - UC-701 (ESP) UC Reduction of Benefits poster (Spanish)
  - UC-704 Poster Filing for Unemployment Benefits Online
  - UC-704(ESP) Poster Filing for Unemployment Benefits Online (Spanish)
  - UC-705 Poster UC Services
  - UC-705 (ESP) Poster UC Services
  - UC-725 UC Bookmark (English-Spanish)
  - UC-1097 Shared-Work pamphlet
  - UC-1300 Federal Health coverage Tax Credit/ATAA
  - UC-1300A Federal Health Coverage Tax Credit/RTAA
  - UC-1300B Federal Health Coverage Tax Credit/RTAA
  - UC-1609 How to Apply for UC benefits (State Employers)
  - UC-1609 (INS) Instructions for Commonwealth Agencies When Completing Form
  - UC-1609 How to Apply for Unemployment Compensation (UC) Benefits
  - UC-1609P How to Apply for UC benefits (Private Employers)
  - UC-1609P (INS) Instructions for Employers When Completing Form UC-1609P How to Apply for Unemployment Compensation (UC) Benefits
  - UCP-1 PA UC Handbook
  - UCP-1 (ESP) PA UC Handbook (Spanish)
  - UCP-8 State Unemployment Compensation and Supplemental Unemployment Benefit Plans
  - UCP-9 Unemployment Compensation Extended Benefits (EB) Period Beginning February 2009
  - UCP-9 (ESP) Unemployment Compensation Extended Benefits (EB) Period Beginning February 2009 (Spanish)
  - UCP-11A Trade Act of 2002
  - UCP-11A (ESP) Trade Act of 2002 (Spanish)
  - UCP-11B Trade and Globalization Adjustment Assistance Act of 2009
  - UCP-11B (ESP) Trade and Globalization Adjustment Assistance Act of 2009
  - UCP-11C Trade Adjustment Assistance Extension Act of 2011
  - UCP-16 UC for Reimbursable Employers
  - UCP-18 UC Appeals Information
  - UCP-18 (ESP)-UC Appeals Information (Spanish)
  - UCP-22 RFC for Contributory Employers
  - UCP-24 Support Withholding from UC
  - UCP-25 Employee Unemployment Compensation Withholdings
  - UCP-26 Emergency Unemployment Compensation (EUC) Program
  - UCP-26 (ESP) Emergency Unemployment Compensation (EUC) Program (Spanish)
  - UCP-36 Employers' Reference Guide to Unemployment Compensation
  - UCP-37 Your Unemployment Benefit Guide
  - UCP-37 Your Unemployment Benefit Guide (Spanish)
  - UCP-39 UC Services for Employers
  - UCP-41 UC Eligibility Issues\*UCP-41 (ESP) UC Eligibility Issues (Spanish)
  - UCP-42 (ES-2762) UC Employer Rights
- Office of Unemployment Compensation Benefits—Discontinued Non-Regulatory Documents**
- UCP-28 Services Provided by Pennsylvania Teleclaims
  - UCP-11 Assistance for Workers under Trade Act of 1974.
  - UCP-11(ESP) Assistance for Workers under Trade Act of 1974
- Office of Unemployment Compensation Tax Services**
- PA-100 Pennsylvania Enterprise Registration Form and Instructions
  - UCP-7: The Problem of “Localized” and “Nonlocalized” Employment
  - UCP-16: UC for Reimbursable Employers
  - UCP-18: UC Appeals Information
  - UCP-18 (ESP): Compensación por Desempleo
  - UCP-22: Relief From Charges for Contributory Employers Questions and Answers
  - UCP-25: PA Employee UC Withholdings
  - UCP-30: PA UC—Preparing for your UC Audit
  - UCP-32: Employee or Independent Contractor?
  - UCP-34: PA UC Tax Clearance Program
  - UCP-35: Family Employment
  - UCP-36: Employer's Reference Guide to UC
  - UCP-36 (Insert): PA UC Solvency Tax Information
  - UCP-38: Internet Filing of Quarterly Reports for UC (Forms UC-2/2A) & Electronic Payment of Contributions via Electronic Funds Transfer
  - UCP-39: Pennsylvania Unemployment Compensation Services for Employers
  - UCP-40: Controlling UC Costs for Contributory Employers
  - UCP-41: Unemployment Compensation Eligibility Issues
  - UCP-41 (ESP): Compensación de Desempleo Puntos de Derecho
  - UC Issues Update Newsletter
- Bureau of Labor Law Compliance**  
Contact: David E. Heller, Director (717-787-3681)
- Apprenticeship and Training Act
  - Apprenticeship and Training Program Overview—forms application
  - Child Labor Law—LLC-17, Schedule of Work Hours
  - Child Labor Complaint Form
  - Application for Permit for Employment of a Minor in Theatrical and Other Performances
  - Newspaper Carriers
  - Equal Pay Law
  - Industrial Homework Law—Industrial Homework Application/Application Renewal
  - Industrial Homework Certification
  - Medical Fee Act
  - Minimum Wage Act—Minimum wage complaint form
  - Overtime Rules in Pennsylvania
  - Wage Payment and Collection Law
  - Personnel File Inspection Act
  - Prevailing Wage Act
  - Wage Rate Submittal Form
  - Seasonal Farm Labor Act—Contractor/Agent LLC—6 Applications for Farm Labor
  - Underground Utility Line Protection Act
  - Prevailing Wage Statistics and Collections
  - Labor Standards Statistics and Collections
  - Prevailing Wage Rate Determination Search
  - Prevailing Wage Determination Request
  - Prevailing Wage Act

- Prevailing Wage Regulations
  - Current Labor & Industry debarment list
  - Certified Payroll Certificate
  - Apprenticeship and Training Regulations
  - Prevailing Wage Complaint Form
    - Electronic Online Version (PW)
    - Printer Friendly (PDF Download)
    - Spanish Version (PDF Download)
  - Labor & Industry Road Construction Interpretation
  - Check form list
  - HITS Incident Report Form
  - Employment of Minors as Ambulance Attendants
  - Definitions for 29 County Building Construction Laborers
  - Definitions for 29 County Heavy, Highway Construction Laborers
  - Definitions for 7 County Building Construction Operators
  - Definitions for 22 County Building Construction Operators
  - Definitions for 29 County Heavy Equipment Operators
  - Definitions for 29 County Highway Construction Operators
  - Definitions for 33 County Building Laborers
  - Definitions for 33 County Heavy & Highway Laborers
  - Definitions for 33 County Building Operators
  - Definitions for 33 County Heavy & Highway Operators
  - Definitions for 5 County Building Laborers
  - Definitions for 5 County Heavy & Highway Laborers
  - Definitions for 5 County Building, Heavy, Highway Operators
  - Asbestos Removal—Asbestos Worker/Laborer
  - Truck Driver (Building, Heavy, Highway)
  - Painters (Building, Heavy, Highway)
  - Mandatory Workplace Postings for Minimum Wage and Prevailing Wage.
  - Act 102 Prohibition of Excessive Overtime in Health Care Act Frequently Asked Questions
  - Act 102 Prohibition of Excessive Overtime in Health Care Act PowerPoint
  - Act 102 Prohibition of Excessive Overtime in Health Care Act Complaint Form
  - Act 102 Prohibition of Excessive Overtime in Health Care Act General Overview
  - Regulations Governing the Employment of Minors in Performances
  - Act 72 Construction Workplace Misclassification Act Workplace Poster in English and Spanish
  - Act 72 Construction Workplace Misclassification Act Complaint Form in English and Spanish
  - Act 72 Construction Workplace Misclassification Act Summary in English and Spanish
  - Act 72 Construction Workplace Misclassification Act Copy of Law
  - Solar Panel Classification Information
  - Personnel File Complaint Form
- Bureau of Occupational and Industrial Safety**  
 Technical International Building Code 2003 Advisories  
 Contact: Edward L. Leister, Director, BOIS (717-783-6304)
- Advisory on Sections 302.1.1 and 302.2—Incidental use areas and accessory use areas. Issued March 3, 2005
  - Advisory on Sections 310.1 and 310.2—Residential care facilities with 6-16 occupants. Issued April 1, 2005.
  - Advisory on Section 404.8—Travel distance. Issued October 29, 2004.
  - Advisory on Section 707.2—Shaft enclosure required (Exception 7). Issued March 3, 2005.
  - Advisory on Section 1014.1—Exit or exit access doorways required. Issued October 29, 2004.
  - Advisory on Section 1016.5—Corridor Continuity. Issued October 29, 2004.
  - Advisory on Section 1019.1—Enclosures required (Exceptions 8 and 9). Issued March 3, 2005.
  - Advisory on Sections 3409.3 and 3409.6 (and IEBC sections 812.5 and 506.2)—Accessibility requirements applicable to changes of group or occupancy and alterations. Issued March 3, 2005. Revised and re-issued January 8, 2007.
  - Advisory “S” (Storage) versus “U” (Utility and Miscellaneous Use) classification and use. Issued June 30, 2005. Revised January 9, 2008.
  - Technical International Building Code 2006 Advisories Contact: Edward L. Leister, Director, BOIS (717-783-6304)
  - Advisory on Section 310.1 and 310.2—Residential care facilities with 6-16 occupants. Issued April 1, 2005. Revised January 26, 2007.
  - Advisory on Section 404.8—Travel Distance. Issued October 29, 2004. Revised January 26, 2007.
  - Advisory on Section 707.2—Shaft enclosure required (Exception 7)—Issued March 3, 2005. Revised January 26, 2007.
  - Advisory on Section 1007.1—Accessible Means of Egress Required—Issued July 16, 2008.
  - Advisory on Section 1007.6—Areas of Refuge—Issued July 16, 2008.
  - Advisory on Section 1008.1.3.4—Access-controlled Egress Doors—Issued January 30, 2008.
  - Advisory on Section 1015.1—Exit and exit access doorways required. Issued October 29, 2004. Revised January 26, 2007.
  - Advisory on Section 1017.5—Corridor continuity. Issued October 29, 2004. Revised January 26, 2007.
  - Advisory on Section 1020.1—Enclosures required. Issued March 3, 2005. Revised January 26, 2007.
  - Advisory on Section 1020.1—Enclosures required (Exceptions 8 and 9). Issued March 3, 2005. Revised January 26, 2007.
  - Advisory on Section 1020.1.5—Discharge identification barrier. Issued January 30, 2008.
  - Advisory on Sections 3409.4 and 3409.7 (and IEBC sections 912.8 and 605.2)—Accessibility requirements applicable to changes of group or occupancy and alterations. Issued March 3, 2005. Revised January 26, 2007.
  - Advisory “S” (Storage) versus “U” (Utility and Miscellaneous Use) classification and use. Issued June 30, 2005. Revised January 9, 2008.
  - Uniform Construction Code Advisories Contact: Joseph P. Marchioni, Chief, UCC Division (717-346-2729)
  - Accessibility-Only Plan Reviews and Inspections.
  - Building Code Official (BCO) Certification. Revised November 14, 2007.
  - Certain Electrical Requirements with an Effective Date of 1/1/08.
  - Ground Snow Loads. Revised June 28, 2007.
  - Health Care Facilities Act
  - Measuring Kitchen Base Cabinets for an “Obstructed High Side Reach”
  - Manufactured Housing
  - One- and Two-Family Dwelling Fire Protection of Floors. Issued August 1, 2011.
  - One- and Two-Family Dwelling Sprinkler Installation. Issued August 1, 2011.
  - Recreational Cabin Exclusion
  - Residential Care Facilities. Revised on July 12, 2010.
  - Sprinkler System Shop Drawings
  - “State-Owned Buildings”

- Temporary Structures. Revised on January 19, 2011.
- Townhouse Sprinkler Installation. Revised on August 1, 2011.
- Utility Service Connections Accessibility Directives

Contact: Edward L. Leister, Director, BOIS (717-783-6304)

- Accessibility Requirements in Certain Townhouses
- Accessibility Requirements When Adding Non-Grade Level Floors
- Additions and Accessible Exits
- Measuring Kitchen Base Cabinets for an "Obstructed High Side Reach Range"
- Public Pools and Accessible
- Temporary Certificates of Occupancy & Accessibility
- Vending and Lottery Machine Reach Ranges
- Advisories on Elevators & Other Lifting Devices

Contact: Michael J. Mellon, Jr., Chief, Elevator Division (717-214-4320)

- Building Approval Information
- Common Application Deficiencies
- Controller Change Alterations
- Emergency Permits
- Excessive Car Top Clearance
- Governors in Hoistway
- Hoistway Certifications
- Jack Replacement
- Major Repair-Equipment Number
- New Construction vs. Alterations
- Pit Ladders
- Proof of Contract
- Temporary Construction Elevators
- Variances
- VRCs
- Wheelchair and Stairchair Lifts
- Work/Equipment in Machine Rooms

#### INDUSTRIAL BOARD

Contact: Donna Suskie Administrator (717-787-6114)

- Board description.
- Appeal/Variance/Extension of Time Procedures.
- Meeting Dates.
- FAQs
- LIIB 115 Fire and Panic Act form.
- LIIB 117 Uniform Construction Code form
- LIIB 118 Elevators and Other Lifting Devices form
- LIIB 119 Request for Industrial Board Plans form
- LIIB 121 Flammable and Combustible Liquids form
- LIIB 122 Liquefied Petroleum Gas form
- LIIB 303 Boiler form
- LIIB 305 Unfired Pressure Vessel form

#### PENNSAFE

Contact: Carol Freeman/Barbara Dychala (717-783-2071)

Right to Know Publications:

- PSF-4 Employee Workplace Notice
- PSF-5 What It's All About: PA Worker & Community RTK Act
- PSF-7 Employer Right to Know Information Packet—Hazardous Substance Survey Form (booklet)
- PSF-8 Compliance Materials for Public Sector Employers Hazardous Substance Survey Form (booklet)
- PSF-9 Occupational Exposure to Lead
- PSF-13 You Have a RTK: Public Sector Employees
- PSF-22 Environmental Hazardous survey Form
- PSF-23 Compliance Checklist for Public Sector Employers
- PSF-25 You Have A RTK About Hazardous Chemicals In Your Community
- PSF-29 RTK Request for Information/Complaint Form
- PSF-30 RTK After The Inspection: What Happens Next?

- PSF-31 RTK Training Program For Public Sector Employers (Leaders Guide)
- PSF-32 RTK Training Workbook For Public Sector Employees
- PSF-33 RTK Steps to Processing an Inquiry
- PSF-34 RTK Training Guidelines for Public Sector Employers

Workplace Safety Publications:

- PSF-11 WSC Technical Assistance Manual
- PSF-16A WSC Course Evaluation Form
- PSF-37-1 Safety Committee Training: Module 1 Safety Committee Dynamics
- PSF-37-2 Safety Committee Training: Module 2 Hazard Identification
- PSF-37-3 Safety Committee Training: Module 3 Accident Investigation
- PSF-37-4 Safety Committee Training: Module 4 Additional Resources, Certified Safety Committee Resources
- Guidance Manual PennSafe website: [www.dli.state.pa.us](http://www.dli.state.pa.us) (Keywords: PATTS, HSSF)

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#### MILITARY & VETERANS AFFAIRS

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##### POLICY STATEMENTS:

- ADA Policy Statement
- HIV/AIDS Policy
- Sexual Harassment Policy
- Substance Abuse in the Workplace Policy
- Workplace Violence Policy
  - Contact: Office of Administration (717) 861-8850
- Equal Opportunity Statement
  - Contact: DMVA/HR (717) 861-8796
- Operation of Clubs within National Guard Facilities
- Privately Owned Weapons on National Guard Facilities
  - Contact: Office of Chief Counsel (717) 861-8503
- Smoking Policy
  - Contact: Office of Administration (717) 861-8849
- Public Affairs Airlift Policy
  - Public Affairs (717) 861-8468
- Military Aircraft Flyovers
  - Public Affairs (717) 861-8468
- Use of Military Equipment for Civilian Organizations
  - Contact: Military Support (717) 861-8938
- Recreational Access to Fort Indiantown Gap
  - Contact: FTIG Training Site (717) 861-8155
- Resident Abuse Policy and Procedures
- Staff/Resident Fraternalization Policy, Veterans' Homes
- Handbook of Accounting Manual for State Veterans' Homes
- HIPAA Policies and Forms for State Veterans' Homes
  - Contact: Bureau of State Veterans' Homes (717) 861-8903
- Standard Operating Procedure for Armory Rentals
- Policy for State-Owned Family Housing
  - Contact: Bureau of Facilities and Engineering (717)861-8580

##### INTERNAL GUIDELINES:

- Adherence to Work Hours/Wear of Military Uniform
- Bomb Threat Plan—DMVA contains classified information
- Curtailment of Activities at FTIG Due to Inclement Weather
- Discipline Manual
- Photo ID Cards for State Civilian Employees at FTIG
- Political Activity
- Reporting Procedures for Workplace Violence
- Retired Guardsmen Involvement
- Notification of VIP Visits for FTIG and DMVA Organizations
- Overtime/Compensatory Leave Policy

- Work Schedule
- Pennsylvania National Guard Military Regulations and Directives (PMR/PaANGR)
- Discrimination Complaint Process
  - Contact: DMVA/HR (717) 861-8796
- Employee Orientation Checklist
- Review of Procedures for Responding to PHRC/EEOC Complaints
- Sexual Harassment: Your rights and responsibilities
- DMVA Work Rules/Standards of Conduct
  - Contact: Office of Administration (717) 861-8550
- IT Policies and Procedures
  - Contact: OA/IT (717) 861-8639

#### **OTHER/GUIDANCE/INSTRUCTIONAL MANUALS:**

- Military Family Relief Assistance Program Guidelines
  - Contact: MFRAP (717) 861-8268
- Personnel Manual
- DMVA Guide to Classification
- Employee Handbook
- Guide to Managing the Official Personnel Folder
- Leave Manual for the DMVA
- Employee Safety Handbook
- DMVA Guide for Controlling Sick Leave Abuse and Time and Attendance Problems
- PA Worker and Community Right to Know Training Booklet
- Partial and Full-Day Closings for State Employees at Ft. Indiantown Gap
- Training Guidelines Manual
- Work-Related Disability Leave and Modified Light Duty Manual
  - Contact: Office of Administration (717) 861-8550
- Equal Opportunity Plan
- Contract Compliance Plan for DMVA
- DMVA Workforce Profile
- Training Plan and Report
  - Contact: DMVA/HR (717) 861-8796
- Organizational and Functional Statement for the DMVA
- Index of Administrative Publications (contains classified information) Pamphlet 310
- Military Publications Index of Blank Forms (contains classified information) Pamphlet 25-32
  - Contact: Office of Administration (717) 861-8550
- Patient Care Policy Manual, Veterans' Homes
- State Home Construction Grant Program
- Veterans Administration Guidelines for State Veterans' Homes
  - Contact: Bureau of State Veterans' Home (717) 861-8903
- Directory of Agencies Providing Information to Veterans
- PA Veterans' Memorial
- Telephone Directory for Veterans Organizations

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#### **PENNSYLVANIA BOARD OF PROBATION AND PAROLE**

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#### **Publications available through the Pennsylvania Board of Probation and Parole**

Parolee Handbook (December 2011)  
 Parolee Handbook (Spanish Version is currently being translated)  
 Parole 101 (March 2012)  
 Pennsylvania's Reentry System: Towards Safer Communities (March 2012)  
 Effective Parole Systems Don't Just Happen  
 Understanding Pennsylvania Parole  
 Law Enforcement Collaboration

Building Your Life as a Veteran While on Parole (January 2012)  
 Parole Violator Center Program (January 2012)  
 Parole Violator Center Program (Spanish Version)  
 Employer Benefits of Hiring Individuals on Community Supervision  
 Preparing for Your Return to the Community: What Offenders and Their Families Need to Know (December 2011)  
 Careers with the Pennsylvania Board of Probation and Parole  
 Questions and Answers on Parole Agent Jobs  
 PBPP 361 Decisional Instrument  
 PBPP Procedures and associated forms  
 Contact: Sherry Tate 717-787-6208

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#### **PENNSYLVANIA COMMISSION ON CRIME AND DELINQUENCY**

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#### **Office of Criminal Justice System Improvements**

- U.S. Department of Justice, Bureau of Justice Assistance, "Byrne Formula Grant Program Guidance"
- U.S. Department of Justice, Bureau of Justice Assistance, Fact Sheets
- Minimum Standards for Criminal Justice Advisory Boards (CJABs)
- 2009/2010 School Resource Officer Funding Announcement
- 2009/2010 County Criminal Justice Advisory Board Initiatives Funding Announcement
- 2009/2010 County Intermediate Punishment (IP) Funding Announcement
- 2009/2010 Drug & Alcohol/Restrictive Intermediate Punishment (D&A/RIP) Funding Announcement
- 2009/2010 NCHIP Funding Announcement
- 2010 Paul Coverdell National Forensic Science Improvement Funding Announcement
- 2009/2010 Project Safe Neighborhood-Western District Funding Announcement
- 2009/2010 Residential Substance Abuse Treatment (RSAT) Funding Announcement
- 2009/2010 Substance Abuse Education and Demand Reduction Fund (SAEDRF) Funding Announcement
- 2011 Regional Policing Funding Announcement
- 2010 Under 10K Better Automation and Sharing by Law Enforcement Funding Announcement
- 2010 Mental Health Courts Funding Announcement
- 2010 (ARRA) Under 10K, Law Enforcement, Technology and Equipment Funding Announcement
- 2010 (ARRA) Justice Practitioner Job Creation and Retention Funding Announcement
- 2010 (ARRA) Technology Funding Announcement
- 2010 (ARRA) Reentry Funding Announcement
- 2010 (ARRA) Alternatives to Incarceration Funding Announcement
- 2010 (ARRA) Problem Solving Courts Funding Announcement
- 2010 (ARRA) Adult Probation Officers and Common Pleas Court Personnel Funding Announcement
- 2010 (ARRA) Local Law Enforcement Hiring/Overtime Initiatives Funding Announcement
- 2010 (ARRA) Statewide Forensic Peer Support Funding Announcement
- 2009 (ARRA) Central Booking Administration
- 2010 Law Enforcement Accreditation Program
- 2010 Pennsylvania Chiefs Association Pennsylvania State Accreditation
- PCPA Training Support (ARRA)
- 2011 Coverdell PA POLLS—End Point Support Funding Announcement

- 2011 Coverdell PA POLLS—Infrastructure Support Funding Announcement
- 2012/13 Paul Coverdell Forensic Science Improvement Funding Announcement (currently open)
- 2012 Paul Coverdell Forensic Science Improvement Program Funding Announcement
- Capital Case Litigation Initiative 2010 Funding Announcement
- Capital Case Litigation Initiative 2011 Funding Announcement
- 2010 (ARRA) PSP Megan's Law Modernization System Funding Announcement
- 2010 (ARRA) SOAB Process Enhancements Funding Announcement
- 2011 Paul Coverdell Forensic Science Improvement Funding Announcement
- 2010 Residential Substance Abuse Treatment Program 2010 (RSAT) Funding Announcement
- 2011 Restrictive Intermediate Punishment-Drug and Alcohol Funding Announcement
- 2011 Philadelphia Family Justice Center Funding Announcement
- 2011 PA DOC Culinary Arts Program Funding Announcement
- 2010/2011 JNET Facial Recognition System Improvement Funding Announcement 2010 Juvenile Court Judges Commission PaJCMS Deployment Funding Announcement.
- 2010 PCS Legislation Reform Updates Funding Announcement
- 2011 ARRA Criminal History Records Improvement Funding Announcement
- 2012 County Intermediate Punishment Funding Announcement
- 2011 Criminal Justice Advisory Board Initiatives Funding Announcement
- 2011 Law Enforcement Accreditation Program Funding Announcement
- 2010/11 NCHIP Central Booking Funding Announcement
- 2011 NCHIP-PFAD Technical Support Funding Announcement
- 2012 PCPA Training Support Funding Announcement
- 2011/12 PSN- Western Dist/Anti-Gang Funding Announcement
- 2011 Residential Substance Abuse Treatment Program (RSAT) Funding Announcement (opening)
- 2011 Substance Abuse Education (SAEDRF) Category 1 & 2 Funding Announcement
- 2011 Substance Abuse Education (SAEDRF) Category 3 Funding Announcement
- 2012 Substance Abuse Education (SAEDRF) Category 3 Funding Announcement (opening)
- 2012/2013 Drug and Alcohol Restrictive Intermediate Punishment Funding Announcement
- 2012 Mental Health and Justice Housing Initiative Funding Announcement
- 2011 Single Solicitation for Local Initiatives (JAG) Funding Announcement
- 2011 PA Virtual Training Network
- 2011 Offender Identification Improvements and Expansion Funding Announcement

#### **Constables Education and Training Board**

- Constables' Training Bulletins and Annual Reports, August 1994 to present.
- Constables' Education and Training Board (CETB) instructor information produced solely for contractor schools.—Updated (NOV 07) and adopted by the CETB as an official policy.

