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PENNSYLVANIA BULLETIN

Volume 27
Saturday, January 4, 1997 • Harrisburg, Pa.
Number 1
Pages 1—178

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of Community and Economic
Development Services Block Grant
State Plan for 1997-98

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Insurance Department
Liquor Control Board
Pennsylvania Public Utility Commission
Turnpike Commission

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

No. 266, January 1997

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READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

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 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*.

There are no restrictions on the republication of official documents appearing in 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 where the agency may omit the proposal step; they 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, they must re-propose.

Citation to the *Pennsylvania Bulletin*

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

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* contains, as Finding Aids, subject indexes for the complete *Code* and for each individual title, a list of Statutes Used As Authority for Adopting Rules and a list of annotated cases. 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*.

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.

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Printing Format

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.

Fiscal Notes

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.

List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 1997.

16 Pa. Code (Community Affairs)

Adopted Rules

15 18

31 Pa. Code (Insurance)

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PENNSYLVANIA BULLETIN

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Part II

This part contains the
Department of Community and
Economic Development Community
Services Block Grant State Plan
for 1997-98

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THE COURTS

Title 255—LOCAL COURT RULES

CARBON COUNTY

DNA Detection of Sexual and Violent Offenders Act; No. 89MI96 328JV96

Administrative Order No. 11-1996

And Now, this 18th day of December, 1996 pursuant to Act 14 of 1995, DNA Detention of Sexual and Violent Offenders Act, it is hereby

Ordered and Deceed that, effective immediately, the Carbon County Correctional Facility be and is hereby APPOINTED as the facility to draw, handle and submit blood samples from offenders convicted of or adjudicated delinquent for felony sex offenses or an attempt, conspiracy or solicitation to commit a felony sex offense under Title 18, Pa.C.S. Chapter 31 (relating to sexual offenses), Title 18, Pa.C.S. § 6312 (relating to sexual abuse of children) and from offenders convicted of or adjudicated delinquent for other specified offenses or an attempt, conspiracy or solicitation to commit an offense under Title 18 Pa.C.S. § 2502 (relating to murder), Title 18 Pa.C.S. § 2709(c)(2)(ii) (relating to harassment and stalking) and Title 18 Pa.C.S. § 3126 (relating to indecent assault).

By the Court

JOHN P. LAVELLE,
President Judge

[Pa.B. Doc. No. 97-1. Filed for public inspection January 3, 1997, 9:00 a.m.]

CARBON COUNTY

Use of Force Policy; No. 083MI95

Amended Administrative Order 9-1996

And Now, this 18th day of December, 1996, in order to establish and maintain lawful control in a timely manner to minimize the potential for injury to parties directly involved as well as others, the Court of Common Pleas of Carbon County hereby *Approves* and *Adopts* the Amended Use of Force Policy, applicable to the Carbon County Adult Probation/Parole Department, Carbon County Juvenile Probation Office, Carbon County Sheriff's Department, Carbon County Correctional Facility and Carbon County Park Services. This Amended Use of Force Policy is following and made a part hereof and the same is promulgated herewith to become effective thirty (30) days after publication in the *Pennsylvania Bulletin*; that seven (7) certified copies shall be filed with the Administrative Office of Pennsylvania Courts; that two (2) certified copies shall be filed with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; and that one (1) certified copy shall be filed with the Criminal Procedural Rules Committee.

By the Court

JOHN P. LAVELLE,
President Judge

General Policy

The consideration in the use of force is the preservation of life and physical safety.

The objective of the use of force by authorized personnel is to establish and maintain lawful control in a timely manner to minimize the potential for injury to parties directly involved as well as others.

Control must be established:

for the safety of the officer and others in response to perceived danger.

when necessary to accomplish duties authorized by law.

The degree of force authorized is that degree necessary to establish lawful control in a timely manner. This degree of force depends upon the degree of danger or resistance perceived by the officer.

Deadly force is that degree of force likely to cause serious physical injury or death. Officers may employ deadly force as a last resort, when they perceive an immediate danger of loss of life or serious bodily injury.

Guidelines

Applicability

All policies, procedures, directives and requirements set forth in this policy statement shall be applicable to the following Court offices: Carbon County Adult Probation/Parole Department and Carbon County Juvenile Probation Office, and the following County offices: Carbon County Sheriff's Department, Carbon County Correctional Facility and Carbon County Park Services.

Identification

If circumstances permit, the officer must make his/her identity as an enforcement officer known.

Warning

Whenever possible, the officer must exercise persuasion, advice and warning before using force. If such verbal control would be (or is found to be) ineffective, the officer may use physical force to accomplish a lawful purpose.

Timeliness

Timely means "on time" and "not late." Officers need not wait for injury to occur to themselves or others before taking appropriate action to prevent it.

Use of Excessive Force

The use of excessive force is prohibited by Federal and State laws. Violation of these laws can carry both civil and criminal penalties. Officers will be held accountable for the use of force.

Purpose of Force

The purpose of any level of force shall be control and maintaining a level of advantage as defined by the Pennsylvania Crimes Code, 18 P. S. § 508, Use of Force in Law Enforcement.

Use of Force Model

"The Use of Force Paradigm for Enforcement and Corrections," as developed by John Desmedt of the Police Safety System, is formally adopted, subscribed and employed.

Use of Force Considerations

- a. Subject's immediate threat to safety.
- b. Subject's active resistance or attempt to escape
- c. Severity of crime involved.
- d. An officer's ability to disengage.
- e. The circumstances existing at the moment force is used.
- f. The tactics employed by an officer that may have caused a use of force decision to become necessary.

Reasonable Control Guidelines

- a. Matching force to their resistance.
- b. Correctly applying techniques and equipment appropriate to that force level.
- c. Applying alternative options if tactics fail to establish control.

Less Than Lethal Weapons Policy

Less than lethal weapons may be used to overcome subjects who attack and/or resist attempts to establish lawful control by the officer.

Qualification to Carry Less Than Lethal Weapons

Intermediate weapons are authorized for carrying and use if:

1. Such weapons comply with standards established for such authorized weapons and
2. Each officer carrying such weapons has met the established training standard.

The dates and number of hours of all intermediate weapons training will be made a matter of permanent record.

Authorized Less Than Lethal Weapons

Less than lethal weapons are weapons other than firearms, designed to supplement or replace weaponless control methods. Less than lethal weapons allow the officer to lessen the possibility of direct violent contact with subjects. Less than lethal weapons are not intended to replace firearms because they may not be effective when the use of lethal force is necessary.

Impact Weapons

Impact weapons are weapons designed to establish control by means of mechanical impact.

Impact Weapons Guidelines

Do not direct impact weapon techniques to the head, neck, or spine unless the use of deadly force is appropriate.

As a general rule, do not draw an impact weapon in the presence of the public except when its use is expected.

An impact weapon can also be used as a control instrument when appropriate.

Control Instruments

Control instruments are instruments used in conjunction with weaponless control techniques to apply mechanical pressure to pain sensors, thereby effecting control. A control instrument is not intended to replace either a firearm or an impact weapon; it may not suffice to establish control when the use of an impact weapon or firearm is appropriate.