- CETB / PCCD policy on Act 233 payments
- PA Constables' Classroom Code of Conduct—Adopted August 2008
- Constable Record Form
- Criteria for instructors as listed on constables' certification application. Form updated October 2009.
- Constable Background Check Form
- Act 49 Constable Training Grievance Form
- Basic, Continuing Education, Firearms, Optional and Transfer Enrollment Forms
- Request for Basic and Continuing Education Waiver Forms

#### **Deputy Sheriffs**

- Deputy Sheriffs' Training Bulletins and Annual Reports, April 1990 to present.
- Deputy Sheriffs' Education & Training Board (DSETB) Policy, updated March 2009.
- Code of Conduct for deputy sheriffs training, distributed by training contractor to trainees in each basic training and waiver class.
- Employment Form
- Basic Training Physical Form
- DSETB Instructor Application
- DSETB Time & Training Waiver Applications
- DSETB Physical Training Standards

#### **Office of Financial Management and Administration**

- PCCD Applicant's Manual and related documents on PCCD website,
- U.S. Department of Justice, Office of Justice Programs, Office of the Comptroller, Financial Guide.
- Commonwealth of Pennsylvania, Governor's Office, Management Directive 305.20, Grant Administration.
- Funding guidelines disseminated as needed by various offices.
- External Quick Start Guides for Egrants.
- PCCD Egrants Help Center Documents.
- PCCD Policy for Addressing Complaints Regarding Inherently Religious Activities.
- Memo from the Federal Office of Management and Budget regarding ACORN.
- Agreement Addendum for Implementation of the American Recovery and Reinvestment Act of 2009.
- ARRA Special Conditions for JAG.
- Certification as to Recovery Act Funding/Reporting Requirements (JAG).
- ARRA Special Conditions for VOCA.
- Certification as to Recovery Act Funding/Reporting Requirements (VOCA).
- STOP Recovery Act Implementation Plan.
- ARRA Special Conditions for STOP.
- Certification as to Recovery Act Funding/Reporting Requirements (STOP).
- Certification of Compliance with Statutory Eligibility Requirements of VAWA.
- Revised Standard Subgrant Conditions.
- Federal Funding Accountability and Transparency Act guidance.
- Responding to Discrimination complaints for Recipients of Federal Funds.
- Time and Effort Reporting Standards.
- Fiscal Accountability document
- American Recovery and Reinvestment Act (ARRA) Information for PCCD Applicants
- Reporting Requirements under Section 1512(c) of the Recovery Act—Additional Information



**Office of Juvenile Justice and Delinquency Prevention**

Funding announcements that provide guidelines and requirements for applicants:

- Juvenile Accountability Block Grant (JABG), November 2011.
- 2012 Targeted Evidence-Based Programs, February 2012.
- 2012 SAEDR OJJDP Category 3 Research-based, March 2012.
- Resource Center for Evidence-based Programs and Practices, January, 2012.
- Programs to Benefit Children of Luzerne County, January 2012.
- Juvenile Justice System Enhancement: Planning and Implementation, April 2012.

**Office of Victims' Services****Victims Compensation**

- Victims Compensation Claim Form. (Standard) (Updated 6/10)
- Victims Compensation Claim Form. (One Page) (Updated 8/10)
- Spanish Signature Page (11/06).
- Financial Assistance for Victims of Crime pamphlet (English 6/10, Spanish 02/11 and Braille).
- Compensation Resource Guide for Victim Service and Allied Professionals brochure (English and Spanish). (Updated 3/12)
- Rights and Services Available to Victims of Crime in PA—Notification Booklet (revised—4/09).
- Victim Advocate Manual—rewritten 2010 and merged with Standard Operating Guidelines.
- Victims Compensation Assistance Program Standard Operating Guidelines. (merged with Victim Advocate Manual)
- DAVE Brochure for online access of compensation claims, updated 04/08.
- Brochure of victim resources/materials request form, current 2007.
- Restitution/Compensation Brochure (new 5/08).
- Stolen Benefit Cash Claim form (updated 4/09).
- Vehicular Claim Addendum Form (updated 3/07).
- Large Print VCAP Short form (updated 4/06).
- VCAP Survey Comment Cards (Updated 10/11).
- Emergency Compensation Award Application (updated 8/10).
- Forensic Rape Examination Claim Form (updated 10/11).
- Protocols and Billing Procedures for Forensic Rape Examinations (updated 6/11).
- Handout Pads (English and Spanish) and Braille (updated 12/07).
- Law Enforcement Poster (updated 7/05).
- Public Awareness Posters (5/08).
- Law Enforcement Fact Sheet (4/08)
- Relocation Expenses (4/07)
- Compensation Benefits for Child Victims and their Families (9/08)

**Victims Services**

- Local Policy Board Requirements, revised June 2009.
- STOP Violence Against Women Funding Announcement, 2010-2012.
- Rights and Services Act (RASA) Funding Announcement 2011-2012.
- VOCA Funding Announcement, 2011-2013.
- VOCA Funding Guideline Amendment: Mass Violence, 2000.
- Consolidated Victim Service Program Standards, effective 2009.

- Address Confidentiality Program Funding Announcement 2012
- Sexual Assault Services Formula Grant Funding Announcement 2012-2013
- PDAI Training and Technical Assistance Funding Announcement 2011.
- STOP PCAR/PCADV Training and Technical Assistance Initiative Funding Announcement 2011-2012.
- PA Chiefs of Police Association VCAP Funding Announcement 2011.
- Victims of Crime Act Statewide Funding Announcement 2011-2013.
- Substance Abuse Demand Reduction and Education Funding Announcement 2012
- Statewide Crisis Response Initiative Funding Announcement 2012.
- Office of Victims' Services Annual Report 2009-2010.

**Office of Research Evaluation and Strategic Planning**

- Criminal Justice Population Projections Protocol.
- Research, Evaluation, Data collection, and Analysis Advisory Committee Protocol.

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**PENNSYLVANIA HIGHER EDUCATION ASSISTANCE AGENCY**


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2010-2011 State Higher Education Grant Program Manual

Contact: Jay Pagni- 717-720-7670 [jpagnipheaa.org](http://jpagnipheaa.org)

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**PENNSYLVANIA HOUSING FINANCE AGENCY**


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**POLICY STATEMENTS**

Rental Housing Program 12 Pa. Code, Sections 31.11—31.25

Contact: Holly Glauser (717.780.3876)

Owner-Occupied Residential Housing Program 12 Pa. Code, Sections 31.101—31.105

Contact: Kate Newton (717.780.3891)

Mortgage Loan Program 12 Pa. Code, Sections 31.111—31.117

Contact: Kate Newton (717.780.3891)

Policy Statement on Homeowners' Emergency Mortgage Assistance Program (including Program Guidelines, Act 91 Notice) 12 Pa. Code, Section 31.201 et seq.

Contact: Daryl Rotz (717.780.3940)

HEMAP Consumer Credit Counseling Agencies on PHFA website at [www.phfa.org](http://www.phfa.org) Privacy Policy

Contact: Tony Julian (717.780.3824)

**GUIDANCE MANUALS****Development Division**

PHFA Multifamily Housing Application and Guidelines (contains PennHOMES, Taxable and Tax-Exempt Financing and Low Income Housing Tax Credit Guidelines)

PHFA Preprocessing Manual for Projects with Agency Federal HOME Funds

PHFA Preprocessing Manual for Projects with Agency Reserve Funds

Contact: Lisa Lutz (717.780.3876)

**Technical Services Division**

Architectural Submission Guide

Submission Guide for Small Projects

PHFA Preconstruction Meeting Guide

General Payout Procedures for Mortgageors & Contractors

Contact: Kristy Provost (717.780.1846)

**Housing Management Division**

PHFA Property Operations Manual  
 PHFA Section 8 Non-Performance Based Property Operations Manual  
 PHFA Low-Income Housing Tax Credit Compliance Manual

Contact: Barbara Huntsinger (717.780.3818)

PHFA Financial Reporting Manual for Agency Financed Properties and Tax Credit Only Properties (No Agency Financing)

Contact: Kathy Hughes (717.780.3819)

**Housing Services Department**

Senior Supportive Services Program Manual with PennHOMES/Low Income Tax Credit Requirements  
 Supportive Services Program Manual with Section 8 Requirements

Family Supportive Services Program Manual with PennHOMES/Low Income Tax Credit Requirements

Family Supportive Services Program Manual with Philadelphia Family Resource Center Initiative Requirements  
 Family Supportive Services Program Manual with Philadelphia Escrow/Waiver Requirements

Quick Connections (supportive services newsletter)

Contact: Crystal Baker (717.780.1808)

**Single Family Housing Division**

PHFA Seller's Guide

Contact: Kate Newton (717.780.3891)

Renovate & Repair Program Guidelines

Contact: Roberta Schwalm (717.780.3838)

**INTERNAL GUIDELINES**

PHFA Board Agenda, Minutes and Resolutions  
 Bylaws of the Pennsylvania Housing Finance Agency  
 PHFA Right To Know Act Policy

PHFA Investment Policy

PHFA Interest Rate Swap Guidelines

Contact: Carrie Barnes (717.780.3911)

PHFA Employee Manual

PHFA Procurement Guide

Contact: Susan Heilig (717.780.4335)

**OTHER**

Anti-Predatory Lending

Anti-Predatory Lending Workbook

Anti-Predatory Lending and Foreclosure Prevention Presentation-CD-Rom

Anti-Predatory Lending and Foreclosure Prevention-Trainer's Guide

Contact: Andrea Cunningham (717.780.3839)

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**PENNSYLVANIA INFRASTRUCTURE INVESTMENT AUTHORITY-PENNVEST**


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**GUIDELINES**

- PENNVEST: Financing Clean Water for Pennsylvania, 2008.
- On-Lot Sewage Disposal System for the Individual Homeowner Funding Program, 2012.
- PENNVEST Annual Report, 2010-2011.
- Brownfield Redevelopment Guidelines & Forms
- Handbook for PENNVEST Waste Water Projects
- Handbook for PENNVEST Drinking Water Projects
- PENNVEST Nutrient Credit Clearinghouse Rulebook
- PENNVEST ONLINE 2012
  - Mission
  - Publications
    - o Growing Greener Notification
    - o On Lot Sewage Disposal System Funding Program Brochure

- o PENNVEST General Information Brochure
- Webcasts
  - o Buy America Webcasts-Substantially Made in America
  - o Reserve Webinar
  - o How to: Funds Disbursement
  - o PENNVEST New Application
  - o How to Implement: DBE Requirement
  - o How to Implement: Davis Bacon Requirement
- Regulations
  - o State Regulations for PENNVEST Guidelines
  - o State Regulations for PENNVEST Funded Projects
- Financial Assistance
  - Available Funding
    - o Drinking Water, Wastewater and Storm water Loans and Non-Point Source Financing
    - o On-Lot Sewage Disposal Loans
    - o Brownfield Redevelopment Loans
    - o Growing Greener Grants
    - o ARRA
  - Subsidy Calculator
  - Financial Assistance Simulator (FAS)
  - County Cap Rate
  - FAQs
- Documents and Forms
  - Process Guidelines and Flowcharts
  - Application Planning Documents
  - Legal Conditions and Guidance
  - Brownfield Development Loans
  - ARRA Requirements
- Programs
  - Approved Projects
  - Drinking Water State Revolving Fund
  - Clean Water State Revolving Fund
  - Commonwealth Funding
  - American Recovery and Reinvestment Act (ARRA) 2009 Funding
  - Green Initiatives
  - Non-Point Source
  - Performance Measures
  - Nutrient Credit Trading
- Loan Servicing
  - Payment Tracking
  - Continuing Education
  - Annual Financial Reporting

Contact: Lou Ann Buffington (717) 787-8138.

**Public Procedure:**

- PENNVEST Right to Know Policy
- Contact: Kathlyn Domitrovich (717) 783-4493

**Internet Policy:**

- PENNVEST Privacy Policy
  - PENNVEST Site Security
- Contact: Laura A. Lewis (717) 783-4491

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**PUBLIC SCHOOL EMPLOYEES' RETIREMENT SYSTEM & PENNSYLVANIA MUNICIPAL RETIREMENT SYSTEM**


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**GUIDANCE MANUALS:**

- PSERS Active Member Handbook (Current Ed. 4/2007)
- PSERS Retired Member Handbook (Current Ed. 5/2007)
- PSERS Update—Annually (January)
- PSERS Pamphlets:
  - Let's Talk About: Leaving PSERS & Your Employment Benefits (08/2011)
  - Let's Talk About: Taxes on Your Retirement Benefits (02/2009)
  - Let's Talk About: Disability Retirement Benefits (04/2012)

- Let's Talk About: Being Retired (02/2009)  
 Let's Talk About: Death Benefits During Employment (11/2003)  
 Let's Talk About: Death Benefits During Retirement (4/2001)  
 Let's Talk About: Purchasing Credit for Service (06/2008)  
 Let's Talk About: Returning To Service After Retirement (07/2011)
- Information for New School Employees (06/2011)
  - PSERS Divorce Guidelines (12/2010)
  - PSERS Active Member Newsletter
  - PSERS Retired Member Newsletter
  - The Employer Bulletin
  - PSERS Employer Reference Manual (10/2011)
  - Online Estimate Calculators (03/2010)
- Contact: Evelyn Tatkovski (717) 720-4734

**DECISIONS:**

- PSERS Board of Trustees Adjudications Topics:
    - Beneficiary Change
    - Change Employment Status
    - Change of Option
    - Change Retirement Date
    - Class T-D Election
    - Cost of Living Increase
    - Credited Years of Service
    - Death Benefit
    - Disability
    - Divorce
    - Effective Date of Retirement
    - Emergency Return To Service
    - Final Average Salary
    - Frozen Present Value
    - Forced Maternity Leave
    - Full-Year Service
    - Health Care Premium Assistance
    - Mandatory Membership
    - Membership Eligibility
    - Military Service (purchase of)
    - Multiple Service Credit
    - Non Qualifying Part-Time Service
    - Overpayment
    - Payment of Interest
    - Pension Forfeiture
    - Purchase of Service
    - Recalculation of Benefit
    - Reinstatement
    - Retirement-Covered Compensation
    - Return To Public School Service
    - Service Adjustment
    - Tax Collector
    - Miscellaneous
- Contact: Evelyn Tatkovski (717) 720-4734

**INTERNAL POLICY STATEMENTS and GUIDELINES:**

- PSERS Board Automation Policy
- PSERS Bylaws
- PSERS Election Procedures and Guidelines
- PSERS Public Market Emerging Investment Manager Program Policy
- PSERS External Board Appointment and Attendance Policy
- PSERS Domestic Proxy Voting Guidelines
- PSERS International Proxy Voting Guidelines
- PSERS Investment Policy Statement, Objectives & Guidelines
- PSERS Public Information Policy
- PSERS Securities Litigation Policy

- PSERS Education Policy  
 Contact: Evelyn Tatkovski (717) 720-4734

**OTHER:**

- PSERS Website: [www.psers.state.pa.us](http://www.psers.state.pa.us)
- PSERS Comprehensive Annual Financial Report (Includes Mission Statement)
- PSERS Board Minutes and Resolutions
- PSERS Asset Allocation Plan
- Annual Actuarial Valuation Report
- Actuarial Experience Study Report (5 year intervals)
- Quarterly Financial Statements
- PSERS SEC Form 13F filing
- Actuarial Tables and Computational Procedures, Pa. Bulletin, Vol. 31, No. 14, pp. 1930-1945, April 7, 2001
- Pennsylvania School Retiree Health Care Coverage  
 Website: [www.hopbenefits.com](http://www.hopbenefits.com)  
 Health Options Program  
 Premium Assistance Program  
 Contact: Evelyn Tatkovski (717) 720-4734

**Pennsylvania Municipal Retirement System**

**POLICY STATEMENTS** (Contact: James B. Allen) (717) 787-2065:

- Actuarial Tables
- Allocation of Excess Interest to Municipal Account, Member's Accounts, and Retired
- Business and Educational Travel Policy
- Calculation of Withdrawing Plan's Portion of Retired Member's Reserve
- Contractor Insurance
- Contract & Purchasing Procedures
- Date of Birth Proof
- Designating Signatories
- Disability Reserve Funding
- DROP—Deferred Retirement Option Program
- Excess Interest Process
- Indemnification Policy
- Investment Guidelines
- Member Contribution Receipts
- Overpayment Policy
- Permanent Employee
- Plan Withdrawal Procedures
- Portability: Individual Member
- Portability: Plan Spin-offs
- Proxy Voting Guidelines
- Refund—Plan Withdrawal
- Return to Work Policy Statement
- Right To Know Policy

**GUIDANCE MANUALS** (Contact: James B. Allen) (717) 787-2065:

- PMRS Notes & News
- PMRS Pamphlets:
  - Plan Benefit Summary (individualized for each municipality)
  - Evaluating Your Pension Plan  
 Pennsylvania Municipal Retirement System
- Individual Municipality Plan Benefit Agreements
- PMRS WebSite: [www.pmr.state.pa.us](http://www.pmr.state.pa.us)

**DECISIONS** (Contact: James B. Allen) (717) 787-2065:

- PMRS Board of Trustees Adjudications Topics:
  - Death Benefit
  - Disabilities
  - Pension Forfeitures
  - Purchase of Service
  - Vesting
  - Miscellaneous

**INTERNAL GUIDELINES** (Contact: James B. Allen)  
(717) 787-2065:

- Actuarial Reports (Annual Evaluation and 5 year Experience Study Report)
- Actuarial Tables
- Comprehensive Annual Financial Report

- Investment Consultant Quarterly Reports
- PMRS Board Minutes and Resolutions
- Sample Domestic Relations Order and Instruction Memo
- Template Pension Plan Contract for Police, Municipal and Firefighter

**PUBLIC WELFARE**

*Editor's Note:* Statements of Policy are in upper and lower case. Notices of Rule Change are in all capitals. Notices of Rule Change adopted more than 180 days before deposit are starred (\*).

**Office of Income Maintenance—Contact: Edward J. Zogby (717) 787-4081**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1983	Ch. 166	Computation of CWEP Hrs.	10/25/83	166-83-57
	Ch. 275	Postmark Date as the Receipt Indicator for Appeals and for Requests for Reconsideration	03/15/84	275-84-10
1993	*CH. 166	PROVIDING SUPPORTIVE SERVICES TO PARTICIPANTS IN THE COMMUNITY WORK EXPERIENCE PROGRAM	08/21/93	166-93-01
1995	*CH. 257	MA ESTATE RECOVERY—CHAPTER 178—MEDICAL ASSISTANCE RESOURCES; CHAPTER 257—REIMBURSEMENT	06/01/95	257-95-01
1996	CH. 125	ACT 1995-20 PROVISIONS RELATING TO PERSONS SENTENCED OR CHARGED FOR A FELONY OR MISDEMEANOR	04/05/96	125-96-01

**GUIDANCE MANUALS:**

- Cash Assistance Handbook
- Supplemental Nutrition Assistance Program (SNAP) Handbook
- Medical Assistance Eligibility Handbook
- Long Term Care Handbook
- Supplemental Handbook
- Medicaid in Pennsylvania
- Low-Income Home Energy Assistance Program Final State Plan
- Actions for Support
- TANF State Plan
- Homeless Assistance Program - Instructions and Requirements (Note: Revised/Reissued Annually)
- BETP Master Guidelines
- Summary of Pennsylvania's State Food Stamp Employment and Training Program
- TANF Work Verification Plan
- LIHEAP Handbook
- Pennsylvania Child Support Handbook

**Office of Medical Assistance—Contact: Leesa Allen (717) 772-6341**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981	Ch. 1251	Clarification of M.A. Bulletin # 22-80-01	08/19/81	22-81-01
	Ch. 1121	Info. Concerning Claims Submitted as Compounded Prescriptions	06/30/82	19-82-02
1984	Ch. 1251	Revisions to MA Chapter 1251 (Funeral Directors' Services)	05/11/84	22-84-01
1984	Ch. 1101	Third Party Resource and Copay	11/01/84	99-84-15
1985	Ch. 1141	Physician Assistant Use	04/22/85	01-85-05

## NOTICES

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1245, 1163	Ambulance Transportation	04/22/85	11-85-08
	Ch. 1163	Psych. Inpatient Adm of Patients with D/A and Psychiatric Diagnoses	05/31/85	13-85-04
	Ch. 1153	Requirements for Treatment Plans & Doc. of Treatment 33-85-02	10/31/85	29-85-02
	Ch. 1149	Clarification of Treatment Plan Requirements for Orthodontists	02/11/86	03-86-1
	Ch. 1163 Ch. 1151	Offset of Investment Income	02/21/86	11-86-04 12-86-02 13-86-01
1986	Ch. 1101.75 (a)(5)	Policy Clarification	07/23/86	19-86-06
	Ch. 1101	Policy Clarification Re: Provider's Signature	09/19/86	99-86-06
	Ch. 1101	Professional License No.	10/13/86	11-86-12 12-86-05
	Ch. 1101	Preclusion of Convicted Persons, Not Providers, from Participation or Involvement in the MA Program	10/24/86	99-86-09
	Ch. 1123	Durable Medical Equipment Warranties	10/28/86	05-86-02 19-86-07
	Ch. 1101	Records Maintenance and Avail. Requirements	11/05/86	23-86-02
1987	Ch. 1101	Physicians' Response. Home Health Services	01/12/87	01-87-01
	Ch. 1223	Single County Authorities		12-87-01 13-87-01
	Ch. 1149	Palliative Emerg. Treat.	04/24/87	03-87-02 27-87-01
	Ch. 1223	Nonrecompensable Services Drug Screens	07/29/87	11-87-05 12-87-04 16-87-01 28-87-02
	Ch. 1101/ Ch. 1123	Coverage for Motorized	07/30/87	05-87-02 01-87-08 19-87-06
	Ch. 1123	Policy Relating to Apnea Monitors	09/02/87	01-87-15 05-87-04 19-87-09
	Ch. 1150	Spec. Enroll. Req. to Bill Tech. Comp. of Ped. Pneumograms	10/07/87	05-87-05 19-87-10
1988	Ch. 1101	Policy Clarification Regarding Physician License	07/01/88	1101-88-01
1989	Ch. 1101	Policy Reminder Regarding Practitioner License Requirements	09/09/89	1101-89-02
1990	Ch. 1150	Payment Policy for Consultations	04/27/90	1150-90-01
1991	*CH. 1101 CH. 1121 CH. 1123 CH. 1241	EPSDT - OBRA '89	08/02/91	1101-91-01 1121-91-02 1123-91-01 1241-91-01
1992	*CH. 1141 *CH. 1153	CLOZAPINE SUPPORT SERVICES	01/31/92	1141-92-01 1153-92-01

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1241	Revised EPSDT Immunization Guidelines	12/11/92	1241-92-01
1993	*CH. 1165	PAYMENT FOR MENTAL HEALTH SERVICES PROVIDED IN A RESIDENTIAL TREATMENT FACILITY FOR ELIGIBLE INDIVIDUALS UNDER 21 YEARS OF AGE	01/01/93	1165-93-07
	*CH. 1121	CHANGES IN THE MEDICAL ASSISTANCE PHARMACEUTICAL BENEFITS	07/09/93	1121-93-01
	*CH. 1149	DENTAL SERVICES FOR ADULTS	07/09/93	1149-93-01
	*CH. 1101	BASIC HEALTH CARE FOR ADULT GENERAL ASSISTANCE RECIPIENTS (FELIX ET. AL. V. CASEY ET. AL.) STIPULATION OF SETTLEMENT	07/21/93	1101-93-03
	*CH. 1101	UPDATE TO EXCEPTIONS PROCESS AND CRITERIA UNDER THE GENERAL ASSISTANCE BASIC HEALTH CARE PACKAGE	07/21/93	1101-93-04
	Ch. 1241	Centers for Disease Control Blood Lead Testing	09/03/93	1241-93-01
	Ch. 1101	Business Arrangements Between Nursing Facilities and Pharmacy Providers	10/08/93	1101-93-05
1994	Ch. 1241	Update to Blood Lead Testing Guidelines	04/08/94	1241-94-01
	*CH. 1239	M.A. CASE MANAGEMENT SERVICES FOR RECIPIENTS UNDER THE AGE OF 21	05/17/94	1239-94-01
	*CH. 1121	PHARMACEUTICAL SERVICES DRUG COVERAGE FOR MEDICALLY NEEDY IN NURSING FACILITIES	06/24/94	1121-94-01
	*CH. 1121	PHARMACEUTICAL SERVICES PRIOR AUTHORIZATION REQUIREMENT MULTISOURCE BRAND NAME DRUGS	08/26/94	1121-94-02
	*CH. 1121	TREATMENT OF INFERTILITY - DISCONTINUED COVERAGE FOR DRUGS AND RELATED SERVICES	08/30/94	1121-94-03
	CH. 1126			1126-94-01
	CH. 1129			1129-94-01
	CH. 1141			1141-94-01
	CH. 1163			1163-94-01
	CH. 1221			1221-94-01
	CH. 1225			1225-94-01
	CH. 1242			1242-94-01
	*CH. 1101	GENERAL ASSISTANCE RESTRUCTURE AS A RESULT OF ACT 49	09/02/94	1101-94-01
1995	CH. 1153	ACCESSING OUTPATIENT WRAPAROUND MENTAL HEALTH SERVICES	09/08/95	1153-95-01
	CH. 1157	MENTAL HEALTH SERVICES PROVIDED IN NON-JCAHO	09/08/95	1157-95-01
	CH. 1165	UPDATE-JCAHO-ACCREDITED RTF SERVICES	09/08/95	1165-95-01
	*CH. 1153	PRIOR AUTHORIZATION OF PARTIAL HOSPITALIZATION	12/30/94	1153-94-01

## NOTICES

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	CH. 1163	PAYMENT POLICY FOR ABORTION SERVICES	12/15/95	1163-95-02
1997	Ch. 1141	Revision to Physician Assistant and Nurse Midwife Supervision Requirement	07/30/97	1141-97-01
1998	Ch. 1163	Revision of Utilization Guidelines for Inpatient Hospital Drug and Alcohol Services Under the Medical Assistance Program	05/18/98	1163-98-01
	Ch. 1101	Regulation Changes Regarding "Emergency Medical Condition"	07/01/98	1101-98-01
	Ch. 1141			1141-98-01
	Ch. 1150			1150-98-01
	Ch. 1221			1121-98-01
	Ch. 1141 Ch. 1153	Clozapine Support Services	12/29/98	33-98-08 29-98-08 01-98-19
1999	Ch. 1187	Capital Component Payments for Post-Moratorium Beds	04/17/99	1187-99-01
	Ch. 1101	"Payment in Full"	09/17/99	99-99-06
2001	Ch. 1101	Clarification of Coverage for Motorized Wheelchairs and Other Durable Medical Equipment	02/16/01	01-01-02 05-01-01 17-01-01 19-01-02 49-01-02 50-01-01 1101-01-01 1123-01-01
	Ch. 1241	Revision to the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program	07/01/01	01-01-10 10-01-03 11-01-05 17-01-04 26-01-03 49-01-07
	—	Breast and Cervical Cancer Prevention and Treatment Program	12/26/01	99-01-12
2002	Ch. 1223	Drug and Alcohol Clinics with Provisional Licenses	10/26/02	28-02-02
	Ch. 1241	Revision to the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program	01/22/02	01-02-01 10-02-01 11-02-01 17-02-01 26-02-01 49-02-01
	—	Breast and Cervical Cancer Prevention and Treatment Program	05/03/02	99-02-06
	Ch. 1241	Addition of Procedure Code 90732 to Medical Assistance Fee Schedule for Administration of Pneumococcal Vaccine	11/18/02	01-02-13 10-02-04 11-02-06 17-02-07 26-02-04 49-02-06
2003	Ch. 1241	2003 Recommended Childhood Immunization Schedule	03/31/03	01-03-04 10-03-01 11-03-01 17-03-01 26-03-01 49-03-02

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1241	Coverage of Pediarix and Addition of Procedure Code 90723 to Medical Assistance Fee Schedule for Administration of Pediarix Vaccine	05/15/03	01-03-06 10-03-02 11-03-02 17-03-03 26-03-02 49-03-03
	Ch. 1241	Elimination of the Pennsylvania Children's Check-up (EPSDT) Form (MA-517)	09/05/03	01-03-08 10-03-03 11-03-05 17-03-04 26-03-03 49-03-05
	Ch. 1223	Elimination of the Requirement for the Outpatient Drug and Alcohol Clinic's Supervisory Physician to Perform a Comprehensive Medical Examination Within 15 days following the Intake and Before the Provision of Treatment	10/01/03	28-03-02
	Ch. 1101	Liability for Cost Sharing for Recipients Enrolled in Medical Assistance through Fee for Service or Managed Care and a Private Third Party Insurer	09/01/03	99-03-12
	—	Continuity of Care for Recipients Transferring Between and Among Fee for Service and Managed Care Organizations	09/01/03	99-03-13
2004	Ch. 1223	Methadone Take-Home Services	02/01/04	28-04-01
2005	Ch. 1121	Pen and Ink Change-Medical Assistance Handbook, Prior Authorization of Pharmaceutical Services, Preferred Drug List	12/30/05	02-05-06
	Ch. 1121	Preferred Drug List-Phase 3	12/01/05	30-05-06
	Ch. 1121	Scope of Coverage of Pharmacy Services for Dual Eligibles in the Medical Assistance (MA) Program	11/17/05	99-05-21
	Ch. 1121	Preferred Drug List-Phase 2	11/08/05	02-05-03
	Ch. 1241	Revisions to the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Periodicity Schedule	10/25/05	01-05-04
	Ch. 1121	Preferred Drug List-Phase 1	10/07/05	02-05-01
	Ch. 1121	Prior Authorization of Drugs That Exceed Established Quantity Limits-Phase 2 Enforcement	09/16/05	99-05-17
	Ch. 1101	Copayment Changes for Brand Name and Generic Prescription Drugs	08/26/05	24-05-05
	Ch. 1121	Prior Authorization of Drugs That Exceed Established Quantity Limits-Phase 1 Enforcement	08/10/05	99-05-14
	Ch. 1153	Psychological/Psychiatric/Clinical Re-Evaluations and Re-Authorization For Behavioral Health Rehabilitation (BHR) Services for Children and Adolescents with Behavioral Health Needs Compounded by Developmental Disorders	6/24/05	07-05-01
		2005 Recommended Childhood & Adolescents Immunization Schedule	05/26/05	33-05-01



## NOTICES

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2006		Implementation of the CMS-1500 Health Insurance Claim Form (Version 08/05)	12/18/06	99-06-16
	Ch. 1101	Change to copayment requirements for recipients eligible under the Breast and Cervical Cancer Prevention and Treatment coverage group and Titles IV-B & IV-E Foster Care and Adoption Assistance	12/10/06	99-06-12
	Ch. 1101	Clarification of Exclusions from Copayment Requirements	12/10/06	99-06-13
	Ch. 1153	Mobile Mental Health Treatment	11/30/06	08-06-18
	Ch. 1153	Clarification of Payment Policy for Abortion Services	11/28/06	99-06-15
	Ch. 1245	Reimbursement for Non-Emergency Transportation Services	11/17/06	03-06-15
	Ch. 1245	Implementation of ACCESS Plus Referral Requirements	10/20/06	99-06-11
	Ch. 1101	Revised HealthCare Benefits Packages Provider Reference Chart (MA 446)	10/06/06	99-06-10
	Ch. 1163	Medical Assistance Payment for Services of Teaching Physicians in Hospitals, Clinics and Emergency Rooms	09/16/06	1141-06-01
	Ch. 1153	Revision to Minimum Staff Qualifications of Therapeutic Staff Support (TSS) Workers	08/24/06	08-06-15
	Ch. 1153	Federal Medicaid Citizenship and Identity Eligibility Requirements	07/24/06	99-06-07
	Ch. 1121	Preferred Drug List-Quarterly Update	04/24/06	02-06-07
	Ch. 1241	2006 Recommended Childhood and Adolescent Immunization Schedule	04/16/06	01-06-03
	Ch. 1150	Prudent Payment of Claims	04/03/06	99-06-04
	Ch. 1121	Federal Clarification-Elimination of Medicaid Coverage of Drugs for Treatment of Erectile Dysfunction	03/07/06	03-06-03
	Ch. 1150	Disenrollment of Dual Eligibles from Physical Health Managed Care	01/27/06	99-06-01
	Ch. 1121	Prior Authorization of Drugs that Exceed Est. Quantity Limits—Phase 3 Enforcement and Additional Drugs With Quantity Limits	01/27/06	02-06-03 03-06-02 08-06-02 09-06-02 11-06-02 14-06-03 24-06-02 27-06-05 30-06-02 31-06-04 32-06-02
	Ch. 1121	Preferred Drug List-Phase 4	01/25/06	02-06-02
	Ch. 1163	Place of Service Review Procedures	01/03/06	14-06-01
2007	Ch. 1249	Rescission of the Statement of Policy Clarifying the Conditions Under Which Medical Assistance Recipients May Be Considered Homebound		1249-07-04
	Ch. 1150	The Addition of Isentress (raltegravir) to the Special Pharmaceutical Benefits Program	12/21/07	09-07-16 21-07-04 24-07-16 31-07-22

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1150	Medical Assistance Program Fee Schedule: Addition of Telehealth Technology Code and Informational Modifier for Consultations Performed Using Telecommunication Technology	11/30/07	09-07-15
	Ch. 1123	MA Program Outpatient Fee Schedule Revisions for Speech Generating Devices	11/29/07	24-07-11 25-07-05 31-07-18
	Ch. 1121	Preferred Drug List—Fall Update - Part 2	11/29/07	02-07-06 11-07-07 30-07-07 03-07-09 14-07-06 31-07-20 08-07-15 24-07-14 32-07-07 09-07-14 27-07-09
	Ch. 1101	Childhood Nutrition and Weight Management Services for Recipients Under 21 Years of Age	11/01/07	99-07-19
	Ch. 1121	Preferred Drug List—Fall 2007 Update	11/01/07	02-07-05 11-07-06 30-07-05 03-07-08 14-07-05 31-07-17 08-07-14 24-07-13 32-07-06 09-07-12 27-07-07
	Ch. 1121	Delay in Implementation of the Tamper-Resistant Pad Requirements	10/29/07	99-07-18
	Ch. 1121	Special Pharmaceutical Benefits Program (SPBP) Income Ceiling for HIV Applicants	10/15/07	09-07-10 21-07-03 24-07-10 31-07-14
	Ch. 1121	Tamper Resistant Prescription Pads	09/28/07	99-07-16
	Ch. 1123	2007 Power Mobility Device HCPCS Updates; Prior Authorization Requirements	09/19/07	99-07-15
	Ch. 1163	Medicare Inpatient Pricing Logic Modification	08/17/07	01-07-08
	Ch. 1123	Provider Specialty 220 (Hearing Aid Dispenser Requirement and Updated Medical Assistance Program Fee Schedule for Hearing Aid Supplies	08/03/07	01-07-07 24-07-09 31-07-12 20-07-03 25-07-04
	Ch. 11221	Preferred Drug List—May 2007 Technical Correction	07/31/07	02-07-04 11-07-05 30-07-04 03-07-07 14-07-04 31-07-11 08-07-12 24-07-08 32-07-05 09-07-09 27-07-06

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1149	Discontinuance of the Prior Authorization Requirement for Dental Procedure Codes D7140 and D7210	07/11/07	27-07-04
	Ch. 1121	Preferred Drug List—Updates to Prior Authorization of Pharmaceutical Services Handbook Pages	07/27/07	02-07-03 11-07-04 30-07-03 14-07-03 31-07-10 08-07-11 24-07-07 32-07-04 09-07-08 27-07-05
	Ch. 1123	Special Pharmaceutical Benefits Program (SPBP) Income Ceiling Increase for HIV Applicants	07/01/07	09-07-05 21-07-02 24-07-04 31-07-07
	Ch. 1101	The Elimination of Paper Vouchers	06/14/07	99-07-10
	Ch. 1123	Requirements for Coverage of Enteral Nutritional Supplements and Issuance of Enteral Nutritional Supplements MA Program Outpatient Fee Schedule	06/01/07	08-07-10 09-07-07 24-07-06 25-07-03 31-07-09
	Ch. 1121	Preferred Drug List—July 2007 Quarterly Update	06/01/07	02-07-02 03-07-03 08-07-08 09-07-06 11-07-02 14-07-02 24-07-05 27-07-03 30-07-02 31-07-08 32-07-03
	Ch. 1101	Co-pay/Deductibles on Exceptional Durable Medical Equipment (DME)	06/01/07	03-07-04
	Ch. 1249	Rescind MA Program Statement of Policy Regarding the Clarification of Conditions Under Which MA Recipients May be Considered Homebound	07/10/07	1249-07-04
	Ch. 1150	Medical Assistance Program Fee Schedule Revision; Change to Conversion Factor for Anesthesia Services	05/10/07	31-07-05
	Ch. 1121	Preferred Drug List—Quarterly Update	05/01/07	02-07-01 03-07-02 08-07-07 09-07-04 11-07-01 14-07-01 24-07-03 27-07-02 30-07-01 31-07-06 32-07-02
	Ch. 1101	Clarification Regarding the Definition of Medically Necessary—Statement of Policy	04/21/07	99-07-04
	Ch. 1241	2007 Recommended Childhood and Adolescent Immunization Schedules	03/23/07	01-07-05

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1123	Provider Specialty 220 (Hearing Aid Dispenser) Requirement	03/01/07	01-07-03
	Ch. 1123	Behavioral Health Fee For Service (BH-FFS) Transfer from Office of Medical Assistance Programs (OMAP) To Office of Mental Health and Substance Abuse Services (OMHSAS)	01/31/07	OMHSAS-06-07
	Ch. 1150	Policy Reinforcement Regarding Billing For Tobacco Cessation Counseling Services	01/04/07	99-07-02
2008	Ch. 1121	Preferred Drug List—Fall 2007 Update Part 2 Technical Correction	01/11/08	02-07-08 03-07-11 08-07-17 09-07-17 11-07-08 14-07-07 24-07-17 27-07-10 30-07-08 31-07-23 32-07-08
	Ch. 1149	Implementation of ADA Claim Form - Version 2006 and Elimination of Dental Prior Authorization Forms	01/11/08	17-08-01
	Ch. 1163	Preventable Serious Adverse Events	01/14/08	01-07-11
	Ch. 1101	Implementation of SelectPlan for Women	02/01/08	01-08-02
	Ch. 1241	Clarification of Childhood Nutrition and Weight Management Services for Recipients Under 21 Years of Age	02/15/08	99-08-01
	Ch. 1241	The Addition of Selzentry (maraviroc) and Intelence (etavirine) to the Special Pharmaceutical Benefits Program	02/29/08	09-08-03 24-08-04 21-08-01 31-08-04
	Ch. 1121	Medical Necessity Guidelines for Lyrica for Fibromyalgia	03/05/08	02-08-01 03-08-01 08-08-01 09-08-01 11-08-01 14-08-01 24-08-02 27-08-02 30-08-01 31-08-02 32-08-01
	Ch. 1121	Tamper Resistant Prescription Pads	03/21/08	99-08-03
	Ch. 1101	SelectPlan for Women Program—Addition of Covered Services	04/23/08	01-08-05
	Ch. 1150	Prudent Payment of Claims—Updated	04/25/08	99-08-05
	Ch. 1121	Preferred Drug List—Spring 2008 Update	06/02/08	02-08-03 03-08-03 08-08-07 09-08-08 11-08-03 14-08-03 24-08-07 27-08-04 30-08-03 31-08-10 32-08-03

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1149	ADA Claim Form—Version 2006 and Discontinuance of P. O. Box 8186	06/16/08	17-08-02
	Ch. 1150	Medical Assistance Program Fee	07/22/08	18-08-04
	Ch. 1141	Increase for Select Ophthalmological Examinations		31-08-12
	Ch. 1147			
	Ch. 1150	Medical Assistance (MA) Program Fee	07/22/08	05-08-02
	Ch. 1249	Increases for Select Home Health Agency Services		
	Ch. 1150	Medical Assistance Program Fee	07/22/08	18-08-03
	Ch. 1141	Increases for Select Office Visits and Consultations for Vision Services		
	Ch. 1147			
	Ch. 1150	Medical Assistance Program Fee	07/22/08	05-08-03
	Ch. 1249	Increases for Select Private Duty/Shift Nursing Services to MA Recipients Under 21 Years of Age		16-08-01
	Ch. 1150	Medical Assistance Program Fee	07/22/08	27-08-06
	Ch. 1149	Increases for Select Dental Services		
	Ch. 1150	Medical Assistance Program Fee	07/22/08	09-08-09
		Increases for Select Office Visits and Consultations		31-08-11
				33-08-05
	Ch. 1150	Medical Assistance Program Fee	07/22/08	08-08-09
	Ch. 1243	Schedule Changes for Select Laboratory Procedure Codes		09-08-10
				28-08-04
				31-08-13
				33-08-06
	Ch. 1150	Medical Assistance Program Outpatient Fee Schedule Increase for a Select Colonoscopy Procedure	07/22/08	01-08-07
	Ch. 1141			
	Ch. 1150	Fee Increases for Select Healthy Beginnings Plus Services	07/25/08	05-08-04
				08-08-13
				31-08-17
				33-08-08
				47-08-11
	Ch. 1150	Screening for Developmental Delays and Autism Spectrum Disorders	07/25/08	99-08-10
	Ch. 1241			
	Ch. 1145	Recipient Access to Chiropractic Services	08/04/08	99-08-11
	Ch. 1150	Prior Authorization of Advanced Radiologic Imaging Services	08/05/08	99-08-08
	Ch. 1150	Medical Assistance Program Family Planning Clinic Select Fee Increases and Updates	08/29/08	08-08-08
	Ch. 1225			
	Ch. 1101	SelectPlan for Women Updated	09/05/08	01-08-09
	Ch. 1150	Covered Services Chart		08-08-17
	Ch. 1221			09-08-17
				24-08-12
				28-08-06
				31-08-21
				33-08-09
	Ch. 1163	Payment Policy for Hospital Readmissions	09/12/08	01-08-10
	Ch. 1241	Updates for Early Periodic Screening, Diagnosis and Treatment Program	09/18/08	99-08-13
	Ch. 1150	Reminder of Implementation of Tamper Resistant Prescription Pad Requirements	09/24/08	99-08-14
	Ch. 1121			
	Ch. 1101	Implementation of Claim Check	10/02/08	99-08-17
	Ch. 1150			

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	Ch. 1150 Ch. 1147	Addition of Procedure Code 67820 to Optometrist Medical Assistance Program Outpatient Fee Schedule	11/14/08	18-08-07
	Ch. 1150	Preventable Serious Adverse Events	11/26/08	01-08-11
	Ch. 1150 Ch. 1147	Addition of Procedure Codes to the Medical Assistance Program Fee Schedule for Office Visits for Optometrists	12/29/08	18-09-01
2009	Ch. 1150 Ch. 1123 Ch. 1147	Removal of Prior Authorization Requirement for Eyeglass Lenses	02/09/09	18-09-02 24-09-01 25-09-01 31-09-01
	Ch. 1101 Ch. 1150 Ch. 1241	Pentacel® (DTaP-IPV/Hib), Kinrix® (DTaP-IPV) and Rotarix® (Rotavirus) Vaccines	02/09/09	01-09-01 08-09-01 09-09-01 31-09-02 33-09-01
	Ch. 1101 Ch. 1150 Ch. 1241	2009 Recommended Childhood and Adolescent Immunization Schedules	02/20/09	01-09-04 08-09-04 09-09-04 31-09-05 33-09-02
	Ch. 1150	Medical Assistance Program Fee Schedule Procedure Code End-dating of Keratomileusis	03/27/09	99-09-04
	Ch. 1149	Implementation of the Pediatric Dental Periodicity Schedule	04/24/09	27-09-02
	Ch. 1121	Spring 2009 Preferred Drug List (PDL) Pharmacy Update	06/05/09	01-09-06 09-09-07 27-09-04 02-09-03 11-09-03 30-09-03 03-09-03 14-09-08 31-09-08 08-09-07 24-09-06 32-09-03
	Ch. 1150	Revisions to Medical Assistance Program Fee Schedule Rates for Select Services	06/15/09	99-09-05
	Ch. 1150	2008 HCPCS Updates and Other Procedure Code and Procedure Code/ Modifier Combination Changes	07/06/09	99-09-06
	Ch. 1105 Ch. 1150	Revised Medical Assessment Form (PA 635)	8/10/09	31-09-38 19-09-01 09-09-34
	Ch. 1101 Ch. 1150	Changes to Procedure Codes for the Administration Fees for Kinrix® (DTaP-IPV) and Rotarix® (Rotavirus) Vaccines	08/13/09	01-09-38 08-09-39 09-09-40 31-09-41 33-09-03
	Ch. 1101 Ch. 1150 Ch. 1141 Ch. 1221	SelectPlan for Women Program Forumulary	09/01/09	01-09-39 08-09-40 09-09-41 24-09-38 28-09-04 31-09-42 33-09-04

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1101	SelectPlan for Women Program— Addition of Covered Services	09/08/09	01-09-40
	Ch. 1150			08-09-41
	Ch. 1141			09-09-42
	Ch. 1221			24-09-39
				28-09-05
	Ch. 1150	Structured Screening for Developmental Delays and Autism Spectrum Disorders	09/08/09	99-09-07
	Ch. 1241			
	Ch. 1150	Billing for the Administration of the Influenza A (H1N1) 2009 Monovalent Vaccine	10-9-09	99-09-10
	Ch. 1101	Revision of the PROMISE® Individual Practitioner Enrollment Application and Implementation of Credentialing for Certain Providers Types	10/16/09	99-09-08
	Ch. 1141			
	Ch. 1142			
	Ch. 1143			
	Ch. 1144			
	Ch. 1145			
	Ch. 1147			
	Ch. 1149			
	Ch. 1121	Fall 2009 Preferred Drug List (PDL) and Quantity Limits Update—Pharmacy Services	11/02/09	01-09-43 09-09-45 27-09-36 02-09-35 11-09-35 30-09-35 03-09-35 14-09-35 31-09-46 08-09-44 24-09-41 32-09-35
	Ch. 1141	Recipient Access to Chiropractic Services	11/30/09	99-09-11
	Ch. 1145			
	Ch. 1101	Hiberix®, Haemophilus Influenzae Type b (Hib) Vaccine	12/31/09	01-09-62
	Ch. 1150			08-09-61
	Ch. 1241			09-09-62
				31-09-64
				33-09-07
2010	Ch. 1187	Nursing Facility Participation Review Process and Guidelines—Statement of Policy	04/03/10	
	Ch. 1150	Health Care Benefit Package 12 Updated Employability Assessment Procedure Code List	2-5-10	01-10-02 08-10-03 09-10-03 18-10-01 28-10-01 29-10-01 31-10-03
	Ch. 1150	Medical Assistance Program Fee Schedule Revisions	02/19/10	99-10-01
	Ch. 1101	2010 Recommended Childhood and Adolescent Immunization Schedules	03/15/10	01-10-06
	Ch. 1150			08-10-07
	Ch. 1241			09-10-07
				31-10-09
				33-10-01
	Ch. 1141	Application of Topical Fluoride Varnish by Physicians and CRNPs	03/15/10	
	Ch. 1144			