Control Instrument Guideline

Do not direct control instruments use to the neck unless the use of deadly force is appropriate.

Oleoresin Capsicum (OC)

Oleoresin Capsicum is a ground pepper mixture designed to temporarily render an individual incapable of continuing attack or resisting lawful authority.

OC Guidelines

OC should only be directed at the person to be controlled for the amount of time required to establish control.

The training standard for the use of OC will include instruction in:

1. The proper and improper use of the specific chemical agents as determined by statute, regulation and manufacturer recommendation.
2. Expected results of the use of OC
3. Exposure to the effects of OC
4. Procedure and first aid following the use of OC.

Handcuffing/Transporting

When an arrest is planned, two officers should be available for every subject that is to be arrested, when possible.

If a subject is handcuffed behind his back, officers shall not allow the subject to remain or wait on his abdomen. The subject should wait on his side or in other than the abdominal prone position. This is a precaution to prevent possible positional asphyxiation. Officers will check the handcuffs for appropriate fit, not too loose or too tight, prior to transporting. Transportation belts and/or leg irons may be used if the officer feels they are appropriate.

Officers are responsible for continuously monitoring arrestee for security and signs or symptoms of illness or injury while in custody.

Deadly Force

Deadly force is defined in the Pennsylvania Crimes Code, 18 P. S. § 501 as:

"Force which, under the circumstances in which it is used, is readily capable of causing death or serious bodily injury."

Serious Bodily Injury Definition

a. The legal definition of serious bodily injury is defined in the Pennsylvania Crimes Code, 18 P. S. § 2301 as:

"Bodily injury which creates a substantial risk of death or which causes serious, permanent disfigurement, or protracted loss or impairment of the function of any bodily member or organ."

b. The operational definition of serious bodily injury shall be as defined by the use of force model as:

- i. An open gash or wound;
- ii. Major broken bones; and/or
- iii. Damage to internal organs.

Deadly Force Policy

The use of deadly force by officers shall be strictly limited to defensive situations.

If appropriate, officers shall exhaust all other types of force before resorting to the utilization of deadly force.

When the use of deadly force is justified, officers discharging weapons shall not shoot to kill nor shoot to wound, but rather to stop the action by causing the instant incapacitation of the subject. For maximum stopping effectiveness and to minimize the danger to innocent bystanders, officers should shoot at center body mass.

Firearms shall not be drawn or displayed routinely during arrests, nor should they be used for any other reason other than as described above.

Officers shall not utilize deadly force in an offensive posture to effect the apprehension of those persons who commit violations of probation or parole, fail to pay child support, or any other law amounting to summary, misdemeanor or felony offenses, which do not present the threat of death or serious bodily injury. Nothing contained in this policy shall preclude the use of deadly force for self defense, when warranted.

Warning

Where practical in a deadly force situation, officers shall identify themselves as peace officers and give some type of warning prior to the use of deadly force, if the time and opportunity exists.

Requirements for Righteous Deadly Force

Accurately assessing a subject's imminent potential for attacking in a life threatening manner; the immediate and simultaneous existence of intent, weapon, delivery system and target.

Articulating why an officer feared for his/her life or the life of another when deadly force action was taken.

Explaining why a lower level of force was inappropriate and ineffective, and why disengagement was not possible.

Warning Shots

Warning shots are strictly prohibited under all circumstances.

Target Identification and Isolation

Officers facing a decision to use deadly force must be aware of any innocent third parties that may be present in or near the line of fire.

Officers are prohibited from discharging firearms when they cannot identify their target and it appears reasonably and likely that an innocent person(s) may be injured, unless the prohibition in discharging a weapon is likely to result in the immediate death or serious bodily injury of the officer or another person.

Officers shall establish target identification and target isolation.

Shooting and Moving Vehicles

a. Officers shall not discharge a firearm at or from a moving vehicle except under the following conditions:

I. As a last resort measure of self-defense when the subject is using deadly force by means of other than the vehicle.

ii. As a last resort measure of self-defense when a vehicle is being driven in a manner deliberately intended to kill or injure an officer or other party.

b. In deciding to shoot at a moving vehicle, officers must take into account the following limitations and consequences:

I. The difficulty of hitting a moving target.

ii. The possibility of ricochets striking unintended targets.

iii. Population densities.

iv. The difficulty in penetrating the automobile body and/or steel belted radial tires.

v. The inability to stop a vehicle's momentum even when the target actor is hit.

vi. The possibility of damage or injury which might result from causing the vehicle to go out of control.

Firearms Policy

Home Safety

It is essential that the officer assigned to carry a firearm instruct his/her family members in the proper use and handling of the firearm. It should be made perfectly clear that the firearm is not to be handled by any one other than the officer or a mature adult. The officer is responsible to educate his family members on the safety and proper handling of the firearm. All firearms should be kept out of the reach of children and immature or irresponsible adults and stored in a secure area. Older children may be given gun instruction with the extent of the training being dependent on the child's maturity and judgement of the parents.

Immediately upon entering your residence, the firearm should be unloaded, the magazine removed from the firearm and the firearms and equipment stored in a secure area. Officers are encouraged to store the ammunition, magazines and the firearm in different areas. The firearm must not be left unattended and accessible while in the residence. It shall be the responsibility of the officer to ensure that the firearm is properly secured in his/her residence.

The firearm should be kept beyond the reach of small children. A locked cabinet or drawer would be acceptable. Also, the firearm and its ancillary equipment should be stored in separate areas, but always in the same location.

Firearms shall not remain loaded while in the residence. The officer shall immediately unload the weapon when he/she enters the residence. All ammunition should be kept in a safe location away from the weapon. Also, the ammunition should be stored in a cool, dry place to prevent deterioration.

As a suggestion, a trigger guard lock will secure the firearm from accidental discharge. The key to the trigger guard should be kept on the officer's person at all times.

The officer shall not leave his duty weapon unattended while in his residence. The weapon must be secured at all times.

Requirement to Notify the Department of Physical and Pharmacological Conditions Affecting the Ability to Carry a Firearm

Officers shall notify their immediate supervisor of any physical or pharmacological conditions causing physical and/or emotional impairment. Impairment shall be defined as a condition which can affect judgement, reaction time or motor skills as it may affect the ability to handle a firearm safely.

In those instances where an officer believes and/or medical personnel indicate that a medication may affect judgement and/or reaction time, authorization to carry a firearm shall be suspended. Authorization shall be reinstated upon the cessation of the medication and its effects or with a physician's ruling that the medication's potential contraindications would not be aversive to handling a firearm safely and proficiently.

Prohibited Use of Officially Issued Firearm

Issued firearms may be used only for official purposes. Employees who use issued firearms for other than officially authorized purposes shall be subject to disciplinary action.

Display of Firearm

A firearm may be displayed or drawn only when the employee must prepare for its immediate use. Employees will not unnecessarily display firearms in the presence of the public. Personnel will guard against accidentally exposing firearms, whether worn or carried in a bag or case.