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 1121	Spring 2010 Preferred Drug List (PDL) Quantity Limits Update—Pharmacy Services	05/03/10	01-10-08 09-10-10 27-10-06 02-10-06 11-10-06 30-10-06 03-10-06 14-10-06 31-10-11 08-10-09 24-10-07 32-10-06
	Ch. 1150 Ch. 1121	Updated Recommendations for Gardasil® Quadrivalent Human Papillomavirus (HPV) Vaccine	05/03/10	01-10-14 08-10-15 09-10-16 31-10-17 33-10-02
	Ch. 1101 Ch. 1150	Announcing the Federally Mandated Change to Electronic Healthcare Transactions for Healthcare and Pharmacy Transactions	06/08/10	99-10-07
	Ch. 1101 Ch. 1150 Ch. 1241	Revisions to the Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Program Periodicity Schedule	06/14/10	99-10-06
	Ch. 1150	2009 HCPCS Updates and Other Procedure Code and Procedure Code/ Modifier Combination Changes	06/14/10	99-10-05
	Ch. 1150	Health Care Benefit Package 12 Updated Employability Assessment Procedure Code List	07/09/10	01-10-20 08-10-21 09-10-22 18-10-03 28-10-02 29-10-02 31-10-23
	Ch. 1101 1102 1121 1123 1149 1151 1163 1181 1187 1230 1243	Policy Clarification Regarding Written Prescriptions—Statement of Policy	07/17/10	99-10-03 1101-10-01 1102-10-01 1121-10-01 1123-10-01 1149-10-01 1151-10-01 1163-10-01 1181-10-01 1187-10-01 1230-10-01
	Ch. 1150	Revisions to the Medical Assistance Program Fee Schedule Rates for Select Services	08/30/10	99-10-09
	Ch. 1101	Missed Appointments	12/01/10	99-10-14
2011	Ch. 1150	2010 HCPCS Updates and Other Procedure Code and Procedure	01/03/11	99-11-01
	Ch. 1150	Code/Modifier Combination Changes Health Care Benefit Package 12 Updated Employability Assessment Procedure Code List	04/13/11	01-11-02 08-11-04 09-11-03 18-11-02 28-11-01 29-11-01 31-11-03
	Ch. 1150	Revisions to the Medical Assistance Program Fee Schedule Rates for Select Services	05/30/11	99-11-02



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	Ch. 1101 1150 1241	2011 Recommended Childhood and Adolescent Immunization Schedules	03/18/11	01-11-04 08-11-06 09-11-05 31-11-05 33-11-04
	Ch. 1163	Hospital Uncompensated Care Program and Charity Care Plan	08/30/11	99-10-12
	Ch. 1145	Recipient Access to Chiropractic Services	10/08/11	99-10-12
	Ch. 1129	Dental Encounter payment for Dental Services Rendered by Rural Health Clinics and Federally Qualified Health Centers	11/15/10	08-10-50
	Ch. 1245 1181 1187	Payment for Non-Emergency Transportation Services	11/24/10	26-10-43
	Ch. 1123	MA Program Outpatient Fee Schedule Decrease for Select Incontinence Products	04/15/11	25-11-02
	Ch. 1123	Change in Billing of Repairs and Replacements for Durable Medical Equipment	01/14/11	25-11-01

**GUIDANCE MANUALS:**

- Provider Handbook 01—Physician (update effective 07/18/08)
- Provider Handbook 03—Dentist
- Provider Handbook 04—Podiatrist
- Provider Handbook 05—Medical Supplier
- Provider Handbook 06/08—Short Procedure Unit/ Ambulatory Surgical Center
- Provider Handbook 07—Chiropractor
- Provider Handbook 09—Birth Centers
- Provider Handbook 10-I—Independent Medical/Surgical Clinic
- Provider Handbook 11-I—Inpatient Hospital (Encompasses provider types General Hospital, Rehabilitation Hospital, Private Mental Hospital, State Mental Hospital and Extended Acute Psychiatric Care)
- Provider Handbook 11-O—Outpatient Hospital (Encompasses provider types General Hospital, and Rehabilitation Hospital)
- Provider Handbook 15—Optometrist
- Provider Handbook 16—Independent Laboratory
- Provider Handbook 18—Ambulance Company
- Provider Handbook 19—Pharmacy
- Provider Handbook 20—Portable X-Ray Provider
- Provider Handbook 21—Renal Dialysis Center
- Provider Handbook 22—Funeral Director
- Provider Handbook 23—Home Health Agency
- Provider Handbook 26—Rural Health Clinic (update 12/24/08)
- Provider Handbook 28—Drug and Alcohol Clinic
- Provider Handbook 29—Outpatient Psychiatric Clinic
- Provider Handbook 30—Family Planning Clinic
- Provider Handbook 31—Midwives
- Provider Handbook 33—Psychiatric Partial Hospitalization Facility
- Provider Handbook 36-L—Nursing Facility Services only applies to County Nursing Facilities and Private Nursing Facilities. Nursing facility case mix regulations implemented in 1996 (Pa. Code Chapter 1187) do not encompass provider types State Mental Retardation Center, Private ICF/MR, or State Restoration Center (update effective 04/09)
- Provider Handbook 37—Hospice
- Provider Handbook 41—Psychologist
- Provider Handbook 42—Comprehensive Outpatient Rehabilitation Facility
- Provider Handbook 43—Physical Therapist
- Provider Handbook 44—Certified RN Anesthetist
- Provider Handbook 49—Certified RN Practitioner
- Provider Handbook 50—Early Periodic Screening, Diagnosis and Treatment (EPSDT) Provider (update effective 12/24/08)
- Provider Handbook 54—Nutritionist
- Provider Handbook 55—PA Department of Aging (PDA) Waiver
- Provider Handbook 59—COMMCARE Waiver (update effective 09/22/08)
- Medical Assistance Transportation Program - Instructions and Requirements (Note: Revised/Reissued Annually)

**Office of Long Term Living—Contact: Elaine Smith (717) 346-9168**

2011	Billing Procedure Codes for Fiscal/Employer Agents (F/EAs)	01/21/11	54-11-01 51-11-01 59-11-01 55-11-01 05-11-01
2010	Financial Management Services Rate	12/23/10	05-10-09 51-10-09 52-10-09 55-10-09 59-10-09
	Office of Long Term Living Home and Community Based Program Policy Clarification Update (Omnibus Bulletin)	12/23/10	05-10-08 51-10-08 55-10-08 59-10-08
	Dual Enrollment for Services Funded Through OLTL Home and Community Based Programs and Services Funded Through the Office of Developmental Programs	10/25/10	05-10-07 51-10-07 52-10-07 55-10-07 59-10-07
	Individual Service Plan Development, Review and Implementation Procedures For OLTL Home and Community Based Services	10/20/10	05-10-06 51-10-06 52-10-06 55-10-06 59-10-06
	Nursing Home Transition Outreach Form	10/08/10	05-10-05 51-10-05 52-10-05 55-10-05 59-10-05
	Department of Aging/Office of Long Term Living Home and Community Based Services program Policy Clarifications	07/06/10	05-10-04 51-10-04 55-10-04 59-10-04
	Fiscal/Employer Agency Standards	06/01/10	54-10-03
	Standards and Reimbursement Rates for the Enhanced Older Adult Daily Living Center Program for Medicaid Aging Waiver Participants	04/20/10	03-10-02 41-10-02 55-10-02
	Incident Management Policy for Office of Long Term Living (OLTL) Home and Community Based Services Programs	04/09/10	05-10-01 51-10-01 52-10-01 55-10-01 59-10-01
	Electronic Submission of the Cost Report (MA-11) Form for Reporting Periods Ending 12/31/09 and Thereafter	12/22/10	03-10-01
2009	Statewide Waiting List Protocols for Office Of Long Term Living Medicaid Waivers And the Act 150 Attendant Care Program	11/25/09	05-09-01 51-09-01 52-09-01 55-09-01 59-09-01
	Provider Rates for Services Funded Through The OBRA, Independence and COMMCARE Waivers	06/25/09	05-09-02 17-09-02 36-09-02 41-09-02 43-09-02 55-09-02 59-09-02
	Revised Pennsylvania Preadmission Screening And Resident Review Identification Form (MA 376)	02/08/09	01-09-01 03-09-01
2007	Nursing Facility Documentation Requirements For Movable Equipment that is Rented or Leased	12/07/07	03-07-10

**GUIDANCE MANUALS:****Bureau of Home and Community Based Services**

- Attendant Care Program Requirements
- Attendant Care Medicaid Waiver #0277
- Attendant Care Program Policy and Program Directives and Clarifications
- Community Services Program for Persons with Physical Disabilities (CSPPPD) Program Requirements
- OBRA Medicaid Waiver #0235
- Independence Medicaid Waiver #0319
- COMMCARE Waiver #0386
- Community Services Program for Persons with Physical Disabilities Policy and Program Directives and Clarifications

**Office of Children, Youth & Families—Contact: Cathy Utz (717) 705-2912****POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1980	Ch. 3140	Funding of Basic Ed. Components of Private Day Treatment Center Programs	10/29/80	99-80-22
1981	—	OCYF Licensing Procedures: Clarification of Provider's Right to Appeal DPW Issuance of a Provisional Certification of Compliance	10/29/81	99-81-38
1982	Ch. 3130	Notice of Right to Appeal for Spanish-Speaking Clients	12/30/82	3130-82-01
1983	Ch. 3130	Clarification of the Definition of "Accept for Service"	02/04/83	3130-83-03
	Ch. 3700	Waiver for Foster Family Homes by Foster Family Care Agencies	02/04/83	3700-83-01
	Ch. 3130	Clarification of County C & Y Agency Requirements with Respect to Fee Setting	02/04/83	3130-83-04
	Ch. 3130	Clarif. on Caseworker-to-Family Case Load Ratio & Case Management Functions	02/04/83	3130-83-07
	Ch. 3140	Clarif. of Adoption Asst. to Relatives in Adoption Cases	05/02/83	3140-83-07
	Ch. 3140	3130.64(b)(2), 3130.67(9), 3140.131(7), 3700.35(b)(1) Reimbursement to Parents for the Cost of Child Visits	08/15/83	3130-83-11
1984	Ch. 3001	Transmittal of Interdpt. Memo. on Nonimmunized Students Excluded from Attending School	07/08/84	99-84-13
	Ch. 3490	Release of Child Abuse Info. to the Media	08/15/84	99-84-20
1985	Ch. 3001.5	Unannounced Visits to Licensed & Approved Facilities/Agencies	08/20/85	99-85-18
	Ch. 3130	Interstate Compact on Juveniles	09/30/85	99-85-27
	Ch. 3490	Providing Copies of Child Abuse Reports to Subjects	11/20/85	99-85-28
1986	Ch. 3490	Law Enforcement Officials as Perpetrators of Suspected Child Abuse	07/15/86	3490-86-04
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33	04/01/86	3490-86-02
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33—Part II	06/16/86	3490-86-05

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 3490	Policy Clarifications Regarding Child Protective Services Law and Regulations as Related to Act 33—Part III	11/01/86	3490-86-08
1987	Ch. 3490	Implementation of Child Protective Service Policies Relating to Alleged Medical Neglect of Disabled Infants	05/01/87	3490-87-01
	Ch. 3490	Sharing Child Abuse Info Among DPW Offices	09/01/87	3490-87-03
	Ch. 3490	Policy Clarification of the Child Protective Services Law and Regulations	06/01/87	3490-87-02
	Ch. 3140	Personal Incident Costs	10/01/87	3140-87-05
	Ch. 3140	OCYF Financial Participation in Costs of County Human Service Departments	08/31/87	3140-87-02
1988	—	Special Medical Assistance—Healthy Beginnings—for Pregnant Women and Qualified Children	11/02/88	99-88-08
	Ch. 3490	Screening Student Interns	05/88	3490-88-01
1989	Ch. 3350	Adoption Record Disclosure	07/01/89	3350-89-01
1991	Ch. 3130	Regulatory Interpretation Guidelines for Revisions to Chapter 3130	09/20/91	3130-91-03
1992	Ch. 3140	Title XX Invoicing Procedures for the Youth Development Centers and Youth Forestry Camps (YDCs/YFCs)	09/25/92	99-92-02
1994	—	Site Visits and Access to Records by PA Protection and Advocacy, Inc.	08/22/94	00-94-19
1995	Ch. 3490	Amendments to the Child Protective Services Law that Become Effective July 1, 1995	09/05	3490-95-02
1996	Ch. 3490	Certification and Training for Children and Youth Workers	06/20/96	3490-96-03
	00	Update of Policies and Procedures for Juveniles in Detention	04/30/96	00-96-03
	00	Surveying and Evaluating Child Welfare Agencies Implementation and Compliance with MEPA	08/15/96	00-96-06
1997	Ch. 3140	Availability of Federal Financial Participation For Profit Residential Child Care Facilities	01/17/97	3140-97-02
	—	Access to Pennsylvania State Police Records	10/01/97	00-97-09
	—	Priority Placement Request Procedures for the Interstate Compact on the Placement of Children	12/01/97	00-97-12
1998	Ch. 3140	MEPA 1994—Small Business	02/07/98	3140-98-03
	—	1997 Association of Juvenile Compact Administrators Rules and Regulations Amended Travel Permit	06/01/98	00-98-06
1999	Ch. 3140	Adoption Assistance Questions and Answers	03/17/99	3140-99-01
	Ch. 3490	Drug Convictions Prohibiting Hiring and Approving Foster/Adoptive Parent Applications	02/03/99	3490-99-01

## NOTICES

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 3490	Implementation of Revisions to the Child Protective Services Law as Amended by Act 127 of 1998	10/01/99	3490-99-02
2000	Ch. 3140	Invoicing Procedures—Child Welfare TANF	04/15/00	3140-00-03
	Ch. 3140	AFCARS Planning, Budgeting and Invoicing Procedures	08/15/00	3140-00-02
	Ch. 3490	Child Death Review and Report Protocols	10/10/00	3490-00-01
	Ch. 3800	Child Residential and Day Treatment Facilities Licensing Measurement Instrument Revisions	05/30/00	3800-00-01
2001	Ch. 3130	The Second Revised Interim Guidelines for the Adoption and Safe Families Act of 1997	01/02/01	3130-01-01
	Ch. 3140	Revised Policies and Procedures: Title IV-E Placement Maintenance Eligibility and Reimbursability, Title IV-E Adoption Assistance Eligibility and Title XX Medicaid Eligibility	04/09/01	3140-01-01
	Ch. 3490	Revised Certification and Training Requirements for Children and Youth Supervisors	09/25/01	3490-01-02
2003	—	Kinship Care Policy	06/30/03	00-03-03
	—	Megan's Law	04/13/03	00-03-02
	Ch. 3140	Interstate Compact on Adoption and Medical Assistance	01/01/04	3140-03-02
	Ch. 3350	Statewide Adoption Network Policies and Procedures	01/01/03	3350-03-01
	Ch. 3490	A.Y. v. DPW/Allegheny County	03/10/03	3490-03-01
	Ch. 3490	Federal Criminal History Clearances for PA Residents	04/25/03	3490-03-02
2004	—	Annual Bulletin Update	07/01/04	00-04-01
	—	MH/MR Services for Children Placed Out-of-County In Pre-Adoptive or Foster Homes	07/19/04	00-04-02
	Ch. 3140	Child Welfare TANF Services Policies and Procedures	05/17/04	3140-04-06
	Ch. 3140	Approval/Licensing of Foster Family Homes	04/01/04	3140-04-02
	Ch. 3140	Child Placements with Emergency Caregivers	07/01/04	3140-04-05/ 3490-04-01
	Ch. 3490			
	Ch. 3700	Medical Foster Care Services for Children Served by County Children and Youth Agencies	07/01/04	Special Transmittal
2005	Ch. 3490	Implementation of Act 160 of 2004 Amending the Child Protective Services Law	09/01/05	3490-05-01
2006	—	Federal Financial Participation Rate Change for Title IV-E Placement Maintenance and Adoption Assistance Costs	10/18/06	00-06-05
	Ch. 3140	Random Moment Time Study Policy and Procedures—Juvenile Probation Offices	07/28/06	3140-06-03

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 3140	Random Moment Time Study Policy and Procedures—County Children and Youth Agencies	06/30/06	3140-06-04
	Ch. 3140	Federal Title IV-E and Medicaid Administrative Invoicing Procedures	09/12/06	3140-06-05
	Ch. 3140	Random Moment Time Study Requirements Family Service Plan Documentation	10/11/06	Special Transmittal
	Ch. 3800	Strategies and Practices to Eliminate Unnecessary Use of Restraint	01/30/06	Special Transmittal
	Ch. 3490	Safety Assessment and Planning Process	03/15/06	3490-06-01
2007	—	FFP Rate Change for Title IV-E Placement Maintenance and Adoption Assistance Costs	04/16/07	00-07-01
	Ch. 3490	Protocol to Address Domestic Violence in Families with Child Welfare Involvement	08/03/07	Special Transmittal
2008	Ch. 3350	Expanded Ground for Involuntary Termination of Parental Rights	04/03/08	Special Transmittal
	Ch. 3490	Frequency and Tracking of Caseworker Visits to Children in Federally Defined Foster Care	05/01/08	3490-08-05
	Ch. 3140	Title IV-E Foster Case Maintenance and Adoption Assistance Program Costs Allowable for Federal Financial Participation (FFP)	05/12/08	3140-08-01
	Ch. 3350 Ch. 3490 Ch. 3700	Implementation of Safe and Timely Placement of Foster Children Act (P. L. 109-239)	05/12/08	99-08-01
	Ch. 3490	Implementation of Act 126 of 2006 Amending the Child Protective Services Law	03/24/08	3490-08-02
	Ch. 3490	Implementation of Act 179 of 2008 And Act 72 of 2007 Amending the Child Protective Services Law	06/27/08	3490-08-03
	Ch. 3490	Implementation of New Reporting Requirements As Required by Act 146 of 2006 and Act 179 of 2006	10/01/08	3490-08-04
	Ch. 3700	Implementation of Act 68 of 2005 (The Resource Family and Adoption Process Act), Act 73 of 2005 (The Resource Family Care Act), and Act 78 of 2007	10/01/08	3700-08-01
	Ch. 3130 Ch. 3350 Ch. 3700	Impact of Act 109 on Agency Operations	12/29/08	Special Transmittal
2009		Act 76 of 2007	01/07/09	Special Transmittal
	Ch. 3130 Ch. 3140 Ch. 3700	Fostering Connections to Success and Increasing Adoptions Act of 2008	02/24/09	Special Transmittal
	Ch. 3130	Implementation of the Indian Child Welfare Act of 1978	03/09/09	3130-09-01
	Ch. 3170	Out of Home Placement Services—Contract Documentation	04/07/09	3170-09-01
	Ch. 3170	Out of Home Placement Services—Contract Documentation	08/25/09	3170-09-02

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 3700 Ch. 3800	Disaster Planning	10/09/09	Letter from Deputy Secretary
	Ch. 3800	Strategies and Practices to Eliminate the Use of Unnecessary Restraints	12/19/09	3800-09-01
	Ch. 3800	Prone Restraints in Children's Facilities	12/19/09	3800-09-02
	Ch. 3140	Implementation of Child Care Funding Policy Beginning State Fiscal Year (SFY) 2010-2011	07/01/09	3140-09-03
	Ch. 3130 Ch. 3140	Fostering Connections to Success and Increasing Adoptions Act of 2008-Adoption Program Requirements	12/30/09	Special Transmittal
2010	Ch. 3130	Shared Case Responsibility and Procedures Permanent Legal Custodian	05/03/10	3130/10/01  3130/10/02 3140/10/03
		Educational Portions of "Non-Educational" Residential Treatment 02	01/04/10	OMHSAS-10
	Ch. 3130	Termination of Parental Rights and Compelling Reasons	01/05/10	Special Transmittal
	Ch. 3140	Needs-Based Plan/Budget Amendment	04/20/10	3140-10-01
	Ch. 3130	Shared Case Responsibility Policy and Procedures	05/03/10	3130-10-01
		YDC/YFC Interim Per Diem Rates Effective July 1, 2010	07/01/10	00-10-01
	Ch. 3130	Permanent Legal Custodian Policy	07/30/10	3130-10-02 3140-10-03
	Ch. 3130	Change in Process for Verifying Paternity	08/04/10	Special Transmittal
	Ch. 3800	Act 45 of 2010 Regarding Restraint Use and Reporting Requirements of Pregnant Females	08/04/10	3800-10-01
	Ch. 3130	Implementation of 45 CFR Part 1356 Chafee Nation Youth in Transition Database Part 1	08/09/10	3130-10-03
	Ch. 3130	Educational Stability & Continuity of Children Receiving Services from the County Children & Youth Agency (CCYA) Including the Use of an Education Screen	09/17/10	3130-10-04
	Ch. 3130	Clean Indoor Air Act Compliance Guidance	09/17/10	3130-10-05
	Ch. 3170	Out of Home Placement Services—Contract Documentation	12/23/10	3170-10-02
		Complex Case Planning	12/28/10	00-10-02
2011	Ch. 3130	Basic Health Information Form (CY980)	04/01/11	3130-11-01
	Ch. 3350	Implementation of Act 101 of 2010	04/25/10	3350-11-01
	Ch. 3490	Developmental Evaluation and Early Intervention Referral Policy	Issued 06/07/10; Revised 06/01/11	3490-10-01
		Master Client Index (MCI) Service Expansion	06/07/11	00-11-01

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch.3140	Fiscal Year 2012-13 Children, Youth and Families Needs-Based Plan and Fiscal Year 2011-12 Implementation Plan Instructions	Issued 05/27/11; Revised 06/17/11	3140-11-01
	Ch. 3140	Act 148 Invoicing Procedures for County Child Welfare Services	07/06/11	3140-11-02

**GUIDANCE MANUALS:**

- Planning Permanent Families for Children Residing in Mental Retardation Residential Facilities
- Audit Clause Language for Use in All County Child Welfare Service Provider Contracts
- Indirect Costs Under the County Cost Allocation Plan Guidelines
- Reporting of Indirect Costs-County Children and Youth Services
- Local Management Agency Policy and Procedures Manual
- PA Standards for Child Welfare Practice
- Model Petitions and Court Orders
- Foster Care Visitation Manual
- Safety Assessment and Management Process Reference Manual (last updated 06/09)
- Special Transmittal on Safe Sleep Environment Recommendations for Infants One Year of Age and Under (10/28/08)

**INTERNAL GUIDELINES:**

- Youth Development Center/Youth Forestry Camp Policy Manual
- Report on Recommended Best Practices for IV-E & TANF Programs

**Office of Mental Health and Substance Abuse Services/Mental Retardation—Contact: Nora Campanella (717) 772-7926**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981		Collecting of Tuition Expenses for School-Age Residents in MR & MH Residential Facilities	09/02/81	199-81-01
1982	Ch. 4000	Respon. for Collection of Tuition Exp. Under Act 199 of 1980 for Out-of-State Residents	03/17/82	199-82-01
	Ch. 4000	Notice of Assessments (Joint MH/MR Bulletin)	04/16/82	99-82-15
1985	Ch. 4000	County Indirect Cost Allocation Plan Guideline Update—Maintenance In Lieu of Rent as a Direct Cost (Joint MH/MR Bulletin)	08/22/85	99-85-17
1986	Ch. 6000	Procedures for Review of Service Eligibility and Termination Decisions	01/17/86	99-86-01
1987	Ch. 4305	Community MH/MR Liability	05/21/87	4305-87-2
1988	Ch. 4305	Quarterly Liability Summaries	01/29/88	4305-88-01
2000		Guidelines for Identifying Persons with Mental Retardation and Mental Illness for State Mental Health Hospital Discharge	05/15/00	00-00-04
	Ch. 4300	The Roles and Responsibilities of County Mental Health/Mental Retardation Programs in the Development of a Child's Individual Education Program	10/04/00	OMHSAS-00-04
2002		Coordination of treatment and support for people with a diagnosis of serious mental illness who also have a diagnosis of mental retardation		00-02-16



**Office of Mental Health and Substance Abuse Services—Contact: Nora Campanella (717) 772-7926****POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1983	Ch. 5001	Expiration of 4th Provisional Cert. of Compliance	12/15/83	99-83-49
1984	Ch. 5250	Guidelines for Delivery of MH Forensic Svs. to Persons in Co. Jails & Persons on Prob. or Parole	08/27/84	99-84-38
1985	Ch. 4210	Readmission from Community Placement Within 30 Days of Discharge	05/30/85	99-85-21
	Ch. 5001	Administration of Psychotropic Medication to Protesting Patients	03/11/85	99-85-10
1986	Ch. 5001	Implementation of Act 33 of 1985	03/19/86	99-86-11
	Ch. 5100	Involuntary Outpatient Commitment	05/08/86	99-86-14
1987	Ch. 4210	Dis. Plan. Response. for SMH Child/Adolescent Program & County MH/MR Program	01/16/87	99-87-10
	Ch. 5100	Guidelines for Assessing & Documenting the Dangerousness of Mentally Ill Adults	01/16/87	99-87-07
	Ch. 5100	Notice of Grievance & Appeal Proc. Involuntary Outpatient Commitment	09/08/87	99-87-23
1993	Ch. 5221	Intensive Case Management Record Requirements	09/21/93	5221-93-01
1998		Reporting Requirements for services funded through county base and CHIPP funds.	02/17/98	OMH-98-01
	Ch. 5310	Licensing Compliance Prediction Instrument Application in the Licensing of Community Residential Rehabilitation Services	08/01/98	OMH-98-02
1999	Ch. 4300	Revised Procedure for Waiver of Office of Mental Health and Substance Abuse Services (OMHSAS) Program Regulations	10/01/99	OMHSAS-99-08
		<i>Emerich v. Philadelphia Center for Human Development</i> 720 A.2d 1032 (Pa. 1998) (Duty to Ward Third Parties—Tarasoff in Pennsylvania)	09/15/99	OMHSAS-99-09
2001		Nursing Home Reform Implementation	02/01/01	OMHSAS-01-01
	Ch. 5100	Age of Consent for Voluntary Outpatient Mental Health Treatment	06/18/01	OMHSAS-01-04
		Accessibility of Community Mental Health and Substance Abuse Services For Persons Who are Deaf, Hard of Hearing, Late Deafened, or Deaf-Blind	10/01/01	OMHSAS 01-06
	Ch. 5100	Procedures for Client Rights, Grievances and Appeals	08/10/01	SMH-01-03
		Accessibility of State Mental Health Facilities for Persons who are Deaf, Hard of Hearing, or Deaf-Blind	06/18/01	SMH-01-01
2002	Ch. 5100	Interpretation of Pennsylvania Law Related to 402(b) Commitment	09/12/02	OMHSAS 02-04

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
		The Use of Seclusion and Restraint in Mental Health Facilities and Programs	04/08/02	OMHSAS 02-01
		Performance Expectations and Recommended Guidelines for the County Child and Adolescent Service System Program (CASSP)	06/06/02	OMHSAS-02-02
		Generic Drugs	04/01/02	SMH-02-01
2005	Ch. 5100	Unscheduled Use of Medication in the State Hospital System PRN & STAT Medication Orders	02/28/05	SMH-05-1
	Ch. 5100	Transporting Patients	02/28/05	SMH-05-02
	Ch. 5100	Administrative Transfers between State Mental Hospitals Civil Sections	04/29/05	SMH-05-04
	Ch. 4300	Cost Settlement Policy and Procedures for Community-Based Medicaid Initiatives	08/15/05	OMHSAS-05-01
		Integrated Children's Services Initiative	06/09/05	00-05-05
		Quality at the End of Life for Consumers and Residents	09/16/05	SMH-05-05
2006		Memorandum of Understanding Between the Office of Mental Health and Substance Abuse Services and the Pennsylvania Department of Aging	02/01/06	OMHSAS-06-01
		Service Priority For: Older Adult Population 06-02	02/01/06	OMHSAS-
		Co-Occurring Disorder Competency Approval Criteria for All Facilities Licensed by the Department of Health Division of Drug and Alcohol Program, License or the Department of Public Welfare, Office of Mental Health and Substance Abuse Services	02/10/06	OMHSAS-06-03
		Writing of Orders by Administrators	02/13/06	SMH-06-01
	Ch. 5200	Mobile Mental Health Treatment	11/30/06	08-06-18
	Ch. 5100	Community Incident Management & Reporting System	07/18/06	OHMSAS-06-04
	Ch. 1151 Ch. 1153 Ch. 1223	BH-FFS Transfer from OMAP to OMHSAS	08/15/06	OMHSAS-06-07
2007	Ch. 5100	Clarification on the Authorization of Restraints and Seclusion in the Forensic Units	07/13/07	SMH-07-01
	Ch. 5100	Clarification of Act 169, also known as the Older Adult Protective Services Act (OAPSA), in regards to hiring practices for inpatient and residential facilities.	08/02/07	OMHSAS-07-01
2008	Ch. 5310 Ch. 5320	Guidelines for Interagency Planning for Children in Need of Behavioral Health Rehabilitation Services or Partial Hospitalization on Services during the School Day	01/04/08	OMHSAS-08-01

## NOTICES

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<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
		Special Pharmaceutical Benefits Program Mental Health component will transition from Office of Medical Assistance Program to Office of Mental Health and Substance Abuse Services	04/22/08	OMHSAS-08-02
		Assertive Community Treatment (ACT)	09/02/08	OMHSAS-08-03
	Ch. 63	Implementation of Act 179 of 2006 & Act 73 of 2007 Amending The Child Protective Services Law	06/27/08	3490-08-03
2009		Guidance for Conducting Functional Behavioral Assessment in the Development of Treatment Plans for Services Delivered to Children with Behavioral Health Needs Compounded by 1 Developmental Disorders	01/09/09	OMHSAS-09-01
	Ch. 1223	Requirements for Clinics Supervisory Physician Reviews and Reevaluations of Diagnoses, Treatment Plans and Updates	04/18/09	OMHSAS-09-03
	Ch. 31	Best Practice for Family Involvement with Youth who are in Residential Treatment Facilities (RTFs)	06/15/09	OMHSAS-09-04
	Ch. 5100	Use of Restraints, Seclusion and Exclusion in State Mental Hospitals and Restoration Center	11/30/09	OMHSAS-09-06
	Ch. 1101 Ch. 1150 Ch. 1153	Peer Support Services (Revised)	01/01/10	OMHSAS-09-07
2010	Ch. 1153 Ch. 2380 Ch. 5200 Ch. 5210 Ch. 6400 Ch. 6500	Medication Prescribing Practices of CRNP's in Mental Health Programs and Mental Retardation Programs	03/27/10	OMHSAS-10-01
		Educational Portions of "Non-Educational" Residential Placement	01/04/10	OMHASA-10-02
		Strategies and Practices to Eliminate the Use of Unnecessary Restraints	12/19/09	3800-09-01
	Ch. 5221	Blended Case Management (BCM) (Revised)	06/14/10	OMHSAS-10-03
		Psychological/Psychiatric/Clinical Re-Evaluation and Re-Authorization For Behavioral Health Rehabilitation (BHR) Services	07/09/10	OMHSAS-10-4
2011		Non-Discrimination Toward Lesbian, Gay, Bisexual, Transgender, Questioning And Intersex People	01/07/11	OMHSAS-11-01
		Guidelines to Ensure Affirmative Environments and Clinically Appropriate Services for Lesbian, Gay, Bisexual, Transgender, Questioning And Intersex Consumers and Their Family Members	01/07/11	OMHSAS-11-02

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
	Ch. 41	Clarification of Permissible Arrangements for Psychologists Who are Associated with the Provision Of Behavioral Health Rehabilitation Services (BHRS)	03/08/11	OMHSAS-11-05
	Ch. 15	Administrative Investigations	03/10/11	OMHSAS-11-06

**GUIDANCE MANUALS:**

- County Mental Health Plan Guidelines
- Community Mental Health Services Block Grant

**Office of Developmental Programs—Contact: Jeanne Meikrantz (717) 783-1003**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1981	Ch. 6000	Policies and Procedures Governing Admissions, Commitment, Transfers, and Discharges at State-Operated Mental Retardation Facilities	12/01/81	99-81-51
1987	Ch. 6000	Conversion of Comm. Res. MR Facilities to ICF/MR	10/23/87	99-87-17
1988	Ch. 6000	Mandatory Child Abuse and Criminal History Clearances	05/31/88	6000-88-02
	Ch. 6000	Administration and Management of Client Funds	10/05/88	6000-88-08
1989	Ch. 6000	Guidelines for Enhancing and Conducting Direct and Independent Assessment	10/16/89	6000-89-01
	Ch. 6000	Abatement of Liability for Psychological Evaluations	09/14/89	00-89-17
1990	Ch. 6000	Policy on Employment for Persons with Mental Retardation	12/26/90	6000-90-06
1994	Ch. 6000	Closure of Admissions of Children to State-Operated Intermediate Care Facilities for the Mentally Retarded	12/14/94	SC-94-01
1996	Ch. 6000	Criteria for Approval of New Intermediate Care Facilities for People with Mental Retardation	04/06/96	6000-96-01
1998	Ch. 6000	Guidelines To Supporting People Moving From State Centers Into The Community	03/27/98	00-98-03
2002		Clarifying Eligibility for Mental Retardation Services and Supports	05/31/02	4210-02-05
	Ch. 6000	Need for ICF/MR Level of Care	08/07/02	00-02-13
2004	Ch. 6000.901—6000.985	Incident Management	02/18/04	6000-04-01
2008		Implementation of Act 179 of 2006 and Act 73 of 2007 Amending the Child Protective Services Law	06/27/08	3490-08-03
2009		Strategies and Practices to Eliminate the Use of Unnecessary Restraints	12/19/09	3800-09-01
		Prone Restraints in Children's Facilities	12/19/09	3800-09-02
		Social Security Economic Recovery One-Time Payment	07/10/09	6200-09-05

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
		Vendor Fiscal/Employer Agent Financial Management Services Wage Ranges	11/20/09	00-09-09
2010		Quality Management Strategy of the Office Of Developmental Programs	3/22/10	00-10-02
		Planning and Managing Unanticipated Emergencies		00-10-03
		Recording Information on the Target of an Individual to Individual Abuse Incident Report In HCSIS	07/01/10	00-10-04
		Approved Program Capacity in Residential Service Locations Licensed Under 55 Pa. Code Chapter 6400		6000-10-05
		Supports Coordination Services	05/26/10	00-10-06
		Service Definitions for the Pennsylvania Mental Retardation Program	05/27/10	00-10-07
		Referral to the Early Intervention Program for Children Under Three Years of Age Placed in ICFs/MR	05/26/10	00-10-08
		Prior Authorization for Supplemental Habilitation and Additional Individualized Staffing	05/26/10	00-10-09
		Waiver Capacity Commitment for the Consolidated and Person/Family Directed Supports Waivers	06/16/10	00-10-10
		Obsolete Licensing Indicator System, Licensing Inspection Instruments and Licensing Weighting Systems Applicable To 55 Pa Code Chapters 2380, 2390, 6400 and 6500	08/16/10	00-10-11
		Individual Support Plans (ISPs)	07/20/10	00-10-012
		Supports Coordinator Training Waiver Requirements	12/30/10	00-10-013
		Provider Monitoring	12/30/10	00-10-014
2011		Procedures for Surrogate Health Care Decision Making	01/27/11	6000-11-01
		Service Definitions for the Pennsylvania Mental Retardation Program, Reissued	03/25/11	00-11-02
		Cost Centers for County Mental Retardation Programs Effective July 1, 2010	04/01/11	00-11-03
		Consolidated Waiver Amendment Effective July 1, 2009	05/09/11	00-11-04
		Person/Family Directed Support (P/FDS) Waiver Amendment Effective July 1, 2009	05/09/11	00-11-04

**GUIDANCE MANUALS:**

- Obtaining Criminal Clearances on Prospective Employees
- Substitute Decision-Making for Medical Treatment
- Positive Approaches
- Licensing Policies and Procedures for ICFs/MR
- Applicability of OMB Circular A-133 for Non-State ICFs/MR
- County Responsibilities for Waiver Funded Habilitation in a Private Home
- Supporting People in the Community

- Licensing Weighting System for Community Homes for Individuals with Mental Retardation
- Domiciliary Care for Persons with Mental Retardation
- Licensing Weighting System for Family Living Homes
- Targeted Service Management and Third Party Liability
- Assessments: Lifetime Medical Histories
- Educational and Vocational Training in ICFs/MR
- Licensing Inspection Instrument for Family Living Homes Regulations
- Licensing Inspection Instrument for Community Homes Regulations

- Licensing Inspection Instrument for Adult Training Facilities Regulations
- Licensing Inspection Instrument for Vocational Facilities Regulations
- Office of Mental Retardation's Monitoring of Counties
- Principles for the Mental Retardation System
- Accessing Public Transportation for Individuals Enrolled in the Consolidated or Person/Family Directed Support Waivers
- Foster Care Tax Reform as it Relates to the Lifesharing/Family Living Program
- Announcement: Step-By-Step Guide to Ready Providers for the Reporting of Incidents through HCSIS
- Revision of Definition of Conflict Free Providers for Targeted Service Management
- OBRA Time Limited Determinations
- Clarifying Waiver Funding and Domiciliary Care Payments
- Passage of Act 171 relating to the Older Adults Protective Services Act (OAPSA)
- Coordination of treatment and support for people with a diagnosis of serious mental illness who also have a diagnosis of mental retardation
- Guidelines Concerning Sexuality
- Regulation Interpretation—Family Living Medication Administration Training
- Survey Guidelines and Procedures Intermediate Care Facilities for the Mentally Retarded (ICFs/MR)
- Regulation Interpretation Unobstructed Egress
- Claiming Federal Reimbursement for Targeted Service Management Administration Costs
- Revised Intermediate Care Facility for the Mentally Retarded (ICF/MR) Guidelines
- Licensing Weighting System for Adult Training Facilities
- Clarifying the "30 Hour Rule"
- Payments for Psychological Testing to Diagnose Mental Retardation in Children and Adults
- Medical Assistance for Workers with Disabilities in the Community Mental Retardation Program
- Intermediary Service Organizations (ISOs)
- County MH/MR Programs
- Determining Medical Assistance Eligibility for Individuals Age Three and Older Who Apply for Supports and Services Authorized by a County Mental Health/Mental Retardation Program
- Certified Investigations
- Limited English Proficiency (LEP)
- Alternative Sanction Guidelines For ICF/MR Medical Assistance Certification
- Issuance of Audit Guide for Non-State Operated Intermediate Care Facilities for the Mentally Retarded
- Lifesharing through Family Living
- Office of Mental Retardation Policy On Employment
- Home and Community Based Service Eligibility/Ineligibility Change Form
- County to County Relocations
- Employment for Individuals in ICFs/MR
- Elimination of Restraints through Positive Practices
- Payment for Sign Language Interpreters and/or Transliterations
- Provider and County Incident Management Analysis Report
- Prioritization of Urgency of Need for Services (PUNS) Manual
- Provider Billing Documentation Requirements for Waiver Services
- Overview of the Supports Intensity Scale(c) and the PA Plus
- Agency with Choice Financial Management Services

- (AWC FMS)
- HCQU
- Due Process and Fair Hearing Procedures for Individuals with Mental Retardation
- Provider Profiles for Mental Retardation Providers
- Process for Qualification and Disqualification of Waiver Providers
- Administrative Entity and Provider Contracts
- Microboards<sup>®</sup>
- Providers Billing Documentation Requirements for Waiver Services
- Service Review Protocol for Individuals in the Consolidated and Person Family Directed Support Waivers
- Incident Management
- Personal Care Homes Licensing Measurement Instrument (LMI)
- Personal Care Homes Sale or Change of Legal Entity Policy and Procedures
- Licensing Protocols and Procedures
- Procedures for Service Delivery Preference
- Individual Eligibility for Medicaid Waiver Services
- Supports Intensity Scale<sup>™</sup> (SIS<sup>™</sup>) and PA Plus Users Manual
- Vendor Fiscal/Employer Agent Financial Management Services (VF/EA FMS)
- Disability Rights Network Access to Records and Joint Investigations
- Clarification of Payment Source for Representative Payee Function
- Communication Supports and Services
- Consolidated and Person/Family Directed Support Waivers Provider Appeals Process
- 2008-2009 Person/Family Directed Support Waiver Cap
- Amendment to the Person/Family Directed Support Waiver Effective July 1, 2009
- Amendment to the Consolidated Waiver Effective July 1, 2009
- Social Security Economic Recovery One-Time Payment
- Pennsylvania's Guide to Participant-Directed Services

#### **INTERNAL GUIDELINES:**

- Choking Prevention and Management
- Search of Visitors and Residents at State Centers and Mental Retardation Units
- Model Bylaws for State Center Boards of Trustees
- Guardianship Petitioning Process at State Centers
- Guidelines for State Center Boards of Trustees-Revision
- Amendments to Licensing Policy and Procedure Manual
- Pro Re Nata Medication Usage for Psychiatric Treatment-Clarification of Interpretation

#### **INFORMATIONAL PACKETS:**

- Revised Supports Coordination Supervisor Training for Calendar Year 2009
- Certified Investigator Courses Initial and Re-Certification
- Medication Administration Trainer Recertification 2009-2010
- Incident Management Reports in Home and Community Services
- AE Oversight Monitoring Process Documents Available on AE Information Center
- Summary of Procedure Codes and Service Descriptions Included and Excluded from Revenue Reconciliation (Info Packet 007-10)
- Annual AE Quality Mgmt. Plan Implementation and Evaluation Process Documents Now Available in AE Information Center (Info Packet 009-10)
- Incident Management Clarification of Roles for the Supports Coordination Organizations (Info Packet 012-10)

- Billing Unanticipated Emergencies Using the ET Modifier (Info Packet 026-10)
- Provider Qualification Additional Information (Info Packet 030-10)
- Request for Exception to the Established 48 Calendar Day Limit (Info Packet 037-10)
- Base Funded Respite Services Additional Information (Info Packet 038-10)
- FMS Admin Fee Services Need to be on the ISP (Info Packet 043-10)
- Individual Purchases and Item Storage (Info Packet 049-10)
- Impact of Provider Qualification in HCSIS on Fiscal year Renewal ISPs (Info Packet 052-10)
- Additions to Fee Schedule FY 2010-2011 (Info Packet 058-10)
- Supplemental Habilitation and Additional Individualized Staffing Services During the Fiscal Year 2010-2011 Renewal Period (Info Packet 063-10)
- Interim Process for 180-Day and 365-Day “Timely Filing” Edits: Error Status Code (ESC) 545 (Info Packet 064-10)
- Referral to the Early Intervention Program for Children Under Three of Age Placed in ICFs/MR (Info Packet 069-10)
- AWC FMS Wage and Benefit Ranges and Corresponding Rates for Participant-Directed Services Effective 07/01/10 (Info Packet 069-10)
- VF/EA Wage and Benefit Ranges for Participant-Directed Services Effective 07/01/10 (Info Packet 070-10)
- Required Number of Hours for ODP Sponsored Training During Calendar year 2010 For Supports Coordinators Serving Persons Funded by the Waiver (Info Packet 075-10)
- Prior Authorization for Supplemental Habilitation and Additional Individualized Staffing Serves 2010-2011 (Info Packet 077-10)
- Request for Exception to Established Service Limits or Maximum Number of Service United (Info Packet 078-10)
- Permanent Vacancy (Info Packet 085-10)
- SCO Management Conversation with ODP Conference Call and Required Face to Face Forum
- SCO Management Face to Face Forum with ODP—Attendance Required Harrisburg September 30, 2010
- 55 Pa. Code Chapters 2380, 2390, 6400 and 6500 Regulation Amendment Information
- Follow-up Cost Report Training Audio Replay and PowerPoint Presentation
- ODP Year 3 Cost Report Website is Now Available
- ODP Year 3 Cost Report Desk Review Procedures
- Supports Coordinator and SC Supervisor Professional Development Course Available
- AE Annual Quality Management Plans Priorities for Calendar Year 2011
- Cost Report Submission Deadline Reminder and Announcement of Rate Assignment Policy for Providers not Complying with Cost Reporting Requirements
- Fall 2010 ODP Required Supports Coordinator and SC Supervisor Statewide Training
- Summary of 2010 SC Required ODP Training and Professional Development
- Release of SC Times Newsletter for Fall
- ODP Academy—ISP Manual “Changing Practices, Unchanged Values”
- Enhancing the Quality of the ISP Series Part 3: ISP Manual: A Resource for Consistent Statewide Practice Webcast Now Available
- 2011 Administrative Entity (AE) Annual Quality Management Plan Evaluation Tool Now Available in the AE Information Center (AEIC)
- Year 2 Revenue Reconciliation Forum
- Medicare Now Covers Wellness Exams
- ODP Nursing Services Overview Lesson: 1 Supporting Needs in the Healthcare and ID/MR System Webcast Now Available
- Yr 2 Revenue Reconciliation Provider Forum Audio Replay and PowerPoint Presentation
- Supplemental Habilitation & Additional Individualized Staffing Services Overview Webcast Now Available
- ODP Academy—ISP Manual Follow-Up Discussion “Changing Practices, Unchanged Values”
- ODP Supports and Services Directory (SSD) Reminder
- AE Oversight Monitoring Process AEOMP Cycle 3-Start July 1, 2011
- ODP Audited Financial Statement Desk Review Training for Administrative Entity Staff
- Clarification of ODP Announcement 164-10 and Second Reminder for SSD Updates
- ODP Cost Report Information for Waiver Transportation Providers
- Provider and SCO Monitoring Pilot Program
- ODP Responses to Yr 2 Revenue Reconciliation Provider Forum Questions
- User Friendly Version of Form Now Available Checklist for AE Review and Approval of ISPs
- Fiscal Year 2008-2009 Surveys Now Available: Lifesharers Survey and Lifesharing Agency Survey
- HCSIS Diagnosis Screen Change Now in Effect
- Collaborative Strategies for Planning with Individuals and their Families—SC Curriculum Required Follow-Up Training Activity
- ODP Academy Evidence Reports to CMS Webcast
- ODP Training Current and Planned—Winter and Early Spring 2011 for SCO Members
- ODP Training Current and Planned—Winter and Early Spring 2011 for AE Members
- Reminder: Submission Deadline for FY 2009-2010 Audited Financial Statements is Approaching
- Additional IM4Q Reports now on ODP Consulting System Website

#### INFORMATIONAL ANNOUNCEMENTS:

- Fiscal year 2008-2009 Independent monitoring for Quality (IM4Q) Summaries have been posted to the OCS Website
- Follow-up Cost Report Training For Waiver Direct Service Provider Staff and Supports Coordination Organization Staff
- Yr 3 Cost Report Cost Report Submission Edit and Validation Checks and IT Tip Sheet for the Automated Cost Reporting Process
- AE Annual Quality Management Plan Year to Date Evaluation Tool Now Available in the AE Information Center (AEIC)
- Provider Information Center Website Enhancements: Web-Based Professional Development
- Webcast Training on Regulation Amendments
- Enhancing the Quality of the ISP Series Part 2: Foundations of ISP Development Webcast Now Available
- ODP Desk Review Training for Administrative Entity Staff
- ODP Registration for Desk Review Training for AE Staff is Now Open
- Three Information Items that are Important for Year 3 Cost Report Submissions
- Year 3 Cost Report Deadlines
- Diabetes Education Classes