Carrying Firearms While on Duty

Personnel authorized to carry firearms shall carry only firearms which were issued or with which they have qualified.

Firearms Standards and Specifications

Agency issued handguns will be left to the discretion of each department. Officers may carry personal handguns, providing they meet the qualification standards necessary and the handgun is approved by the firearms training officer.

Carrying/Deploying Shoulder Weapons

Employees are authorized to carry only shoulder weapons when officially assigned or permitted to do so. Shoulder weapons are not authorized for off duty use.

Holsters and Other Firearms Carrying Devices

Personnel who are authorized to carry handguns may carry them in holsters of their choosing providing that the holster:

1. is designed for that handgun to be carried,
2. has a keeper with a positive retaining device, and
3. is positively secured to the employee's area.

Personnel will not carry handguns in briefcases or purses while on duty except when necessary to accomplish their assignment.

Firearms Security and Accountability

Employees are directly responsible for the safety and security of authorized firearms. Employees may be required to reimburse the County for the costs of lost or damaged firearms if:

1. an official investigation establishes that the employee is negligent or otherwise at fault, and
2. it is administratively decided that reimbursement is to be made.

Failure to safeguard or otherwise secure firearms may result in disciplinary action.

Procedures Following Discharge of Firearms

Employees shall report all discharges of firearms (except for training or qualification purposes) to their immediate supervisor.

Employees shall file a written incident report immediately following the discharge.

The police that have jurisdiction over the area where the firearm was discharged will be notified immediately.

The employee shall immediately surrender the firearm involved to their supervisor or requesting police officer.

Storage of Firearms

Firearms will be stored unloaded in a locked container. Ammunition will be stored separately from firearms. This applies to storage both in the office, the employee's place of residence, and any other location that the employee may have need to store a firearm.

Procedures for Loss, Theft, and Disposal of Firearms

Employees must report the loss or theft of an issued or auxiliary firearm to their immediate supervisor.

This report must be made within 24 hours of the loss by telephone or in person. The initial notification will be followed immediately by a written report describing the circumstances surrounding the loss or theft of the firearm.

The employee should take immediate reasonable action to recover the firearm and to obtain all information available to aid in the investigation and recovery of the firearm. Employees must seek assistance from the appropriate law enforcement agency as soon as possible.

Inspection and Maintenance of Firearms

Cleaning of Firearms

Employees are responsible to clean and lubricate handguns issued to them after each use or whenever the handgun has been subjected to moisture or dirt. Employees who carry a handgun other than the issued handgun, must ensure that the firearm is cleaned and functional.

Firearms with mechanical problems that cannot be corrected by routine cleaning must be taken out of service and sent to a qualified armorer for repair.

Ammunition Standards

Employees will carry only ammunition that is issued.

Security and Storage of Ammunition

Ammunition should be secured separately from firearms in a locked, cool, dry cabinet, vault or storeroom accessible only to authorized personnel.

Employees are issued a box of ammunition upon successful qualification. This box is to be used for the next year's qualification to ensure minimal deterioration.

Firearms Training

Firearms Training and Qualification Standards

All firearm carrying personnel are required to score at least 75% on all qualification courses.

Initial Firearms Qualification Requirements

Newly hired employees do not have authority to carry or discharge firearms until successfully completing basic firearms training.

Upon successful completion of the relevant basic training course, employees will be authorized to carry and discharge firearms in accordance with Carbon County policies.

Firearms Requalification Standards

All firearms carrying personnel are required to score at least 75% on all qualification courses. All firearms carrying personnel must requalify with firearms they are authorized to carry annually.

Firearms Training Records

Firearms instructors will record all firearms training scores in a permanent file.

Body Armor

Firearms carrying personnel are encouraged to use body armor during planned arrest, warrant service and other activities which present risk of subjects possessing firearms. However, authorizing officials or their designees may make the wearing of body armor mandatory under conditions they deem appropriate. Firearms carrying personnel should be familiar with the ballistic protection capability of their body armor.

Reports

A Subject control report will be completed whenever an officer is compelled to use force on a subject who, on the use of force model, is a resister or assailant; or upon the request of a supervisor.

A Subject control report will be completed within 24 hours of occurrence of the incident when practical. If circumstances do not permit the report to be completed within 24 hours, it should be completed as soon as circumstances permit.

Debriefing

A debriefing is a structured meeting held after the incident, either in a one on one situation or in a small group. The individual or group should evaluate the performance of the officer and take corrective action as needed. Debriefing is a concise review of an event, conducted by all participating department and ancillary agencies (as required). The process of reviewing all aspects of an event, by all participants, to assess strengths, weaknesses, problems and concerns relevant to the actions employed in correlation to anticipated and actual outcomes.

[Pa.B. Doc. No. 97-2. Filed for public inspection January 3, 1997, 9:00 a.m.]

LACKAWANNA COUNTY

Divorce and Custody Rule Changes: Mandatory Parent Education; Parenting Plan; and Parenting Conference; 94 CIV 102

Order Supplementing the Lackawanna County Rules Relating to Divorce and Custody/Visitation

Now, this 11th day of December, 1996, we hereby *Order* that the following sections shall supplement the appropriate Lackawanna County Rules of Civil Procedure. Through these changes we intend to: (1) provide for the best interests of minor children by effecting more efficient and reasonable resolution of disputes regarding those children; (2) assure that parents are better educated about how to help their children cope with divorce and separation; (3) provide families with efficient, swift, and timely relief in custody and support conflicts; and, (4) give parents an alternative choice other than litigation.

We direct the Lackawanna County Court Administrator to file seven (7) certified copies of this Rule with the Administrative Office of the Pennsylvania Courts; send two (2) certified copies to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; one (1) certified copy to the Domestic Relations Committee; and, one (1) copy to the *Lackawanna Jurist*. The rule changes shall be effective thirty (30) days from publication in the *Pennsylvania Bulletin*.

By the Court

JAMES J. WALSH,
President Judge

Rule 1915. Custody.

I. Rule 1915.1. Scope; Definitions.

1. "Kids First." A four hour orientation and education program established to help parents understand the effects of their actions and parenting decisions on their lives and the lives of their children.

2. "Mediation." An elective process which allows parents, with the help of a skilled and neutral mediator, to negotiate their differences. A mediator is a trained professional who works with parents in a safe, structured environment to help them develop an agreement on a detailed parenting plan. The mediator can help parents articulate their positions in a way that helps the parents reach their own resolution. The mediator should also help parents put the interests of their children first and help parents develop conflict resolution skills. We feel very strongly that parents who negotiate their parental responsibilities through mediation will be much more satisfied with the process and the outcome than those who choose to proceed through the litigation process.

3. "Parenting Conference." A fast-track session under the auspices of a master appointed by the court. Both parents and their attorney must attend. The parents must complete a parenting plan and file it two days prior to the parenting conference.

4. "Parenting Plan." The court requires parents to attempt to complete a parenting plan prior to attending the parenting conference. A parenting plan is a written description of what the parent believes would be the best residential living arrangement for his/her child/children. The plan should also reflect parental decision making and parenting time. The process of developing the parenting plan will help parents think through and address issues that are important to their continual relationship with their children.