- ODP Academy—Evidence Reports to CMS Follow-Up Discussion Changing Practices, Unchanged Values
- Checklist for Administrative Entity Review and Approval of ISPs Webcast Now Available
- Frequent Asked Questions for OSP Regulations Revised Licensing Inspection Instruments and Score Sheets
- Year 3 Cost Report Debrief Town Hall
- Year 3 Desk Review Debrief Town Hall
- Checklist for Administrative Entity (AE) Review and Approval of ISPs Webcast Now Available To All Audiences on the ODP Consulting System Website
- College of Direct Support (CDS) Now ODP Developed Tutorial Now Available
- College of Direct Support (CDS) Users Group Meeting and CDS Administrator Survey
- Make-Up Sessions—Fall 2010 ODP Required SC State-wide Training
- Planned 2011 ODP Training for Support Coordinators and SC Supervisor
- Checklist for AE Review and Approval of ISPs Webcast Now Available
- ISP Checklist for Administrative Entity Review and Approval of ISPs AE Feedback Survey Now Available
- Now Available—Calculation Tool Overview for VF/EA FMS and Updated PD-FMS Webcast
- SCO Resource List Now Available
- SC & SC Supervisor ODP Required SCC Training: CDS “Working w/Families and Support Networks”
- Yr. 3 Provider Cost Report and Desk Review Debrief Town Hall Replays and PowerPoint Presentation
- Annual AE Quality Mgmt Plan Implementation & Evaluation Process Documents Now Available in AE Information Center
- ODP Budget Briefing Fiscal Year 2011-2012
- The Postponement of the ODPs Budget Briefing
- ODP Change of Administration
- Rescheduled ODP Budget Briefing FY 2011-2012
- Reminder: ISP Checklist for AE Review & Approval of ISPs Feedback Survey Available Until May 13, 2011
- 2011 PA Community on Transition Conference: Registration and Scholarship Information Available
- ODP CMS Waiver Amendment and Service Definitions—Approved (Consolidated and Person/Family Directed Support (P/FDS Waiver)
- Professional Development Courses on the Supports Coordination Curriculum Website Waiver Direct Service provider Audit Requirements for FY 2010-2011 Reporting Period
- IM4Q Reports Available on ODP Consulting System Website
- No Cost Settlement for Targeted Services Management (TSM)
- Issues with HCSIS Resulting from the 6.9.0 Release
- Notice of Rate Delay
- Planned HCSIS System Extended Outage
- Rates Now Active
- Mileage Rate Change, Effective January 1, 2011
- Claim Adjustment Scheduled for Targeted Services Management and Supports Coordination Services Resulting from the Final FY 2010-2011 Rates
- Delay: Year 2 Period 1 Revenue Reconciliation Provider Letters
- TSM and SC Services Claim Adjustments Completed For Final FY 2010-2011 Rates
- Automated Correction Planned for Claim Issue
- Severe Weather Alert: Flooding Predicted for March 11-12, 2011
- Interim ODP Guidance for the FY 2011-2012 ISP Renewal Period
- Annual Review Update Date for the Individual Support Plan (ISP)
- Change to the Medication Administration Program Initial Annual Practicum Process
- Claims Processing Delaying Temporarily for TSM Mgmt Procedure Code T1017, and SC Services, Procedure Code W7210
- To Support the Provider Monitoring Process
- To Support the Provider Monitoring Process
- Claims Processing Delay for Targeted Services Management and Supports Coordination Services
- Year 2 Period 1 Provider Revenue Reconciliation Issued
- Year 2 Period 1 Revenue Reconciliation Supports Coordination Organization (SCO) Letters Issued
- Directions to Retrieve the Proposed Fiscal Year 2011-2012 Service Rates in HCSIS

**ALERTS:**

- Public Notices Issued related to the Final Fiscal Year 201-2011 Rates; Retroactive to July 1, 2010
- Year 3 Audited Financial Statements Desk Review Procedures
- ODP Policy Bulletin and Webcast Planning: Surrogate Health Care Decision Making
- Certified Investigation Peer Review Survey
- ODP Budget Briefing Recording
- SC Orientation Updated
- Fiscal Year 2010-2011 Final Rate Load Delayed
- Change to the Medication Administration Program Initial Annual Practicum Process
- Regulation Revisions Related to the ISP-Webcast Part 3-Clarifications and Updates
- IM4Q Reports Available on ODP Consulting System Website
- Surrogate Health Care Decision Making Webcast Now Available
- Updated Needed SCO Administrator Contact Information

**NEW INFORMATIONAL PACKETS:**

- Waiver Provider Monitoring—Interim Process for FY 2010-2011 (Info Packet #093-10)
- Agency with Choice Financial Management Service provider Listing for FY 2010-2011
- Revisions to Participant-Directed Services Fee Schedule Rates for the AWC/FMS; Wage and Benefit Ranges and Corresponding Rate Effective July 1, 2010 (Info Packet #041-11)
- Revisions to the VF/EA FMS Wage and Benefit Ranges for Participant-Direct Services Effective July 1, 2010 (Info Packet #042-11)
- Instruction on Request for Deviation in Monitoring Frequency (Info Packet #048-11)
- Fiscal Year 2011-2012 ISP Renewal Guidance and Prior Authorization Process Enhancements for Supplemental Habilitation (SH) and Additional Individualized Staffing (AIS) Service (Info Packet #050-11)
- Preparations for the FY 2011-2012 ISP Renewal Period: Action Required (Info Packet #055/11)
- Prudent Payment of Claims Policy Enforced July 1, 2011 (Info Packet #075-11)
- Vendor Fiscal/Employer Agent Financial Management Services Wage and Benefit Ranges for Specific participant Directed Services (Info Packet #078-11)
- Agency with Choice Financial Management Services Wage and Benefit Ranges and Corresponding Rates for Specific Participant Directed Services, Effective July 1, 2011 (Info Packet #079-11)

**OTHER:**

- New Federal ICF/MR Regulations
- Joint Statement by the Department of Public Welfare



- and the Department of Aging
- Opportunities and Supports for Older Persons with Mental Retardation
  - Providing Services to Persons with Autism/Pervasive Developmental Disorder
  - Act 28 of 1995
  - Guidelines for Identifying Persons with Mental Retar-

- dation and Mental Illness for
- State Mental Health Hospital Discharge
- Implementation of Act 170 of 2006 and Act 73 of 2007 Amending the Child Protective Services Law

**Office of Administration—Contact: Carole Procope (717) 772-6604**

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**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
1998	Ch. 259.1	Statement of Claim, Managed Care Organization— statement of policy	07/11/98 (effective 2/1/97)	
2007 Amended 2008	Ch. 259.2	Claims against moneys for which third parties are liable as a result of a tort claim allocation of tort proceeds in actions filed before September 2, 2008—statement of policy	09/07/07 (eff. 09/08/07) 10/31/08 (eff. 11/01/08)	
2008	Ch. 259.3	Claims against moneys for which third-parties are liable as a result of a tort claim allocation of tort proceeds in actions filed on or after September 2, 2008—statement of policy	10/31/08 (eff. 11/01/08)	
2008	Ch. 259.4	Settlements without litigation— statement of policy	10/31/08 (eff. 11/01/08)	
2008	Ch. 259.5	Cooperation in obtaining payment from third parties—statement of policy	10/31/08 (eff. 11/01/08)	
2008	Ch. 259.6	Civil money penalties—statement of policy	10/31/08 (eff. 11/01/08)	

**Office of Child Development and Early Learning—Contact: Jen DeBell (717) 346-4673**

**Bureau of Certification Services**

**POLICY STATEMENTS:**

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2007	Ch. 3270— 3280	Certification of Part Day Program for School—Age Children	9/15/07	3001-07-01
2009	Ch. 3270 Ch. 3280 Ch. 3290	Reporting Lost Child	02/21/09	3001-08-02
	Ch. 3270 Ch. 3280 Ch. 3290	Playground Protective Surface Covering	02/21/09	3001-09-01

**Announcements:**

2008	C-08 #03—Child Care Provider Survey	05/19/08
	C-08 #05—Impact of Change in Equivalencies of CDA and CCP Credentials	08/13/08
	C-08 #06—Approved Child Service Report Form	09/02/08
	C-08 #07—Compliance with Regulations Relating to Recalled Toys and Equipment	09/15/08
2009	C-09 #01—Temporary Child Care Facility Closure Due to Budget Impasse	08/21/09
	C-09 #02—Procedures Regarding Notification of Temporary Child Care Facility Closure Due to Budget Impasse	08/24/09
	C-09 #03—Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs	09/18/09
	C-09 #04—Use of Hand Sanitizers in Early Childhood Programs	09/25/09

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
		C-09 #05—Reporting Child Care Center Closings Due to Influenza	10/23/09	
		C-09 #6—Excluding and Readmitting Children and Staff with Influenza-like Illness	10/26/09	
2010		C-10 #01—PEMA Update to Emergency Plan Toolkit for Child Care Facilities	03/23/10	
2011		C-11-#01—Emergency Temporary Relocation of a Child Care Facility	05/12/11	
<b>Bureau of Early Intervention Services</b>				
2006		ELS-EI-06 #02—Informing Early Intervention Providers of Plans to Develop a Common Process for Measuring Child Progress	05/22/06	
2006		ELS-EI-06 #04 Natural Environments	07/24/06	
2006		ELS-EI-06 #05—Common Process for Measuring Child Progress—Additional Tools Announcement	06/13/06	
2006		ELS-EI-06 #06 Guidance on the Individuals with Disabilities Education Act Amendment of 2004	07/24/06	
2006		ELS-EI-06 #07 Clarification of Waiver of 4300 Fiscal Regulations	08/15/06	
2006		ELS-EI-06 #09 Childhood Lead Poisoning Prevention Program	08/24/06	
2006		ELS-EI-06 #10 Acceptable Signers of the Beneficiary Choice Form for the Infants, Toddlers And Families Medicaid Waiver	09/05/06	
2006		ELS-EI-06 #12 Medicaid Waiver for Infants, Toddlers and Families Renewal	10/03/06	
2007		EI-07 #03 Mediation Procedures for EI, Part C	01/26/07	
2007		EI-07 #04 OCDEL Operating Agreement, ITF Provider Agreement, Provider/County Agreement	04/03/07	
2007		EI-07 #08 EI Provider & Service Coordination Monitoring Tools	06/29/07	
2007		EI-07 #12 PA Pre-K Counts and Early Intervention working Together	10/24/07	
2007		EI-07 #13 Third Party Insurance Denials and Leader Services	11/20/07	
2008		EI-08 #02 Reportable Incidents	03/07/08	
2008		EI-08 #03 Extent and Duration of Early Intervention Programs for Preschoolers, Including Services During Scheduled Breaks in Their Programs	04/16/08	
2008		EI-08 #04 Early Intervention Management Verification Tool	07/01/08	
2008		EI-08 #05 Issuance of Two New Forms—the Evaluation Report (ER) and the Individualized Family Service Plan (IFSP) Individualized Educational Program (IEP)	06/30/08	
2008		EI-08 #10 Eligibility for Infants Toddlers Families Medicaid Waiver	09/22/08	
2009		EI-09 #01 Recommendations for Children Who are Deaf and Hard of Hearing	01/02/09	
2009		EI-09 #04 Common Process for Measuring Child Progress-Using the WSS/Ounce Online Data Collection System	02/16/09	
2009		EI-09 #05 Provider Monitoring Tool and Service Coordination Monitoring Tool	02/16/09	
2009		EI-09 #06 Local Determination Process and the Performance Improvement Process	03/24/09	
2009		EI-09 #08 Early Head Start Expansion in	04/14/09	

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
		Pennsylvania and Informational Sessions for PA Early Learning Organizations on Early Head Start, "Early Head Start: What's it all about?"		
2009		EI-09 #09 Early Head Start Expansion in Pennsylvania Grant Opportunity Posted with Deadline of July 9, 2009	05/14/09	
2009		EI-09 #10 Transition of Toddlers to Preschool or Other Community Services	05/18/09	
2009		EI-09 #11 Infant/Toddler Early Intervention Service Coordination	08/14/09	
2009		EI-09 #12 Temporary Child Care Facility Closure Due to Budget Impasse	08/21/09	
2009		Childfind System Including Children who are Wards of the State, Children Living in Residential Facilities, Children who were Abused and Children who are Homeless.	09/11/09	
2009		EI-09- #14 Contracting with Early Intervention Service Providers and Suspending and Terminating Early Intervention Service Providers	09/16/09	
2009		EI-09- #15 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs	09/21/09	
2009		EI-09- #16 Use of Hand Sanitizers in Early Childhood programs	09/25/09	
2009		EI-09- #17 Qualifications for Individuals to Provide Speech-Language Pathology Services in Early Intervention and the Requirements for Billing	10/05/09	
2009		EI-09 #18 Update on Early Learning Network and Child Outcome Reporting in 2009-2010	10/19/09	
2009		EI-09 #19 Transition of Preschool Children to School Age Programs	10/20/09	
2009		EI-09 #20 Reporting Child Care Center Closings Due to Influenza	10/23/09	
2009		EI-09 #21 Excluding and Readmitting Children And Staff with Influenza-like Illness	10/26/09	
2010		EI-2010 #01 Revised Early Intervention Audit and Fiscal Reporting Requirements	01/19/10	
2010		EI-2010 #02 Release of Information	01/29/10	
2010		EI-2010 #03 Session Notes	04/07/10	
2010		EI-2010 #04 Operational Guidance for Infant/Toddler Programs Regarding Children Living in Residential Facilities	04/09/10	
2010		EI-2010 #06 Funding Responsibilities for Early Intervention Services for Children at Kinder- garten Age	05/18/10	
2010		EI-2010 #07 Paraprofessional Qualifications	06/15/10	
2010		EI-2010 #08 Amended Behavior Supports for Young Children	10/25/10	
2010		EI-2010 #09 State Set Rates for Infant Toddler Early Intervention Services	11/09/10	
2011		EI-2010 #01 IDEA Early Intervention Complaint Procedures	06/01/11	
<b>Bureau of Early Learning Services</b>				
2005		ELS-05 #19—Keystone STARS Logo Usage Guidelines	10/24/05	
2006		ELS-06 #06—Emergency Management Preparedness Training-Distribution of Training Materials	01/20/06	
2007		ELS-07 #15—2007-08 STAR Designation Guidelines	08/17/07	

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2007		ELS-07 #19—Keystone STARS funding for STARS facilities participating in PA Pre-K Counts 2008	11/21/07	
		ELS/KS-08 #12—Pennsylvania Director Credential 07/21/08 for Keystone STARS		
2008		ELS/KS-08 #20 Revised Keystone STARS Exit Survey	08/18/08	
2008		ELS/KS-08 #28 Verification of Communication	09/12/08	
2008		ELS/KS-08 #30 Keystone STARS School-Age Optional Tools for 2008-2009	10/27/08	
2008		FAP-08#1 Out-of-state Travel and Lodging Prohibition Due to Current Economic Situation	12/16/08	
2008		FAP-08#2 Update on Preschool Child Outcome Reporting for OCDEL Programs	12/17/08	
2008		ELS/KS-08 #33 Designation Paperwork and ERS Request	12/22/08	
2009		ELS/KS-09 #01 Alternate Pathways for Meeting	01/09/09	
2009		ELS/KS-09 #04 Canceling or Refusing ERS Assessment Windows and Refusing a Scheduled Assessment	02/12/09	
2009		ELS/KS-09 #06 Creation of STAR 3-Accreditation Classification	02/20/09	
2009		ELS/KS-09 #10 Keys to Quality Security Roles	03/30/09	
2009		ELS/KS-09 #11 Star Level of Facilities Operated by Regional Key, Technical Assistance and Professional Development Contractors/ Subcontractors	04/14/09	
2009		ELS/KS-09 #15 Early Learning Network (ELN) and Child Outcome Reporting in 2009-2010	06/04/09	
2009		ELS/KS-09 #16 Professional Development Fee Procedures for Keys in Quality	06/11/09	
2009		ELS/KS-09 #20 Access to the Early Learning Network Secure Web-Based System—PELICAN	07/10/09	
2009		ELS-KS-09 #24 Joint Office of Children, Youth and Families & Office of Child Development and Early Learning Bulletin: Implementation of Child Care Funding Policy Beginning State Fiscal Year 2010-2011	07/14/09	
2009		ELS-KS-09 #25 Keystone STARS TA Manual and Forms	07/17/09	
2009		ELS-KS-09 #26 Keystone STARS Technical Assistance Data Collection	07/17/09	
2009		ELS-KS-09 #33 Environment Rating Scale (ERS) Non-Achievement Protocol	08/27/09	
2009		ELS-KS-09 #36 Keystone STARS Optional Tools	09/18/09	
2009		ELS-KS-09 #37 Accessing Early Learning Network and Work Sampling and Ounce Online	09/18/09	
2009		ELS-KS-09 #38 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs	09/21/09	
2009		ELS-KS-09 #39 Use of Hand Sanitizers in Early Childhood Programs	09/25/09	
2009		ELS-KS-0 #40 STARS Designation Renewal Process	09/30/09	
2009		ELS-KS-09 #42 Version 1.0 of Good, Better, Best: Pennsylvania's Continuous Quality Improvement Guide to Best Practices	10/19/09	
2009		ELS-KS-09 #43 STARS Status Review, Suspension & Removal Process	10/19/09	

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2009		ELS-KS-09 #44 Update on Early Learning Network and Child Outcome Reporting in 2009-2010	10/19/09	
2009		ELS-KS-09 #46 Reporting Child Care Center Closings Due to Influenza	10/23/09	
2009		ELS-KS-09 #47 Excluding and Readmitting Children and Staff with Influenza-like Illness	10/26/10	
2010		ELS-KS-10 #01 STARS Designation Certificates	01/12/10	
2010		ELS-KS-10 #02 Update on Early Learning Network and Child Outcome Reporting in 2009-2010	01/14/10	
2010		ELS-KS-10 #03 Pennsylvania Quality Assurance System (PAQS) Requirements	03/08/10	
2010		ELS-KS-10 #05 Keystone STARS Staff Qualification Waiver with Action Plan	04/16/10	
2010		ELS-KS-10 #09 Career Lattice Level for College Students Pursuing a Bachelor's Degree	05/12/10	
2010		ELS-KS-10 #11 Revised Record Required by Providers for FY 04-05 or FY 05-06	06/18/10	
2010		ELS/KS-10 #14 2010-2011 Keystone STARS Worksheets for Family Child Care Homes	07/20/10	
2010		ELS/KS-10 #16 Certification Referral to the Regional Key	07/30/10	
2010		ELS/KS-10 #17 ERS Intranet Communication Tool	08/12/10	
2010		ELS/KS-10 #19 Designator Reliability Protocol	08/20/10	
2010		ELS/KS-10 #20 Environment Rating Scale (ERS) Process	08/24/10	
2010		ELS/KS-10 #21 STARS Designation Forms And Tools	08/24/10	
2010		ELS/KS-10 #22 2010-2011 Start with STARS and Support Grant Requests	08/24/10	
2010		ELS/KS-10 #23 2010-2011 STARS Merit and Education & Retention Award (MERA) Requests	08/24/10	
2010		ELS/KS-10 #24 2010-2011 Keystone STARS Grant Agreement Documents	08/30/10	
2010		ELS/KS-10 #27 Financial Guidelines for Regional Keys	10/01/10	
2010		ELS/KS-10 #28 Revised Career Lattice and Early Childhood Education Teacher Quality: Recognizing High Quality in PA	10/19/10	
2010		ELS/KS-10 #29 Funds Management of Keystone STARS Provider Grant Awards	10/28/10	
2010		ELS/KS-10 #30 Keystone STARS Qualifications Action Plans	11/10/10	
2010		ELS/KS-10 #32 Keystone STARS Media Materials	11/29/10	
2010		ELS/KS-10 #34 2011-2012 Keystone STARS Performance Standards for Centers	12/15/10	
2010		ELS/KS-10 #35 Keystone STARS Technical Assistance Accountability Plan (STARS-TAAP)	12/23/10	
2010		ELS/KS-10 #36 Online Facility Professional Development Plan Survey Collection	12/27/10	
2010		ELS/KS-10 #37 Regional Keys Records Management, Conversions and Transmissions	12/27/10	
2011		ELS/KS-11 #01 2011-2012 Keystone STARS Performance Standards for Group Homes	02/07/11	

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2011		ELS/KS-11 #02 2011-2012 Keystone STARS Performance Standards for Family Child Care Homes	02/10/11	
2011		ELS/KS-11 #03 2011-2012 Keystone STARS Worksheets for Centers	02/11/10	
2011		ELS/KS-11 #04 2011-2012 Keystone STARS Worksheets for School Age Child Care (SACC)	02/18/11	
2011		ELS/KS-11 #05 2011-2012 Keystone STARS Worksheets for Head Start	02/18/10	
2011		ELS/KS-11 #06 2011-2012 Keystone STARS Worksheets for Group Homes	02/23/11	
2011		ELS/KS-11 #07 Regional Keys Program Review Instrument (PRI) and Monitoring Documents	03/09/11	
2011		ELS/KS-11 #08 Organizational Pennsylvania Quality Assurance System (PQAS) Requirements	04/06/11	
2011		ELS/KS-11 #09 Collaboration between Child Care Information Services Agencies, the PA Keys and Local Education and Resource networks (LEARN)	05/06/11	
2011		ELS/KS-11 #10 Keystone STARS Tiered Reimbursement	05/27/11	
2011		ELS/KS-11 #11 STARS Enrollment Calculation Tool: Full-Time Equivalency (FTE)	06/14/11	
2011		ELS/KS-11 #12 2011-2012 Local Education and Resource Network Agreement	06/14/11	
<b>Nurse Family Partnership</b>				
2008		ELS/NFP #01 OCDEL Announcements	01/08/08	
2008		ELS/NFP #02 County Needs-Based Budget Funding for Nurse-Family Partnership Services	01/08/08	
2008		ELS/NFP #03 Documentation for Unserved Clients Requesting Service	01/08/08	
2009		ELS/NFP #06 NFP Enrollment Policies and Reporting Procedures	07/20/09	
2009		ELS/NFP #07 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs	09/21/09	
2009		ELS/NFP #08 Use of Hand Sanitizers in Early Childhood Programs	09/25/09	
2009		ELS/NFP #09 Reporting Child Care Center Closing Due to Influenza	10/23/09	
2009		ELS/NFP #10 Excluding and Readmitting Children and Staff with Influenza-like Illness	10/26/09	
2009		ELS-NFP #11 Annual Grantee Professional Development Requirements	11/06/09	
2009		ELS-NFP #12 Management of State Funds	11/06/09	
<b>Bureau of Subsidized Child Care Services</b>				
2005		S-05 #04—Unemployment Compensation Claims Filed By Relative/Neighbor Providers Announcement	06/28/05	
2005		S-05 #06—Policy Changes-CareCheck, Payment Rates, and Closed Days Announcement	06/28/05	
2006		S-06 #05—Revisions to Relative/Neighbor Provider Payment Policy	06/06/06	
2006		S-06 #10—Clarification of the Roles between Child Care Information Services, the PA Key, Regional Keys, and Community Engagement Groups	10/04/06	
2007		S-07 #01—Child Care Information Services Grant Announcement	02/26/07	

<i>Year</i>	<i>Code Citation</i>	<i>Subject</i>	<i>Date Issued</i>	<i>Bulletin Number</i>
2007		S-07 #08—PA Pre-K Counts and Child Care Works: Enrollment and Release of Information Procedures	09/18/07	
2007		S-07 #09—Pelican Announcement	11/07/07	
2008		S-08 #05—Federal Criminal History Clearances for Relative/Neighbor Providers	06/18/08	
2009		S-09 #03 2009 Income Limits and Co-payment Guidelines	04/03/09	
2009		S-09 #05 Care Level for Kindergarten Children Changing from Preschool (PSE) to Young School Age (YSA)	06/17/09	
2009		S-09 #06 CareCheck Payment Policy	06/22/09	
2009		S-09 #07 Training Requirement for Relative/Neighbor Child Care Providers	06/26/09 (Projected)	
2009		S-09 #08 Relative/Neighbor Provider Agreement		
2009		S-09 #09 In-Home Care Parent-Caretaker Provider Agreement		
2009		S-09 #10 Joint Office of Children, Youth & Families & Office of Child Development & Early Learning Bulletin: Implementation of Child Care Funding Policy Beginning State Fiscal Year 2010-2011		
2009		S-09 #13 Centers for Disease Control Guidance Regarding Influenza for Early Childhood Programs		
2009		S-09 #14 Use of Hand Sanitizers in the Early Childhood Programs		
2009		S-09 #15 Keystone STARS Tiered Reimbursement		
2009		S-09 #16 Reporting Child Care Center Closings Due to Influenza		
2009		S-09 #17 Excluding and Readmitting Children and Staff with Influenza-like Illness		
2009		S-09 #18 Linking Pennsylvania Pre-K Counts and Child Care Works Subsidized Child Care		
2010		S-10 #01 Child Care Information Services Grant Renewal for Fiscal Year 2010-11 Provider Rate Collection		
2010		S-10 #03 Keystone Babies		
2010		S-10 #04 ELS Keys to Quality Regional Key Grantees Announced		
2010		S-10 #05 Fiscal year 2009-2010 Recap Submission Deadline		
		S-10 #06 Collaboration between Child Care Information Services Agencies, the PA Key, Regional Keys, and Community Engagement Groups	12/13/10	
2011		S-11 #01 Child Care Information Services Grant Renewal for Fiscal Year 2011-12	03/16/11	
		S-11 #02 2011 Income Limits and Co-Payment Guidelines (2)	04/04/11	
		S-11 #03 Local Education and Resource Networks (LEARN)	04/28/11	
		S-11 #04 Keystone STARS Tiered Reimbursement	05/27/11	