II. Rule 1915.3. Prosecution of Action.

1. In addition to the information required by Pa.R.C.P. 1915.15, every Complaint for Custody, Partial Custody, or Visitation shall contain the following averments:

(a) "Plaintiff has been advised of the requirement to attend the seminar entitled 'Kids First'."

(b) "Defendant has been advised of the requirement to attend the seminar entitled 'Kids First'."

2. A completed order shall be attached to the complaint which includes the dates of the Kids First seminar(s) and the parenting conference. [See Rule 1915.15(a)].

3. Both parents must attend Kids First within twenty (20) days of the initial filing.

III. Rule 1915.3a. Kids First/Parenting Conference.

1. The Court Administrator will provide the dates for the Kids First seminar and the Parenting Conference at the time of the filing of the Custody and/or Divorce Complaint.

2. Brochures and registration forms will be available from both the Clerk of Judicial Records and Court Administrator.

3. The moving party is responsible for ensuring that the opposing party receives both the Kids First Brochure and the registration form.

4. The parents must submit the registration form and payment for Kids First no later than three (3) days prior to the Parenting Conference.

5. Parents residing outside of Lackawanna County may contact the presenter for possible alternative programs if unable to attend Kids First.

6. The Court has authorized the seminar presenter to approve individual changes to the Kids First registration, only upon a showing of good cause.

7. Parents must attend the Kids First and the Parenting Conference. A parent's visitation or custody may be affected by their failure to comply.

8. Parents proceeding in forma pauperis or on public assistance must provide proof of such to the presenter.

9. Upon successful completion of the Kids First seminar, the presenter will issue a certification of completion to the parties, and provide the Clerk of Judicial Records with a seal of completion which shall be affixed by the Clerk of Judicial Records to the front inside cover of the file.

10. The presenter shall provide the Family Court with a list of non-attendees against whom the Court may issue contempt proceedings.

11. Parenting conferences will be held every Tuesday on the Third Floor of the Courthouse before Masters appointed by the Court. Parents MUST attend the conference within ten (10) days of Kids First.

12. The parenting conference will not be rescheduled without prior Court approval, and only in an emergency situation with proof.

13. At least two (2) days prior to the parenting conference, the parents MUST complete and file a "Parenting Plan" with both the Clerk of Judicial Records and the Court Administrator, and serve the opposing party by mail.

14. The Court shall appoint an attorney(s) who is duly licensed to practice law in the Commonwealth of Pennsylvania, as an official of the Court who may:

- (a) conciliate custody cases filed with the Court which specifically includes meeting with the parties, counsel, and children, if appropriate;
- (b) take limited testimony, if necessary; and,
- (c) issue recommendations for temporary relief and any additional actions which the Masters deem appropriate. The Court shall immediately approve such orders.

15. Both parents and their attorneys, if represented, MUST attend the parenting conference.

16. If the parents agree on a parenting plan, at or prior to the conference, the plan may be entered as an order of Court effective the date of conference.

17. If the parents cannot reach an agreement at the conference, the Master will issue a recommendation which will serve as the temporary order, and remain in effect until further order of Court.

18. During the conference, the parents will receive information regarding mediation. If desired by the par-

ties, the parents may choose an appropriate mediator from a provided list, or the Court may appoint the mediator.

19. If the parents choose not to mediate, but litigate, the attorneys and/or pro se litigant MUST discuss the need for a home study, psychologicals, drug and alcohol testing and guardian ad litem within ten (10) days of the conference. [See Rule 1915.15(b)].

20. In addition, if the parties choose to litigate, they MUST file a Pre-Hearing Certificate of Readiness [See Rule 1915.15(b)] with both the Clerk of Judicial Records and the Court Administrator.

21. The moving party must file, with both the Clerk of Judicial Records and the Court Administrator, a Certificate of Service showing service of the Certificate of Readiness upon opposing counsel or pro se litigant.

22. The Certificate of Readiness shall contain the following language:

"FAILURE TO RESPOND WITHIN FIVE (5) DAYS FROM DATE OF SERVICE OF THIS NOTICE SHALL BE DEEMED AN ADMISSION OF THE ABOVE STATED FACTS."

23. If opposing counsel or pro se litigant fail to respond, an Order will be entered as follows:

"A hearing will be held on the ___ day of ____, 19__, at ____ M. at the Lackawanna County Family Court, Third Floor, Lackawanna County Courthouse.

24. (a) If counsel agree on the need for the testing/studies, they will submit the Certificate of Readiness to the Court stating that they agree to such testing/studies. The Court will then issue an order stating that counsel agree and the case is ready for listing.

(b) If counsel agree on the need for psychologicals, etc., but cannot agree on the psychologist, etc., the Court will issue an Order appointing the psychologist.

(c) If counsel cannot agree on the need for psychologicals, etc., counsel requesting the psychologicals, etc., shall present a motion (with appropriate notice to opposing counsel or pro se litigant), which shall be heard in Motion Court. The Court will either grant or deny the motion whereupon the case shall be listed for a hearing.

25. The Certificate of Service shall include a statement that the opposing party had been served with the:

- (a) Kids First brochure;
- (b) Date of seminar;
- (c) Date of parenting conference; and
- (d) Complaint in divorce or custody.

IV. Rule 1915.15. Forms for Action in Custody.

The following forms shall be used in custody actions:

(a) Order requiring mandatory Kids First Seminar and Parenting Conference:

IN THE COURT OF COMMON PLEAS OF LACKAWANNA COUNTY CIVIL DIVISION—LAW IN CUSTODY 97 CIV _____

: PLAINTIFF
: V.
: DEFENDANT

THE COURTS

ORDER

You, _____, (defendant) (respondent), have been sued in court to (OBTAIN) (MODIFY) custody, partial custody, or visitation of your children: _____.

You, as a parent, are directed to attend the "Kids First" seminar on the dates listed below:

Plaintiff _____

Defendant _____

FAILURE TO REGISTER AND COMPLETE THE PROGRAM WILL BE BROUGHT TO THE ATTENTION OF THE COURT AND MAY RESULT IN A FINDING OF CONTEMPT AND THE IMPOSITION OF SANCTIONS.

You are ordered to appear in person at Family Court, Lackawanna County Courthouse, 3rd Floor on _____, at _____ M., for

- _____ a conciliation conference
_____ a hearing before the court

If you fail to appear as provided by this order, an order for custody, partial custody, or visitation may be entered against you or the court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO, OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

NORTHERN PA LEGAL SERVICES, INC.
12th Floor—SNB Plaza
108 N. Washington Avenue
Scranton, PA 18503
(717) 342-0184

LAWYER REFERRAL SERVICE
Lackawanna Bar Association
204 Wyoming Ave., Suite 205
Scranton, PA 18503-1410
(717) 969-9600

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Lackawanna County is required by law to comply with the American with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact our office. All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the scheduled conference or hearing.

BY THE COURT:

DATE: _____, J.

(b) Pre-Hearing Certification:

IN THE COURT OF COMMON PLEAS OF LACKAWANNA COUNTY CIVIL DIVISION—LAW IN CUSTODY 97 CIV _____
PLAINTIFF V. DEFENDANT

PRE-HEARING CERTIFICATION

(To be filed within ten (10) days from date of custody conciliation conference with both the Clerk of Judicial Records and the Court Administrator, with copies to Family Court and opposing counsel or pro se litigant).

- 1. Parties agree/disagree, case is ready for hearing.
2. If parties disagree, the following matters must be resolved prior to the scheduling of any hearing:
(a) Home Studies:
_____ agree needed
_____ disagree needed
(b) Person/agency to perform home studies: _____
_____ agree upon person/agency
_____ disagree upon person/agency
(c) Psychologicals:
_____ agree needed
_____ disagree needed

- (d) Person/agency to perform psychologicals: _____
 _____ agree upon person/agency
 _____ disagree upon person/agency
- (e) Guardian ad Litem: _____
 _____ agree
 _____ disagree
- (f) Other issues: (e.g., drug/alcohol, etc.)
 _____ agree
 _____ disagree

3. Hearing expected to take _____hours/days.

DATED: _____

ATTORNEY FOR MOVING PARTY

RULE 1920. Actions of Divorce or for Annulments of Marriage.

I. Rule 1920.1. Definitions.

The definitions set forth in Rule 1915.1 shall apply equally to this section.

II. Rule 1920.3. Commencement of Action.

1. In addition to the information required by Pa.R.C.P. 1920.12, every Complaint in Divorce shall contain one of the following averments:

- (a) "Plaintiff avers there are NO children under the age of eighteen (18) years born of the marriage"; or,
- (b) "Plaintiff avers there are children under the age of eighteen (18) years born of the marriage, namely: (List names and dates of birth)."

2. All divorce and custody complaints containing an averment that there is a child/children under the age of eighteen (18) years shall include the following averments:

- (a) "Plaintiff has been advised of the requirement to attend the seminar entitled 'Kids First'."
- (b) "Defendant has been advised of the requirement to attend the seminar entitled 'Kids First'."

3. The pleadings which shall be attached to the complaint must include: the "Notice to Defend and Claim Rights"; and, the "Order" including the dates of the Kids First seminar(s) and the parenting conference. [See **Rule 1920.3b(a)(b)**].

4. Both parents must attend Kids First within twenty (20) days of the initial filing.

III. Rule 1920.3a. Kids First/Parenting Conference.

The requirements set forth in Rule 1915.3a shall apply equally to this section.

IV. Rule 1920.3b. Forms for Actions in Divorce.

The following forms shall be used in divorce actions:

(a) Notice to Defend and Claim Rights:

	:	
PLAINTIFF	:	<i>IN THE COURT OF COMMON PLEAS</i>
V.	:	OF LACKAWANNA COUNTY
	:	CIVIL DIVISION—LAW
DEFENDANT	:	IN CUSTODY
	:	97 CIV _____

NOTICE TO DEFEND AND CLAIM RIGHTS

YOU HAVE BEEN SUED IN COURT. If you wish to defend against the claims set forth in the following pages, you must take prompt action within twenty (20) days after receipt of this Complaint and Notice by entering a written appearance personally or by an attorney and filing in writing with the Court your defenses or objections to the claims set forth against you.

YOU ARE WARNED that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO, OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

NORTHERN PA LEGAL SERVICES, INC.
12th Floor—SNB Plaza
108 N. Washington Avenue
Scranton, PA 18503
(717) 342-0184

LAWYER REFERRAL SERVICE
Lackawanna Bar Association
204 Wyoming Ave., Suite 205
Scranton, PA 18503-1410
(717) 969-9600

AMERICANS WITH DISABILITIES ACT OF 1990

The Court of Common Pleas of Lackawanna County is required by law to comply with the American with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the Court, please contact our office. All arrangements must be made at least 72 hours prior to any hearing or business before the Court. You must attend the scheduled conference or hearing.

(b) Order requiring mandatory Kids First Seminar and Parenting Conference:

_____	:	IN THE COURT OF COMMON
	:	PLEAS
PLAINTIFF	:	OF LACKAWANNA COUNTY
V.	:	CIVIL DIVISION—LAW
_____	:	IN CUSTODY
DEFENDANT	:	97 CIV _____

ORDER

AND NOW, this _____ day of _____, 1997, a Complaint in Divorce being filed herewith which avers that there are children of the marriage under the age of eighteen (18) years of age, the Court directs the parties shall attend the Kids First seminar on one of the two dates listed below:

Plaintiff _____

Defendant _____

You, _____, (defendant) (respondent), the children: _____.

You are ordered to appear in person at Family Court, Lackawanna County Courthouse, 3rd Floor on _____, at _____ M., for

- _____ a conciliation conference
- _____ a hearing before the court

If you fail to appear as provided by this order, an order for custody, partial custody, or visitation may be entered against you or the court may issue a warrant for your arrest.

YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO, OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

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LAWYER REFERRAL SERVICE
Lackawanna Bar Association
204 Wyoming Ave., Suite 205
Scranton, PA 18503-1410
(717) 969-9600

BY THE COURT:

DATE: _____, J.

[Pa.B. Doc. No. 97-3. Filed for public inspection January 3, 1997, 9:00 a.m.]

MONTGOMERY COUNTY
Amendment to Local Rule of Civil Procedure
1568*(a): Public Sale; Notice; No. 96-00001-5

Order

And Now, this 9th day of December, 1996, the Court approves and adopts the following amendment to Montgomery County Local Rule of Civil Procedure 1568*(a)—Public Sale, Notice. This Amendment shall become effective thirty (30) days from the date of publication in the *Pennsylvania Bulletin*.

The Court Administrator is directed to publish this Order once in the *Montgomery County Law Reporter* and in the *Legal Intelligencer*. In conformity with Pa.R.C.P. 239, seven (7) certified copies of the within Order shall be filed by the Court Administrator with the Administrative Office of Pennsylvania Courts. Two (2) certified copies shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. One (1) certified copy shall be filed with the Civil Procedure Rules Committee. One (1) copy shall be filed with the Prothonotary, one (1) copy with the Clerk of Courts, and (1) copy with the Court Administrator of Montgomery County, one

(1) copy with the Law Library of Montgomery County and one (1) copy with each Judge of this Court.

By the Court

WILLIAM T. NICHOLAS,
President Judge

Rule 1568*(a). Public Sale, Notice.

(a) Except as otherwise provided by act of assembly or special order of Court, notice of the time and place of the sale of a property at public auction by a Master in partition shall be given by publication once a week for three successive weeks immediately preceding such sale in the legal periodical designated by Rule *404 and in one daily newspaper of general circulation, in each county where any part of the property lies, such publications to appear in all editions of such newspapers published on the days the same appears; by posting the property to be sold, and by the circulation of at least fifty (50) handbills among those who may be known to be interested in buying the property and in the neighborhood in which it is situate. Whenever a property or properties so sold lie in different counties the first publication shall be made at least sixty (60) days before the date of the sale.