**GUIDANCE MANUALS:**

- Licensing Indicator System for Child Day Care Centers
- Licensing Indicator System for Group Day Care Homes

**INTERNAL GUIDELINES:**

- 00-94-10, Application of Child Day Care Service Regulations 10/21/94
- 00-95-03, Procedures for the Regulation of Child Day Care Facilities 02/13/95
- 00-11-01, Waiver of Child Care Facility Regulations 03/01/11

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**REVENUE**


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**BUREAU OF ADMINISTRATIVE SERVICES, TAX FORMS SERVICE UNIT, 711 GIBSON BLVD., HARRISBURG, PA 17104-3218 OR TELEPHONE: 1-800-362-2050 (Toll-free number), or FAX requests to (717) 985-3234**

- PA-100 PA Enterprise Registration Forms and Instructions Booklet
- PA-40 Personal Income Tax Inst. Book-Resident/Nonresident/Part-year Res. (order by year needed)

- PA-40 Personal Income Tax Return
  - PA-40 Schedule A/B Interest Income/Dividend Income
  - PA-40 Schedule C Profit or Loss from Business or Profession (Sole Proprietorship)
  - PA-40 Schedule C-EZ Short Form Profit from Business or Profession
  - PA-40 Schedule D Sale, Exchange or Disposition of Property
  - PA-40 Schedule E Rents and Royalty Income (Loss)
  - PA-40 Schedule J/T Income from Estates or Trusts/Gambling and Lottery Winnings
  - PA-40 Schedule O Other Deductions
  - PA-40 Schedule SP Special Tax Forgiveness
  - PA-40 Schedule UE Allowable Employee Business Expenses
  - PA-40 Schedule W-2S Wage Statement Summary
- PA-40 Schedule F Farm Income and Expenses
- PA-40 Schedule G-L Calculation of Credit for Taxes Paid to Other States or Countries (Long Form)
- PA-40 Schedule G-R Reconciliation of Taxes Paid to Other States or Countries
- PA-40 Schedule G-S Calculation of Credit for Taxes Paid to Other States or Countries (Short Form)
- PA-40 Schedule NRH Instructions for Apportioning Income by Nonresident Individuals
- PA-40 Schedule OC Other Credits
- PA-40 Schedule W Employment Incentive Payments Credit
- Schedule PA-40X Amended
- Schedule 19 Sale of a Principal Residence
- PAFastFile—PIT Electronic Book for TeleFile/pa.direct.file.pa/irs e-file (2001 and later-order by year needed)
- PA-40EZ Personal Income Tax Instruction Book (order by year needed-prior to 1998)
- PA-40NR Personal Income Tax Instruction Book/Nonresidents (1995 & prior-order by year needed)
- PA-40T Personal Income Tax TeleFile Book (1998-2000-order by year needed-includes EZ single)
- PA-41 PA Fiduciary Income Tax Return
- PA-41 Schedule OI Other Information
- PA-41 Schedule A Interest Income and Gambling and Lottery Winnings
- PA-41 Schedule B Dividend and Capital Gains Distributions Income
- PA-41 Schedule D Sale, Exchange or Disposition of Property
- PA-41 Schedule DD Distribution Deductions
- PA-41 Schedule J Income from Estates or Trusts
- PA-41 Schedule RK-1 Resident Schedule of Shareholder/Partner/Beneficiary Pass Through Income, Loss and Credits
- PA-41 Schedule NRK-1 Nonresident Schedule of Shareholder/Partner/Beneficiary Pass Through Income, Loss and Credits
- Schedule PA-41X Amended
- PA-20S/PA-65 Partnership/PA S Corporation Information Return-(Available only through internet after 2008)
- PA-65I Partnership/S Corp Information Book (order by year needed) (Available only through internet after 2008)
- PA971 Innocent Spouse Relief
- PA-1000 Property Tax/Rent Rebate Instruction Book (order by year needed)
- PA8379 Injured Spouse Claim & Allocation
- PA8857 Request for Innocent Spouse Relief
- PA-8453 Pennsylvania Individual Income Tax Declaration for Electronic Filing
- PA-8879 Pennsylvania e-file Signature Authorization
- PA12507 Innocent Spouse Statement
- PA12508 Non-requesting Spouse Information
- PA12510 Innocent Spouse Information Request
- PA20S-I S Corporation Tax Instruction Book (order by year needed-prior to 1997-was part of REV1200 book-beginning year 2002 will be part of PA65I book) (Available only through internet after 2008)
- PA-4R Public Transportation Assistance Fund Taxes/Fees Replacement Coupon/Inst.
- PA-40ESR(I) Declaration of Estimated or Estimated Withholding Income
- PA-40ESR(F/C) Declaration of Estimated or Estimated Withholding Income Tax for Fiduciary & Partnerships
- PA-1 Use Tax Return
- RCT-101D Declaration of de minimis PA Activity
- REV-23 Board of Appeals Practices and Procedures Brochure
- REV-39 Sales and Use Tax Appeal Schedule
- REV-65 Board of Appeals Petition Form
- REV-181 Application for Tax Clearance
- REV-183 Affidavit of Value Realty Transfer Tax
- REV-221 Sales & Use Tax Rate Chart
- REV-238 Out of Existence/Withdrawal Affidavit/Corp Tax
- REV-251 Tax Bulletin 53B and 53F Instructions Foreign Corp Clearance Cert./Withdrawal
- REV-252 Tax Bulletin 53C and 53E Security Clearance Cert./Domestic Out of Existence
- REV-253 Tax Bulletin 53D Instructions for Filing Corp Tax Reports
- REV-260 Petition for Refund Bd. of Finance and Revenue
- REV-276 Application for Extension of Time to File (PIT)
- REV-330 Electronic Funds Transfer (EFT) Program
- REV-331A Authorization for Electronic Funds Transfer Agreement
- REV-346 Estate Information Sheet
- REV-413I Instructions for Estimated Tax/PIT (Individuals)
- REV-413F Instructions for Estimated Tax/PIT (Fiduciaries)
- REV-413P/S Instructions for Estimated Tax/PIT (Partnership/Shareholders) (Available only through internet after 2008)
- REV-414I Worksheet for Estimated Tax/PIT (Individuals)
- REV-414F Worksheet for Estimated Tax/PIT (Fiduciaries)
- REV-414P/S Worksheet for Estimated Tax/PIT (Partnership/Shareholders) (Available only through internet after 2008)
- REV-419 Employee's Nonwithholding Application Certificate
- REV-443 IFTA Compliance Manual
- REV-459 Individuals, Estates, Trusts, Partnerships, Limited Liability Companies, Associations, S Corporations-Address and SSN or EIN Change or Correction Form
- REV-459B Consent to Transfer, Adjust or Correct PA Estimated Personal Income Tax Account
- REV-467 Authorization for Release of Tax Records
- REV-489 Article XI Safe Deposit Box
- REV-527 Taxpayer Rights Advocate
- REV-552 TeleFile/E-File Information Insert
- REV-554 Disclosure Statement/Taxpayer Rights Advocate
- REV-556 Taxpayer Request for Assistance
- REV-573 Property Tax/Rent Rebate Brochure
- REV-577 Estimated Tax Payments Brochure
- REV-580 Employer Withholding Brochure
- REV-581 Personal Income Tax Brochure



- REV-582 Corporation Taxes—Subchapter “S” Corporations and LLCs Brochure
- REV-584 Inheritance Tax Brochure
- REV-585 Sales & Use Tax Brochure
- REV-588 Starting a Business in PA (A Beginner’s Guide)
- REV-610 Voluntary Disclosure Program Brochure
- REV-611 Determining Residency for PA PIT Purposes Brochure
- REV-612 Military Pay for PA PIT Purposes Brochure
- REV-617 Hiring Household Workers Brochure
- REV-618 PA Realty Transfer Tax and New Home Construction Brochure
- REV-625 Sale of Your Principal Residence for PA PIT Purposes Brochure
- REV-631 Tax Forgiveness for Personal Income Tax Brochure
- REV-636 Retirement-Traditional & Roth IRAs Brochure
- REV-637 CAQ-Unreimbursed Employee Business Expenses Brochure
- REV-670 Instructions for Completing Liquid Fuels & Fuel Tax Bond
- REV-672 Keystone Opportunity Zone Brochure-(ONLINE ONLY)
- REV-717 Retailers’ Information Guide
- REV-745 Electronic Tax Filing for PA PIT Brochure
- REV-748 Electronic Services for PA Businesses Brochure
- REV-758 PA PIT for College Students Brochure
- REV-778 PA Tax Obligations for Out-of-State Vendors Brochure
- REV-791 Consumer Cig. Excise Floor Tax Return
- REV-819 Sales Tax Due Date Reminder Card
- REV-851F PA Inheritance & Estate Tax Act
- REV-853R Corp Tax Annual Payment/Extension Replacement Coupon
- REV-854R Corp Tax Filing Period/EIN/Address Change Form Replacement Coupon
- REV-857R Corp Tax Estimated Payment Replacement Coupon
- REV-860 Schedule L, M, N, C-5 and OA
- REV-861 Schedule DA Disposition of Assets
- REV-915 PA Small Games of Chance/Game Approval Form
- REV-934 Schedule of Non-Business Income
- REV-935 Use Tax for Businesses
- REV-956 Institution of Purely Public Charity Renewal Affidavit
- REV-976 Election by a Federal Sub-Chapter S Corporation to be a PA C Corporation
- REV-1026 Information on Motor Carriers Road Tax and IFTA
- REV-1026A Information on Motor Carriers Road Tax-PA Only
- REV-1076 Tax Bulletin 53A Instructions for Securing Bulk Sales Certificate
- REV-1111 Guide for Cigarette Licensees
- REV-1176 e-TIDES Administrative Access Change Request
- REV-1200 CT-1 Corporation Tax Instruction Book (order by year needed)
- REV-1220 Certificate of Exemption for Sales & Use Tax
- REV-1501 Instruction Book Inheritance Tax Resident
- REV-1601 Tax Credit Certification Request Form (Pennsylvania Employment Incentive Payment Program)
- REV-1611 Notice of Interest Rate and Calculation Changes
- REV-1630 Underpayment of Estimated Tax by Individuals

- REV-1630A Underpayment of Estimated Tax by Individual Farmers
- REV-1630F Underpayment of Estimated Tax by Fiduciaries
- REV-1633 PIT Pamphlet No. 2, Taxation of Shareholders
- REV-1643 Listing of Tax Exempt PIT Obligations
- REV-1689 Computation of Installment Sale Income
- REV-1716 Employer Withholding Period Ending Due Dates
- REV-1729 Tax Information for Farmers Booklet
- REV-1730 PA Realty Transfer Tax General Information
- REV-1736 Instruction Book/Inheritance Tax Nonresident
- REV-1737A Nonresident Inheritance Tax Returns/Schedules
- REV-1742 PIT Pamphlet No. 3, Gain or Loss on Property Acquired prior to June 1, 1971/Sch. D-71
- REV-1748 Use Tax Brochure
- REV-1799A Time Limitations on the Filing of Appeal

#### REGULATIONS/PRONOUNCEMENTS

All regulations and revenue pronouncements issued by the Department of Revenue are published in Title 61 of the *Pennsylvania Code*. The Department does not print these documents. If you need to review a regulation or revenue pronouncement, please consult Title 61 of the *Pennsylvania Code* ([www.pacode.com](http://www.pacode.com)).

**BUREAU OF CRIMINAL TAX INVESTIGATIONS,  
5TH FL., STRAWBERRY SQ., HARRISBURG, PA  
17128, TELEPHONE (717) 783-9685**

- DCI-2 Cigarette Tax for Law Enforcement

**BUREAU OF RESEARCH, PO BOX 281100, HARRISBURG, PA 17128-1100, TELEPHONE (717) 787-6300**

- DOP3 Tax Compendium
- DOP4 Personal Income Tax Statistics
- DOP7 Statistical Supplemental to Tax Compendium
- DOP9 Statistical Report-Capital Stock/Franchise Tax/CNI Tax
- DOP12 Estimate Documentation

**BUREAU OF INDIVIDUAL TAXES, PO BOX 280600, HARRISBURG, PA 17128-0600, TELEPHONE (717) 787-8346**

- PA1345 Handbook for Electronic Filers
- PA1346 Electronic Return Filing Specifications for Individual Tax Forms
- PA1436 Electronic Filing Test Package

**THE PA LOTTERY, 1200 FULLING MILL ROAD, SUITE ONE, MIDDLETOWN, PA 17057, TELEPHONE (717) 702-8008 (\*Or from Lottery Retailer Outlets)**

- \*All-Game Guide Brochure
- Compulsive Gambling Brochure
- Benefits and Rights for Older Pennsylvanians Booklet
- \*RSL-3 Lottery Retailer License Application
- \*RSL-209 Standard Claim Form
- \*RSL-355 Beneficiary Statement
- \*RSL-400 Lottery Fund Benefits Programs Brochure Comparative Statement of Income and Expenditures

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#### STATE

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#### POLICY STATEMENTS:

##### Secretary of the Commonwealth

- Use of Public Areas Outside the Capitol Complex, 49 Pa. Code, Chapter 61

- Returned Check Fee, 49 Pa. Code, Chapter 63  
Contact: Kim Mattis (717) 772-5193

#### **State Athletic Commission**

- Athletic Agents, 58 Pa. Code §§ 41.1-41.3  
Contact: Gregory Sirb (717) 787-5720

#### **Bureau of Commissions, Elections and Legislation**

- Lesser Offenses Incompatible with the Duties of a Notary Public, 4 Pa. Code § 165.1  
Contact: Martha Brown (717) 783-0736

#### **Bureau of Professional and Occupational Affairs**

##### **Commissioner of Professional and Occupational Affairs**

- Schedule of Civil Penalties—Certified Real Estate Appraisers, 49 Pa. Code § 43.b.15
- Schedule of Civil Penalties—Nursing Home Administrators, 49 Pa. Code § 43b.17
- Schedule of Civil Penalties—Occupational Therapists and Occupational Therapy Assistants, 49 Pa. Code § 43b.19
- Schedule of Civil Penalties—Physicians and Other Board Regulated Practitioners, 49 Pa. Code § 43b.20
- Schedule of Civil Penalties—Massage Therapists, 49 Pa. Code § 43b.23  
Contact: Cynthia Montgomery (717) 783-7200

##### **State Board of Chiropractic**

- Patient Records, 49 Pa. Code § 5.51a  
Contact: Mary Sue Ferster (717) 787-7155

##### **State Board of Dentistry**

- Replacement of Dental Amalgams, 49 Pa. Code § 33.213
- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 33.214
- Use of Lasers in the Dental Office, 49 Pa. Code § 33.215
- Requirement of Anesthesia Permit for Nonparenteral Premedication of Dental Patients, 49 Pa. Code § 33.344  
Contact: Lisa Burns (717) 783-7162

##### **State Board of Funeral Directors**

- Funeral Supervisors and Funeral Directors on Active Duty, 49 Pa. Code § 13.251  
Contact: Heidi Weirich (717) 783-1253

##### **State Board of Medicine**

- Disciplinary Guidelines for Use of Anabolic Steroids, 49 Pa. Code § 16.97
- Expert Witnesses, 49 Pa. Code § 16.52a  
Contact: Tammy Dougherty (717) 783-1400

##### **State Board of Nursing**

- Scope of Practice Interpretations, 49 Pa. Code § 21.401
- General Functions of Registered Nurses, 49 Pa. Code § 21.411
- Venipuncture, Intravenous Fluids, Resuscitation and Respiration, 49 Pa. Code § 21.412
- Administration of Drugs, 49 Pa. Code § 21.413
- Functions of Licensed Practical Nurses, 49 Pa. Code § 21.414  
Contact: Cindy Miller (717) 783-7142

##### **State Board of Examiners of Nursing Home Administrators**

- Temporary Permits, 49 Pa. Code § 39.17
- Subordinate Supervision, 49 Pa. Code § 39.18  
Contact: Chris Stuckey (717) 783-7155

##### **State Board of Optometry**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 23.101  
Contact: Mary Sue Ferster (717) 783-7155

##### **State Board of Osteopathic Medicine**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 25.291  
Contact: Tammy Dougherty (717) 783-4858

##### **State Board of Pharmacy**

- Radiopharmaceutical Prescriptions, 49 Pa. Code § 27.101
- Return to Stock of Undelivered Medication, 49 Pa. Code § 27.102
- Matters of Conscience, 49 Pa. Code § 27.103  
Contact: Melanie Zimmerman (717) 783-7156

##### **State Board of Physical Therapy**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 40.54  
Contact: Michelle Roberts (717) 783-7134

##### **State Board of Psychology**

- Qualified Members of Other Recognized Professions, 49 Pa. Code § 41.7  
Contact: Chris Stuckey (717) 783-7155

##### **State Board of Social Workers, Marriage and Family Therapists and Professional Counselors**

- Department of Health Licensing of Substance Abuse Services Provided by Professional Counseling Practices, 49 Pa. Code § 49.17  
Contact: Sandra Matter (717) 783-1389

##### **State Board of Examiners in Speech-Language and Hearing**

- Disclosure of Financial or Ownership Interest, 49 Pa. Code § 45.3  
Contact: Sandra Matter (717) 783-1389

#### **GUIDANCE MATERIALS:**

##### **Department of State**

- Right to Know Policy  
Contact: Heidi Barry (717) 783-3585

##### **Bureau of Charitable Organizations**

- Registration Packets for Charitable Organizations, Professional Solicitors and Professional Fundraising Councils  
Contact: James Swoyer (717) 783-1720

##### **Corporation Bureau**

- A Guide to Business Registration in Pennsylvania  
Contact: Barbara Kennedy (717) 783-9210

##### **Bureau of Professional and Occupational Affairs**

- Statement Interpreting the term "Infectious, Communicable or Contagious Disease"  
Contact: Cynthia Montgomery (717) 783-7200

##### **State Board of Accountancy**

- Special Notice Regarding CPE Changes
- Special Notice—CPE Certification and the 150 Semester Credit Education Requirement
- Peer Review General Information
- Summary of Amendments to the CPA Law—Act 73 of 2008  
Contact: Sara Fox (717) 783-1404

##### **State Board of Barber Examiners**

- Policy Manual  
Contact: Kelly Diller (717) 783-3402

##### **State Board of Certified Real Estate Appraisers**

- Special Notice—New College Degree Requirement
- Special Notice—Segmented Approach Extended to January 1, 2013
- Special Notice to Assistants Regarding Licensed Appraiser Trainee Regulation
- Special Notice to Certified Appraisers Regarding Licensed Appraiser Trainee Regulation

- Special Notice Regarding Mortgage Fraud  
Contact: Heidly Weirich (717) 783-4866

#### **State Board of Cosmetology**

- Policy Manual
- Special Notice—Summary of General Revisions to Regulations 2009
- Special Notice—Letter Regarding Physician Certificate
- Frequently Asked Questions of the Cosmetology Board  
Contact: Kelly Diller (717) 783-7130

#### **State Board of Crane Operators**

- Special Notice—Physical Examination Requirement  
Contact: Penny Walker (717) 783-1404

#### **State Board of Landscape Architects**

- Special Notice—Continuing Education Requirements  
Contact - Terrie Kocher (717) 772-8528

#### **State Board of Massage Therapy**

- Frequently Asked Questions of the State Board of Massage Therapy  
Contact - Judy Harner (717) 783-7155

#### **State Board of Medicine**

- Policy Manual
- Guideline for the Use of Controlled Substances in the Treatment of Pain (1998)
- Foreign Specialty Certification Boards Deemed Comparable to American Boards
- Special Notice—Pennsylvania Health Alert Network
- Special Notice—Mcare Information and Reporting
- Medical Board Credentials Verification Fact Sheet
- Special Notice—Clarification Regarding Professional Liability Insurance for Physician Assistants
- Special Notice—Home Health Care Services Ordered by Out-of-State Physicians
- Special Notice—Respiratory Therapists Continuing Education Requirements  
Contact: Tammy Dougherty (717) 783-1400

#### **State Board of Nursing**

- Guidelines for the Development and Submission of Feasibility and Curriculum Proposals (2009)
  - Guidelines for Approved Nursing Education Programs for Establishing a Satellite/Branch Campus (2010)
  - Nursing Practice Guide RN/LPN (1999)
    - Alternative/Complementary Therapies (1997)
- Criteria for a Pennsylvania Board Approved Intravenous Therapy Education Program for the Student/Graduate/Licensed Practical Nurse (1995)
  - Special Notice to Student Nurses
  - Frequently Asked Questions for Graduate/Student Nurses
  - Special Notice Regarding RN Continuing Education
  - FAQs on Continuing Education for Registered Nurses
  - Information for CRNP Program Directors
  - FAQs on CRNP Prescriptive Authority
  - Special Notice—CRNP and CNS Clarification on Professional Liability Insurance
  - Special Notice to Employers—Online Verification of Licensure
  - Special Notice—RN Accepting Orders from Other Practitioners
  - Special Notice—RNs Educated in Canada and Seeking Licensure in Pennsylvania
  - Special Notice—Home Health Care Services Ordered by Out-of-State Physicians
  - Special Notice—LPNS Accepting Oral Orders
  - Special Notice to Licensed Dietitian-Nutritionists on Continuing Education
  - Special Notice on Temporary Practice Permits

- List of Approved Programs for LPN, RN, CRNP and CNS Education (updated as needed)
- List of Approved LPN Intravenous Therapy Education Programs (updated as needed)

Contact: Cindy Miller (717) 783-7142

#### **State Board of Optometry**

- List of Drugs Approved for use by Optometrists
- Special Notice—Criminal Background Checks
- Special Notice—Federal “Fairness to Contact Lens Consumers Act”
- Special Notice—Explanation of L, P, T or G in License Numbers  
Contact: Mary Sue Ferster (717) 783-7155

#### **State Board of Osteopathic Medicine**

- Special Notice—Pennsylvania Health Alert Network
- Special Notice—Mcare Information and Reporting
- Osteopathic Board Credentials Verification Fact Sheet
- Special Notice—Continuing Education Requirements
- Special Notice—Home Health Care Services Ordered by Out-of-State Physicians
- Special Notice—Osteopathic Manipulative Treatment (OMT) Examination  
Contact: Tammy Dougherty (717) 783-4858

#### **State Board of Pharmacy**

- Special Notice Regarding Sales of Needles and Syringes
- Special Notice—USP 797
- Special Notice—Return to Stock of Unused Drugs
- Special Notice—Use of Pharmacy Technicians
- Special Notice—Technology and Automation Regulations
- Special Notice—Drug Therapy Management and Administration of Injectable Medications
- List of Approved CPR Providers for the Authorization to Administer Injectables, Biologicals and Immunizations  
Contact: Melanie Zimmerman (717) 783-7156

#### **State Board of Physical Therapy**

- Special Notice—Update on Continuing Education Requirements
- Special Notice—Clarification on the Updated Practice Act
- Special Notice—Physical Therapists Assistants to Practice with Indirect Supervision
- Special Notice—Home Health Care Services Ordered by Out-of-State Physicians  
Contact: Michelle Roberts (717) 783-7134

#### **State Board of Podiatry**

- Special Notice—Pennsylvania Health Alert Network
- Podiatry Board Credentials Verification Fact Sheet
- Special Notice—Home Health Care Services Ordered by Out-of-State Physicians
- Notice—Continuing Medical Education  
Contact: Tammy Dougherty (717) 783-4858

#### **State Registration Board for Professional Engineers, Land Surveyors and Geologists**

- Continuing Education Guidelines and Activity Log  
Contact: DeAndra Field (717) 783-4865

#### **State Board of Psychology**

- Guidance Manual
- Guideline: Education Requirements
- Guideline: Persons Licensed in Other States
- Special Notice—Changes in Education, Examination and Experience Requirements
- Special Notice—Application to Practice Psychology for Persons Licensed in Other States  
Contact: Chris Stuckey (717) 783-7155