[Pa.B. Doc. No. 97-4. Filed for public inspection January 3, 1997, 9:00 a.m.]

NORTHAMPTON COUNTY

Rules of Criminal Procedure Re: Bail; Misc 340-1996

Order of Court

And Now, this 11th day of December, 1996, Northampton County Rule of Criminal Procedure N4007.1, is hereby rescinded effective as of the date that Rule N4011, adopted December 3, 1996, becomes effective.

Seven (7) certified copies of the within order shall be filed with the Administrative Office of Pennsylvania Courts; two (2) certified copies shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin* and one (1) certified copy shall be filed with the Pennsylvania Criminal Procedural Rules Committee. One (1) copy of this order shall be kept available in the Office of the Clerk of Courts. A copy is directed to be published in the *Northampton County Reporter*.

By the Court

ROBERT A. FREEDBERG,
President Judge

[Pa.B. Doc. No. 97-5. Filed for public inspection January 3, 1997, 9:00 a.m.]

RULES AND REGULATIONS

Title 16—COMMUNITY AFFAIRS

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

[16 PA. CODE CH. 15]

Neighborhood Assistance Program

The Department of Community and Economic Development (Department), under the authority of Article XIX-A of the Neighborhood Assistance Act (act) (72 P. S. §§ 8901-A—8906-A) amends Chapter 15 (relating to neighborhood assistance program). The purpose of the amendments is to establish special program priorities for the Fiscal Year (FY) 1996-97.

Introduction

Under the authority of the act, the Department administers the Neighborhood Assistance Tax Credit Program (NATCP) and the Enterprise Zone Tax Credit Program (EZTCP). The goal of the NATCP is to encourage business firms to provide, either directly or indirectly through neighborhood organizations, neighborhood assistance and job training, education, crime prevention and community services. To meet this objective, the Department of Revenue grants tax credits, equivalent to 50% of the business firms' contributions, to business firms approved by the Department. The goal of the EZTCP is to encourage private companies to invest in the rehabilitation, expansion, and improvement of buildings or land which promote community economic development and which occur in portions of impoverished areas which have been designated as enterprise zones. To meet this objective, the Department of Revenue grants tax credits, equivalent to 20% of the private companies' investments, to private companies approved by the Department.

Section 8905-A of the act directs the Secretary of the Department to promulgate, during the first month of each fiscal year, regulations establishing special program priorities. Under the special program priorities of § 15.41(b) (relating to special program priorities), contributors may earn an additional 20%, for an overall 70% tax credit. Under the special program priorities of § 15.49(a) (relating to enterprise zone tax credit—special program priorities), contributors may earn a 30% tax credit.

Analysis

Section 15.41(b)—NATCP—special program priorities. No changes, except for the reference to the current fiscal year, have been made to this section. Special program priorities adopted for FY 1996-97 continue the priorities that were in effect last year.

Section 15.49(a)—EZTCP—special program priorities. No changes, except for the reference to the current fiscal year, have been made to this section. Special program priorities adopted for FY 1996-97 continue the priorities that have been in effect for several years.

Fiscal Impact

(a) *Commonwealth.* The tax credits extended to corporations and businesses under these amendments represent a proportionate reduction in Commonwealth corporate tax revenues. The costs are substantially justified by

the creation and retention of jobs and the amelioration of the factors which tend to cause poverty within this Commonwealth.

(b) *Political Subdivisions.* The amendments have no measurable cost-effect upon political subdivisions.

(c) *Public.* The amendments continue the tax credits to eligible business firms and private companies.

Paperwork

Organizations interested in participating in the special program priorities for the NATCP shall submit an addendum to their original Neighborhood Assistance Plan proposal. The original proposal is submitted on a Neighborhood Assistance Act Tax Credit form with supporting documentation.

Private companies and neighborhood organizations interested in participating in the special program priorities for the EZTCP shall submit an addendum to their original EZP project application proposal using the Bureau of Human Resources' proposal format.

Regulatory Review

Notice of proposed rulemaking has been omitted under section 204(3) of the act of July 31, 1968 (P. L. 769, No. 240) (CDL) (45 P. S. § 1204(3)), which specifies that a regulation may be adopted without notice of proposed rulemaking if proposed rulemaking procedures are "in the circumstances impracticable, unnecessary, or contrary to the public interest." The proposed rulemaking procedures in this instance are not necessary because the special program priorities for FY 1996-97 continue the priorities that were in effect last year. The only changes being made to these regulations is to change the reference to the "1995-96" fiscal year to the "1996-97" fiscal year.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Department submitted a copy of the amendments with proposed rulemaking omitted on October 18, 1996, to the Independent Regulatory Review Commission (IRRC), the Chairperson of the House Committee on Urban Affairs and the Chairperson of the Senate Committee on Local Government. On the same date, the amendments were submitted to the Office of Attorney General for review and approval under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506). In accordance with section 5(c) of the Regulatory Review Act, the amendments were deemed approved by the House Committee on November 7, 1996 and deemed approved by the Senate Committee on November 7, 1996. IRRC met on November 7, 1996, and approved the amendments.

Effective Date/Sunset Date

(a) These amendments will become effective upon final publication in the *Pennsylvania Bulletin*.

(b) The amendments by law, are monitored on an annual basis and updated as needed.

Contact Person

For an explanation of these amendments contact Jill B. Busch, Deputy Chief Counsel, Department of Community and Economic Development, 416 Forum Building, Harrisburg, PA 17120, (717) 783-8452.

Findings

The Department finds that:

(1) The proposed rulemaking procedures in sections 201 and 202 of the CDL (45 P. S. §§ 1201 and 1202) are impracticable and unnecessary, because the special program priorities for FY 1996-97 continue the priorities that were in effect last year. The only changes being made to these regulations is to change the reference to the "1995-96" fiscal year to the "1996-97" fiscal year.

(2) Public notice of intention to adopt the amendments has been omitted under section 204 of the CDL (45 P. S. § 1204) and the regulation thereunder, 1 Pa. Code § 7.4.

(3) Delay in implementing the amendments will have a serious adverse impact on the public interest.

Order

The Department, acting under the authorizing statute, orders that:

(a) The regulations of the Department, 16 Pa. Code Chapter 15, are amended by amending §§ 15.41b and 15.49a to read as set forth in Annex A, with ellipsis referring to the existing text of the regulations.

(b) The Department shall submit this order and Annex A to the Office of Attorney General and the Office of General Counsel for approval as to legality as required by law.

(c) This order shall take effect upon publication in the Pennsylvania Bulletin.

THOMAS B. HAGEN, Secretary

(Editor's Note: See 26 Pa.B. 5766 (November 23, 1996), for the text of the order of the Independent Regulatory Review Commission relating to this document).

Fiscal Note: 4-60. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 16. COMMUNITY AFFAIRS

PART I. DEPARTMENT OF COMMUNITY AFFAIRS

CHAPTER 15. NEIGHBORHOOD ASSISTANCE PROGRAM

§ 15.41b. Special program priorities.

For Fiscal Year 1996-97, the special program priorities will be accepted in four categories: community development, comprehensive services, affordable housing programs and enterprise zone programs. Projects in each category shall relate to activities which will improve the physical and economic environment of low income neighborhoods or which will contribute to neighborhood stabilization by reversing patterns of deterioration and blight. The projects shall demonstrate the local commitment through partnerships of community based organizations, local government and the private sector. The following paragraphs set forth the requirements for the project to be eligible for tax credit valuation of 70%.

* * * * *

(5) Limitations. During Fiscal Year 1996-97, the Department will allocate no more than \$1.3 million of the available tax credits for valuation at 70%. No more than \$1 million dollars of the tax credits will be allocated to the combined applicants for community development and affordable housing projects, and no more than \$300,000 will be awarded for comprehensive service programs.

Approval of projects under special program priorities will be contingent upon the availability of tax credits.

(6) Applicability. The special program priorities in this section are applicable to programs implemented during Fiscal Year 1996-97.

* * * * *

§ 15.49a. Enterprise Zone Tax Credit Program—special program priorities.

(a) Applicability. The special program priorities in this section are applicable to projects for the Fiscal Year 1996-97.

(b) Special program priority status. For the Fiscal Year 1996-97, special program priority status may be granted for projects that will provide employment opportunities for low-income residents of this Commonwealth, or enhance public facilities. If approved under this section, projects will receive tax credits equal to 30% of eligible project costs, up to the maximum amount approved by the Department. The Commonwealth will consider all 20% tax credit requests prior to consideration of 30% tax credit addendum requests for Fiscal Year 1996-97. To qualify for the 30% tax credit, projects shall submit an addendum that addresses the following requirements:

* * * * *

[Pa.B. Doc. No. 97-6. Filed for public inspection January 3, 1997, 9:00 a.m.]

Title 31—INSURANCE

INSURANCE DEPARTMENT

[31 PA. CODE CH. 66]

No-Fault Motor Vehicle Insurance

The Insurance Department (Department) hereby deletes Chapter 66 under the authority of sections 506 and 1502 of The Administrative Code of 1929 (71 P. S. §§ 186 and 412); 75 Pa.C.S. Chapter 17 (relating to financial responsibility); and 75 Pa.C.S. § 6103 (relating to promulgation of rules and regulations by department). Notice of proposed rulemaking is omitted in accordance with section 204(3) of the act of July 31, 1968 (P. L. 769, No. 240) (CDL) (45 P. S. § 1204(3)).

Purpose

The purpose of this final omitted rulemaking is to repeal Chapter 66 (relating to no-fault automobile insurance) to eliminate obsolete regulations. By order of section 10 of the act of February 12, 1984 (P. L. 26, No. 11), the No-Fault Motor Vehicle Insurance Act (40 P. S. §§ 1009.101—1009.701) was repealed. Section 12 of the act of February 12, 1984 (P. L. 53, No. 12) provided for October 1, 1984, as the effective date of the repeal.

The No-Fault Motor Vehicle Insurance Act was replaced by 75 Pa.C.S. Chapter 17, which became effective on October 1, 1984, for automobile insurance policies issued or renewed on or after this date. On September 28, 1995, the Department adopted regulations to implement the new law in Chapter 67 (relating to motor vehicle responsibility law).

Since the entire no-fault statutory scheme was replaced by a new statute and regulations more than a decade ago, the regulations adopted to implement the No-Fault Motor Vehicle Insurance Act are obsolete and no longer needed.

Under section 204(3) of the CDL, notice of proposed rulemaking may be omitted if the agency finds that the notice procedures are impracticable and unnecessary. This deletion of Chapter 66 eliminates obsolete regulations which are no longer applicable to motor vehicle insurance policies issued in this Commonwealth. Furthermore, public comments cannot change the obsolete status of these regulations. Accordingly, the Insurance Commissioner finds that the proposed rulemaking procedures in sections 201 and 202 of the CDL (45 P. S. §§ 1201 and 1202) are impracticable and unnecessary in this situation.

Affected Parties

There are no parties affected by the deletion of Chapter 66.

Fiscal Impact

There is no fiscal impact from the deletion of Chapter 66.

Paperwork

There is no impact on paperwork as a result of the deletion of Chapter 66.

Effectiveness/Sunset Date

This order is effective upon publication in the *Pennsylvania Bulletin*. No sunset date has been assigned because the order repeals obsolete regulations.

Contact Person

The person to contact for information on this matter is Carolyn Montgomery, Director, Bureau of Consumer Services, 1321 Strawberry Square, Harrisburg, PA 17120, (717) 783-2153.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), the Department submitted a copy of the regulations with the proposed rulemaking omitted on November 1, 1996, to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the Senate Banking and Insurance Committee and the House Insurance Committee. On the same date, the regulations were submitted to the Office of Attorney General for review and approval under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506). In accordance with section 5(c) of the Regulatory Review Act, the regulations were deemed approved by the Senate Banking and Insurance Committee on November 24, 1996, and deemed approved by the House Insurance Committee on November 24, 1996. IRRC met on November 21, 1996, and approved the regulations.

Findings

The Insurance Commissioner finds that:

(1) There is good cause to delete the regulations effective upon publication. Deferral of the effective date of the deletion of the regulations is impractical or contrary to the public interest under section 204 of the CDL because there is no purpose served by deferring the effective date, and an immediate effective date best serves the public interest by repealing unnecessary regulations.

(2) There is good cause to forego public notice of the intention to delete Chapter 66 because public notice of the deletion is unnecessary and impractical, for the following reasons:

(i) Deletion of the regulations eliminates a rulemaking that is obsolete and no longer applicable to motor vehicle insurance policies issued in this Commonwealth.

(ii) Public comment cannot change the fact that the regulations are unnecessary.

Order

The Insurance Commissioner, acting under authority under the statutory authority, orders that:

(a) The regulations of the Department, 31 Pa. Code Chapter 66, are amended by deleting §§ 66.1, 66.2, 66.11, 66.12, 66.21, 66.31, 66.41, 66.51—66.57, 66.81, 66.101—66.104, 66.111, 66.112, 66.121—66.123, 66.131, 66.141—66.145, 66.151—66.158 and 66.201 to read as set forth in Annex A.

(b) The Department shall submit this order and Annex A to the Office of the Attorney General and Office of General Counsel for approval as to form and legality as required by law.

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

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

LINDA S. KAISER,
Insurance Commissioner

(Editor's Note: For the text of the order of the Independent Regulatory Review Commission relating to this document, see 26 Pa.B. 5915 (December 7, 1996).)

Fiscal Note: 11-136. No fiscal impact; (8) recommends adoption.

Annex A
TITLE 31. INSURANCE
PART II. AUTOMOBILE INSURANCE
CHAPTER 66. [Reserved].

[Pa.B. Doc. No. 97-7. Filed for public inspection January 3, 1997, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING

Action on Applications

The Department of Banking of the Commonwealth of Pennsylvania, 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 December 24, 1996.