**State Real Estate Commission**

- Guideline: Real Estate Assistants
  - Guideline: Home Offices
  - Guideline: Team Advertising
  - Guideline: Relationship Between Educational Providers and Real Estate Companies and Brokers
  - Guideline: Internet Advertising
  - Policy Manual
  - Frequently Asked Questions of the State Real Estate Commission
  - Applications: Experience Requirements and Point System for Applicants for Broker's Licenses
  - List of States Willing/Not Willing to Enter Into Reciprocal Agreements
  - List of Currently Approved Real Estate Education Providers
  - List of Board Approved Continuing Education Providers
- Contact: Patricia Ridley (717) 783-3658

**State Board of Examiners in Speech-Language and Hearing**

- A Consumer Guide to Understanding Audiologists
  - A Consumer Guide to Understanding Speech-Language Pathologists
  - Special Notice-Home Health Care Services Ordered by Out-of-State Physician
  - Special Notice-New Continuing Education (CE) Requirements for Dual Licensees
- Contact: Sandra Matter (717) 783-1389

**State Board of Social Workers, Marriage and Family Therapists and Professional Counselors**

- FAQ—Application Process to Apply for Initial Licensure
  - Notice Under the Americans with Disabilities Act
  - Special Notice—Change of Policy for Applicants for Social Work License
  - Special Notice—Clarification Regarding Supervised Clinical Experience for Marriage and Family Therapists and Professional Counselors
  - Special Notice—Continuing Education
- Contact: Sandra Matter (717) 783-1389

**State Board of Vehicle Manufacturers, Dealers and Salespersons**

- Special Notices: Out-of-state Recreational Vehicle Dealers
- Online Initial Licensure  
Current Vehicle Board Policies  
Criminal Background Check/Criteria  
Hand delivery of Application  
Contact: Janice Cline (717) 783-1697

**State Board of Veterinary Medicine**

- Special Notice—Aphis Approved Supplemental Training
  - Special Notice—Veterinary Medical Recordkeeping
  - Special Notice—Dog Law Changes-Boarding Kennel License Required
- Contact: Michelle Roberts (717) 783-7134

**Bureau of Commissions, Elections and Legislation**

- Secretary's Advisories to County Election and Voter Registration Officials
  - Election Calendars
  - Instructions for Filing as a Candidate of a Minor Political Party
  - Instructions for Filing as an Independent Candidate
  - Nomination Petitions
  - Nomination Papers
  - Notice on What Constitutes a Vote
  - Voting System Certification Reports
- Contact: Jessica Mathis (717) 787-5280
- Becoming a Notary Public in Pennsylvania
- Contact: Suzanne Seitz (717) 787-5280

- Non-Bid Reporting Forms
- Lobbying Disclosure Registration and Reporting Forms
- Lobbying Statute, Regulations, Frequently Asked Questions (FAQs) and Manual for Accounting and Reporting
- Campaign Finance Registration and Reporting Forms
- Campaign Finance Calendar of Filing Deadlines
- Campaign Finance Reporting Law Pamphlet
- Campaign Finance Reporting Law Frequently Asked Questions

Contact: Trisha Malehorn (717) 787-5280

- Voter Registration Mail Application (English and Spanish)
- 2011 Report to the General Assembly—The Administration of Voter Registration in Pennsylvania
- Absentee Ballot Forms
- Voter Hall of Fame Inductees
- A Guide to Agency-Based Voter Registration Programs
- Voter ID Handout
- PA Voter ID Law—General FAQ
- PA Voter ID Law—Military Voters
- PA Voter ID Law—Care Facilities
- PA Voter ID Law—College and Universities
- PA Voter ID Law—Local Government
- PA Voter ID Law—Homeless
- PA Care Facility Assisted Living Residences
- PA Care Facility Long Term Care Facilities
- PA Care Facility Personal Care Homes
- PA Institutions of Higher Learning

Contact: Jessica Mathis (717) 787-5280

- The Commonwealth of Pennsylvania State Plan (as required by the Help America Vote Act of 2002)
  - Elections News Poster (English and Spanish)
  - Voter ID Law Educational Posters (English and Spanish)
  - Pennsylvania Voting Guide (English)
  - Electronic version of Pennsylvania Voting Guide for New Citizens (English and Spanish) (votespa.com)
  - Electronic Officials Training Video for Voters with Disabilities (English)
  - Election Officials Training Program Video (English and Spanish)
  - Help America Vote Act (HAVA) Remedial Action Procedures for Reporting Non-Compliance
  - HAVA Program Advisories
  - HAVA Quarterly Working Capital Request and Performance Report Form with Instructions
  - HAVA Quarterly Reimbursement Request and Performance Report Form with Instructions
  - Maintenance of Effort Certification Form and Instructions
  - HAVA Fiscal Requirements Document
  - County Manual for HAVA Reporting
- Contact: Julio Pe[00f1]a (717) 787-5280

**INTERNAL GUIDELINES:****Bureau of Professional and Occupational Affairs**

- Recusal Guidelines for Board Members
- Contact: Cynthia Montgomery (717) 783-7200

**State Architects Licensure Board**

- Architect/Engineer Joint Advisory Committee
- Contact: Penny Walker (717) 783-3397

**State Board of Dentistry**

- Probable Cause Screening Committee
- Contact: Lisa Burns (717) 783-7162

**State Board of Medicine**

- Probable Cause Screening Committee
  - Mcare Triage Guidelines
- Contact: Tammy Dougherty (717) 783-1400

**State Board of Examiners of Nursing Home Administrators**

- Guidelines for Continuing Education Audit
- Contact: Chris Stuckey (717) 783-7155

**State Board of Optometry**

- Probable Cause Screening Committee
- Contact: Mary Sue Ferster (717) 783-7155

**State Board of Osteopathic Medicine**

- Probable Cause Screening Committee
  - Mcare Triage Guidelines
- Contact: Tammy Dougherty (717) 783-4858

**State Registration Board for Professional Engineers, Land Surveyors and Geologists**

- Architect/Engineer Joint Advisory Committee
- Contact: DeAndrea Field (717) 783-4865

**State Board of Psychology**

- Probable Cause Screening Committee
- Contact: Chris Stuckey (717) 783-7155

**State Real Estate Commission**

- Internal Operating Guidelines
  - Probable Cause Screening Committee
- Contact: Patricia Ridley (717) 783-3658

**State Board of Veterinary Medicine**

- Probable Cause Screening Committee
  - Inspection Checklist
- Contact: Michelle Roberts (717) 783-7134

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**STATE EMPLOYEES' RETIREMENT SYSTEM**


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## SERS Board Adjudications by Topic:

- o Change of Benefit Option
- o Cost of Living Increase
- o Credit for Contract Service
- o Credited Years of Service
- o Death Benefit
- o Disability
- o Effective Date of Retirement
- o Final Average Salary
- o Fraternal Order of Police
- o Frozen Present Value
- o Judicial Forfeiture/Purchase of Military Service Credit
- o Membership Eligibility
- o Military Service
- o Miscellaneous
- o Multiple Service Credit
- o Overpayment
- o Payment of Interest
- o Pension Forfeiture
- o Purchase of Service
- o Reinstatement
- o Retirement-Covered Compensation
- o Transfer to Alternate Retirement Plan
- Annual Guide to Your SERS-Issued 1099-R Tax Form
- SERS Member's Guide to Disability Retirement
- SERS Member Handbook
- SERS Guide for Retiring Members
- Annual Member (Personalized) Account Statements:
  - o Statement of Account (for active members)
  - o Personal Statement of Retirement Benefits (for annuitants)
- SERS pamphlets:
  - o Classes of Service (SERS-150)
  - o Domestic Relations and Support Orders (SERS-157)
  - o Frozen Present Value: Its Impact on State Pensions (SERS-158)
  - o How to Apply for a Disability Retirement (SERS-152)
  - o Provisions for the Purchase of Service (SERS-155)

- o Refund Procedures for those Leaving State Service (SERS-159)
- o Retirement Benefits available to Pennsylvania State Police (SERS-153)
- o Retirement Options for SERS Members (SERS-154)
- o Social Security Integration Coverage for SERS Members (SERS-151)
- o Vesting in the State Employees' Retirement System (SERS 162)
- o Important Information Regarding Appeals to the State Employees' Retirement Board (SERS-412)
- SERS Mission Statement
- SERS Statement of Investment Policy
- SERS Alternative Investments Statement of Investment Policy
- SERS Real Estate Statement of Investment Policy
- SERS Proxy Voting Policy
- SERS Public Markets Investment Advisor Retention Guidelines
- SERS Strategic Investment Plan
- SERS Portfolio Rebalancing Policy
- SERS Security Lending Policy
- SERS Right-to-Know-Law Policy
- The FOP Decision: The resolution of the SERS Board of Trustees dated September 26, 1990, implementing the arbitration award issued February 17, 1988, in *Commonwealth of Pennsylvania v. Commonwealth of Pennsylvania State Police Lodges*, American Arbitration Association Case No. 14 390 1611 87 J (Thomas J. DiLauro, Chair)
- "SERS News" member newsletter (2 editions per year)
- SERS Comprehensive Annual Financial Report (published each June)
- DCP Annual Financial Statements
- Sample Domestic Relations Order and Instruction Letter
- Power of Attorney form
- SERS Board Minutes and Resolutions
- Actuarial Reports (annual and "5-Year Experience Study")
- Actuarial Tables
- SERS Appeals Committee Guidelines for Informal Appeals
- SERS Securities Litigation Policy
- SERS Bylaws
- Ethical Conduct Policy
- Claim Settlement Policy
- Statement of Governance Principles
- Policy for Indemnification of Board Members, Designees, Officers and Employees
- SERS Mediation Policy
- Annual Supplemental Budget Information
- Management Directives issued by SERS:
  - o 570.1—State Employees' Retirement System, Duties of Departments and Agencies
  - o 570.5—Employer Contributions Required on the Purchase of Previously Uncredited State Service
  - o 570.6—Optional Membership in State Employees' Retirement System
  - o 570.8—Reinstatement of Dismissed or Furloughed Employees Into The State Employees' Retirement System
  - o 570.9—Reinstatement Into the State Employees' Retirement System of Employees Furloughed or Otherwise Terminated and Reemployed
  - o 570.11—Changes to Retirement and Personnel Payroll System and Collection of Arrears Balances
  - o 570.12—Refusal of Recall From Furlough—Termination of Interest on Retirement Contributions

- o 570.13—State Employees' Retirement System, Regional Field Offices
- o 570.14—Deferred Compensation Program
- o 570.15—Public Employee Pension Forfeiture Act No. 1978-140

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### STATE POLICE

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#### GUIDANCE MANUALS, BROCHURES, FORMS AND OTHER MATERIALS

**Bureau of Criminal Investigation** Cultural Awareness Brochure (SP5-344)  
Terrorism Tip Line Card  
Storage Facility Terrorism Indicator Card

#### **Bureau of Human Resources**

Enlisted Employment Information  
Application for State Police Cadet  
General Cadet Information (SP5-349)  
Pennsylvania State Police: A Challenging Career That Makes a Difference  
Pennsylvania State Police General Information SP3-313 (7-2001)

Liquor Enforcement Employment Information  
Application for Liquor Enforcement Officer Trainee  
General Information Brochure (SP5-348)

#### Civilian Employment Information

General Information Pamphlet (SP5-346)  
Police Communicators Operator Pamphlet (SP5-347)  
Personal Data Sheet for Employment (STD-300)  
Civil Service Application

#### **Bureau of Liquor Control Enforcement**

Bureau of Liquor Control Enforcement Brochure  
Choices Program Brochure

#### **Bureau of Patrol**

Emergency Vehicle Designation (SP6-115)  
Child Safety Seat Identification Decal (SP6-153)

#### **Bureau of Professional Responsibility**

Complaint Verification Form (SP1-108)

#### **Bureau of Records and Identification**

Information for Pennsylvania Firearms Purchasers and Basic Firearm Safety (SP4-135)  
Request for Criminal Record Check (SP4-164)  
Right to Know Form (SP3-226)  
Notice of Crash Investigation and Application to Obtain Copy of Police Crash Reporting Form (SP7-0015)  
Pennsylvania Instant Check System Challenge Form (SP4-197)

#### **Bureau of Research and Development**

Pennsylvania Annual Police Pursuit Report (2002, 2003, 2004, 2005)  
Pennsylvania State Police Annual Report (2002, 2003, 2004, 2005)  
Crime in Pennsylvania: Uniform Crime Executive Summary (2002, 2003, 2004, 2005)

#### **Bureau of Training and Education**

Youngster Protect Yourself from Attacks and Accidents (SP5-330)  
Stop Burglary Brochure (SP5-331)  
Crimes of Fraud: "The Con-Artist" (SP5-332)  
Lady Beware (SP5-333)  
Understanding Crime Prevention (SP5-334)  
Accessing Your Pennsylvania State Police (SP5-335)  
Protect Your Child (SP5-336)  
Preventing Child Abduction and Child Runaway (SP5-337)

Drugs Aren't Part of Anyone's Future (SP5-342)  
Child Identification Kit (SP5-342)

#### **Equal Employment Opportunity Office**

Equal Employment Opportunity Plan, Statement of Management Commitment (1-02)  
Equal Employment Opportunity Plan (1-02)

#### **Municipal Police Officers Education and Training Commission—Lethal Weapons**

Application for Agent Certification—LWTA (SP8-200)  
Physical Examination—LWTA (SP8-200A)  
Police Officer Exemption Application—LWTA (SP8-200C)  
Active Municipal Office LWTA Verification Procedure for Training Waiver (SP8204)

All of the non-regulatory compliance-related documents listed above are available from the Pennsylvania State Police by contacting the Department at the following address or phone number:

Pennsylvania State Police  
Bureau of Research & Development  
1800 Elmerton Avenue  
Harrisburg, PA 17110  
(717) 783-5536

Documents are also available from the State Library, Government Publication Section at 219 Forum Building, Harrisburg, PA 17120 and may be obtained through inter-library loan.

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### TRANSPORTATION

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#### **Bureau Responsible: BUREAU OF PLANNING & RESEARCH**

Category: INTERNAL GUIDELINES  
Publication / Document Name: Pennsylvania Traffic Data  
Pub/Doc#: Pub 601  
Publication last Updated: Aug-11

#### **Bureau Responsible: BUREAU OF PLANNING & RESEARCH**

Category: INTERNAL GUIDELINES  
Publication / Document Name: PA Highway Statistics Book  
Pub/Doc#: Pub 600  
Publication last Updated: March-12

#### **Bureau Responsible: CENTER FOR PROGRAM DEV & MGT**

Category: GUIDANCE MANUALS  
Publication / Document Name: Transportation Management Association Assistance Program Guidelines (SPC and DVRPC)  
Pub/Doc#:  
Publication last Updated: Oct-11

#### **Bureau Responsible: BUREAU OF MOTOR VEHICLES**

Category: GUIDANCE MANUALS  
Publication / Document Name: Pennsylvania Driver's Manual (English)  
Pub/Doc#: Pub 95  
Publication last Updated: October 2011

#### **Bureau Responsible: BUREAU OF MOTOR VEHICLES**

Category: GUIDANCE MANUALS  
Publication / Document Name: Pennsylvania Driver's Manual (Spanish)  
Pub/Doc#: Pub 95S  
Publication last Updated: December 2011

**Bureau Responsible: BUREAU OF MOTOR VEHICLES**

Category: GUIDANCE MANUALS  
 Publication / Document Name: A Guide to Obtaining a Pennsylvania Junior Learner's Permit and Junior Driver's License  
 Pub/Doc#: Pub 178  
 Publication last Updated: February 2012

**Bureau Responsible: BUREAU OF MOTOR VEHICLES**

Category: GUIDANCE MANUALS  
 Publication / Document Name: Commercial Driver's Manual  
 Pub/Doc#: Pub 223  
 Publication last Updated: December 2011

**Bureau Responsible: EQUAL OPPORTUNITY**

Category: POLICY STATEMENTS  
 Publication / Document Name: External Contract Compliance Policy Statement  
 Pub/Doc#: Pub 223  
 Publication last Updated: Jan-12

**Bureau Responsible: EQUAL OPPORTUNITY**

Category: GUIDANCE MANUALS  
 Publication / Document Name: 2012 External Equal Opportunity Plan (Contract Compliance)  
 Pub/Doc#: Pub 223  
 Publication last Updated: Feb-12

**Bureau Responsible: EQUAL OPPORTUNITY**

Category: INTERNAL GUIDELINES  
 Publication / Document Name: State Assurances with regard to Equal Opportunity as Required by the Federal-Aid Highway Act of 1968  
 Pub/Doc#: Pub 223  
 Publication last Updated: Jan-12

**Bureau Responsible: HUMAN RESOURCES**

Category: POLICY STATEMENTS  
 Publication / Document Name: Disability-Related Employment Policy for Applicants/Employees with Disabilities  
 Pub/Doc#: Pub 223  
 Publication last Updated: Feb-12

**Bureau Responsible: HUMAN RESOURCES**

Category: POLICY STATEMENTS  
 Publication / Document Name: EEO Policy Statement  
 Pub/Doc#: Pub 223  
 Publication last Updated: Feb-12

**Bureau Responsible: HUMAN RESOURCES**

Category: POLICY STATEMENTS  
 Publication / Document Name: Harassment/Hostile Work Environment Policy  
 Pub/Doc#: Pub 223  
 Publication last Updated: Feb-12

**Bureau Responsible: HUMAN RESOURCES**

Category: POLICY STATEMENTS  
 Publication / Document Name: Sexual Harassment Policy Statement  
 Pub/Doc#: Pub 223  
 Publication last Updated: Feb-12

**Bureau Responsible: HUMAN RESOURCES**

Category: POLICY STATEMENTS  
 Publication / Document Name: 2010 Internal Equal Employment Opportunity Plan State  
 Pub/Doc#: Pub 223  
 Publication last Updated: Mar-12

**Bureau Responsible: BUREAU OF PUBLIC TRANSPORTATION**

Category: OTHER  
 Publication / Document Name: Pennsylvania Public Transportation Annual Performance Report—Executive Summary and Transit Agency Profiles Fiscal Year 2010-11  
 Pub/Doc#: Pub 408  
 Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
 Publication / Document Name: Roadway Specifications ftp://ftp.dot.state.pa.us/public/bureaus/design/pub408/pub%20408-2011.pdf NOTE: Pub 7 and Pub 287 are part of this document  
 Pub/Doc#: Pub 408  
 Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
 Publication / Document Name: Construction Items Catalog ftp://ftp.dot.state.pa.us/public/bureaus/design/pub408/pub 408-2011.pdf  
 Pub/Doc#: Pub 7  
 Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
 Publication / Document Name: Bridge Collapse or Tunnel Failure Board of Inquiry Investigation Teams  
 Pub/Doc#: Pub 220  
 Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
 Publication / Document Name: Design Manual Part 4: May 2012 Edition  
 Pub/Doc#: Pub 15M  
 Publication last Updated: May-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
 Publication / Document Name: Active Bridge Design & Construction Standards: Release of Change No. 1 to BC 700M Series  
 Pub/Doc#: Pub 219M  
 Publication last Updated: Oct-10

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
 Publication / Document Name: Finals Unit Manual  
 Pub/Doc#: Pub 11  
 Publication last Updated: May-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
 Publication / Document Name: Specifications for Consultant Agreements for Project Development Services  
 Pub/Doc#: Pub 442  
 Publication last Updated: May-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
 Publication / Document Name: Construction Cost Catalog of Standard Construction Items ftp://ftp.dot.state.pa.us/public/bureaus/design/pub408/pub 408-2011.pdf

Pub/Doc#: Pub 287  
Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
Publication / Document Name: Grade Crossing Manual  
Pub/Doc#: Pub 371  
Publication last Updated: Jul-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
Publication / Document Name: Roadside Safety Pocket Guide  
Pub/Doc#: Pub 652  
Publication last Updated: Feb-11

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: POLICY STATEMENTS  
Publication / Document Name: Project Level Public Involvement Handbook  
Pub/Doc#: Pub 295  
Publication last Updated: Nov-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: INTERNAL GUIDELINES  
Publication / Document Name: Project Office Manual (POM) [ftp://ftp.dot.state.pa.us/public/pdf/BOCM\\_MTD\\_LAB/PUBLICATIONS/POM/POMcover.pdf](ftp://ftp.dot.state.pa.us/public/pdf/BOCM_MTD_LAB/PUBLICATIONS/POM/POMcover.pdf)  
Pub/Doc#: Pub 2  
Publication last Updated: Electronic March-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: INTERNAL GUIDELINES  
Publication / Document Name: Pennsylvania Test Methods (PTM) (Nov-03 Edition)  
Pub/Doc#: Pub 19  
Publication last Updated: February-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: OTHER  
Publication / Document Name: Aggregate Producers (Bulletin 14) <http://www.dot.state.pa.us/Internet/ConstrBulletins.nsf/frmBulletin14?OpenFrameset>  
Pub/Doc#: Pub 34  
Publication last Updated: Electronic-Updated Weekly Paper - Jan-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: OTHER  
Publication / Document Name: Producers of Bituminous Mixtures (Bulletin 41) <http://www.dot.state.pa.us/Internet/ConstrBulletins.nsf/frmBulletin41?openframeset>  
Pub/Doc#: Pub 41  
Publication last Updated: Electronic-Updated Weekly Paper - Jan-12

**Bureau Responsible: BUREAU OF PROJECT DELIVERY**

Category: OTHER  
Publication / Document Name: Producers of Ready Mix Concrete (Bulletin 42) <http://www.dot.state.pa.us/Internet/ConstrBulletins.nsf/frmBulletin42?openframeset>  
Pub/Doc#: Pub 42  
Publication last Updated: Electronic-Updated Weekly Paper - Jan-12

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: GUIDANCE MANUALS  
Publication / Document Name: Light Weight Profiling System—Calibration Verification and Operator Certification Program Manual  
Pub/Doc#: Pub 589  
Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: GUIDANCE MANUALS  
Publication / Document Name: Automated Pavement Condition Surveying Field Manual  
Pub/Doc#: Pub 336  
Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: GUIDANCE MANUALS  
Publication / Document Name: CRC Pavements and Unpaved Roads Condition Survey Field Manual  
Pub/Doc#: Pub 343  
Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: GUIDANCE MANUALS  
Publication / Document Name: Shoulder and Guide Rail Condition Survey Field Manual  
Pub/Doc#: Pub 33  
Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: GUIDANCE MANUALS  
Publication / Document Name: Drainage Condition Survey Field Manual  
Pub/Doc#: Pub 73  
Publication last Updated: Apr-12

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: GUIDANCE MANUALS  
Publication / Document Name: Waste Management Guidance  
Pub/Doc#: Pub 611  
Publication last Updated: Dec-11

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: POLICY STATEMENTS  
Publication / Document Name: Traffic Standards-Signals; TC-8800 Series  
Pub/Doc#: Pub 148  
Publication last Updated: Dec-11

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: POLICY STATEMENTS  
Publication / Document Name: ITS Design Guide  
Pub/Doc#: Pub 646  
Publication last Updated: Apr-11

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: POLICY STATEMENTS  
Publication / Document Name: ITS Maintenance Standards  
Pub/Doc#: Pub 697  
Publication last Updated: Apr-11



**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: POLICY STATEMENTS

Publication / Document Name: Statement of Policy-Determination of Local Traffic

Pub/Doc#:

Publication last Updated: May-12

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: POLICY STATEMENTS

Publication / Document Name: Maintenance Manual

Pub/Doc#: Pub 23

Publication last Updated: Jul-10

**Bureau Responsible: BUREAU OF MAINT & OPERATIONS**

Category: POLICY STATEMENTS

Publication / Document Name: Storage Tank Manual

Pub/Doc#: Pub 694

Publication last Updated: Sep-10

**Bureau Responsible: BUREAU OF AVIATION**

Category: GUIDANCE MANUAL

Publication / Document Name: Aviation Development Airport Sponsor's Guide

Pub/Doc#: Pub 405

Publication last Updated: Aug-12

[Pa.B. Doc. No. 12-1497. Filed for public inspection August 3, 2012, 9:00 a.m.]

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