BANKING INSTITUTIONS

Branch Applications

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-18-96	West Milton State Bank West Milton Union County	1025 N. Main St. Watsonstown Delaware Township Northumberland County	Opened
12-18-96	First Capitol Bank York York County	2170 White Street York West Manchester Twp. York County	Approved
12-18-96	Northern Central Bank Williamsport Lycoming County	10 Reitz Boulevard Lewisburg Union County	Approved
12-19-96	First Republic Bank Philadelphia Philadelphia County	1408 Old York Road Abington Montgomery County	Filed
12-19-96	First Republic Bank Philadelphia Philadelphia County	Germantown Pike and Swede Road East Norriton Twp. Montgomery County	Filed
12-19-96	Penn Security Bank and Trust Company Scranton Lackawanna County	Northeast Corner of PA Route 447 and US Business Route 209 East Stroudsburg Monroe County	Approved
12-20-96	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	Clemens Food Market Ridge and Butler Pikes Conshohocken Montgomery County	Filed
12-20-96	Beneficial Mutual Savings Bank Philadelphia Philadelphia County	Clemens Food Market Route 413 and Doublewoods Road Langhorne Bucks County	Filed
12-23-96	Founders' Bank Bryn Mawr Montgomery County	300 W. State Street Media Delaware County	Approved

Branch Consolidations

<i>Date</i>	<i>Name of Bank</i>	<i>Location</i>	<i>Action</i>
12-17-96	S & T Bank Indiana Indiana County	<i>At:</i> 14 West Long Ave. Dubois Clearfield County	Approved
		<i>Into:</i> 35 West Scribner Ave. Dubois Clearfield County	

Section 112 Applications

<i>Date</i>	<i>Name of Individual</i>	<i>Action</i>
12-17-96	Howard E. Groff to acquire up to 15% of the common stock of Sterling Financial Corporation, Lancaster	Approved

SAVINGS ASSOCIATIONS

No activity.

CREDIT UNIONS

No activity.

RICHARD C. RISHEL,
Secretary

[Pa.B. Doc. No. 97-8. Filed for public inspection January 3, 1997, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council; Meeting Notice

A meeting of the Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources will be held on Monday, January 13, 1997, at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items can be directed to Kurt Leitholf at (717) 705-0031.

Persons in need of accommodations as provided for in the Americans With Disabilities Act of 1990 should contact Glenda Miller directly at (717) 772-9087 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

JOHN C. OLIVER,
Secretary

[Pa.B. Doc. No. 97-9. Filed for public inspection January 3, 1997, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Adult Education Fund Priorities for 1997-98

A. Section 353 of the Adult Education Act, P. L. 91-230, as amended by the National Literacy Act of 1991, requires the Department of Education (DOE), through its State Plan for Adult Education, to use not less than 15% of its annual Federal allotment of adult education funds from the U. S. Department of Education for special experimental demonstration and teacher training (staff development) adult education projects, as defined in the act.

B. The Federal objectives for these grants are to:

"1. Promote special projects which will be carried out in furtherance of the purposes of the Act and which—

a. involve the use of innovative methods (including methods for educating persons with handicaps, the homeless, and persons of limited English proficiency), systems materials, or programs which may have National significance or will be of special value in promoting effective programs under this title, or

b. involve programs of adult education, including education for persons with handicaps, the homeless, and persons of limited English proficiency, which are part of community school programs, carried out in cooperation with other Federal, State, or local programs which show unusual promise in promoting a comprehensive or coordinated approach to the problems of persons with educational deficiencies; and

2. Train persons engaged, or preparing to engage, as personnel in programs designed to carry out the purposes of this title."

C. The State objectives for these grants are to strengthen Pennsylvania's adult basic education programs through research, evaluation and demonstration of methods, programs, techniques or operational/administrative systems to improve adult education services (special experimental demonstration projects) and to provide training for personnel working in or preparing to work in adult basic education programs (staff development). Emphasis on staff development will be on the following:

1. Training for full-time professional adult educators;
2. Training for minority educators;
3. Training for educators of adults with limited English proficiency; and
4. Training teachers to recognize and more effectively serve illiterate individuals with learning disabilities and individuals who have a reading ability below the 5th grade level.

II. Section 353 Priorities for 1997-98

The following section 353 priorities for 1997-98 have been developed as a result of suggestions/recommendations by adult education providers throughout the State, by section 353 Task Force members, and by DOE Bureau of Adult Basic and Literacy Education staff. Priorities fall in three general categories as follows: A. Special experimental demonstration projects for State-wide or regional impact; B. Staff development projects designed for Statewide or regional impact; C. Mini-grant projects of up to \$5,000 designed to assist programs with the adoption or adaptation of exemplary projects; with the development of an experimental demonstration project

designed for local impact; or to address individual program needs in staff development.

Fiscal Year 1997-98 Priorities 353

A. *Special Demonstration*

1. *Adult Learning Competencies*: Identify curriculum that supports adult learning competencies as identified in the 1995-1996 Adult Learner Competencies Project. Project should conduct an environmental scan to determine what is available from both commercially developed sources and exemplary State and National 353 projects. The project should also provide a competency-based resource guide that describes the resources for the instruction of ABE, GED, ESL and literacy adult learners correlating to the list of competencies for adult learners as workers, family members and citizens. The project should also develop and implement a training program linking curriculum, assessment and instruction to the competencies.

2. *Alternate High School Diploma*: This project will provide direction for the establishment of alternate high school diploma programs for adults in the Commonwealth. Applicant will provide leadership and provide technical assistance to school districts that wish to institute an external degree program.

3. *Alternate High School Diploma Program*: Building on models designed in FY 1996-1997, the project will implement an alternative high school diploma program. Project providers must collaborate with local school districts in developing curriculum and supporting policy.

4. *Community Planning*: Increase the number of Building Communities for Learning (BCL) community-based planning sites through expansion of field-driven mentoring outreach, training and technical assistance. Applicants must be a Statewide organization with broad-based membership and collaborate with the Professional Development Centers to encourage and support the growth and development of existing community-based planning sites.

5. *School-to-Work*: Project will develop a model that incorporates the common features of school-based and work-based learning of the School-to-Work Opportunities Act for the adult learners. The model must be incorporated with an identified School-to-Work Local Partnership and applicant must be signed on to the Local Partnership Compact and tied to training for the incumbent workforce and/or partner with Job Center/Office of Public Assistance to increase School-to-Work opportunities for adults. Preference will be given to applicants that are involved in or have been involved in School-to-Work planning grants.

6. *Student Recognition*: Manage an event that includes the technical editing of field-submitted student success stories focusing on the role of adult education in the lives of the nominated students; the interviewing and photographing of ten finalists; and the preparation, publication and dissemination of a Success Stories booklet including suggested adaptations for local use. Applicant will collaborate with an identified staff person in the Bureau of Adult Basic and Literacy Education in the development of the project. Applicant must plan for a circulation of approximately 2,000 copies across the Commonwealth with distribution as requested by the Department of Education.

7. *Recognition of Excellent Educators and Instructors*: A project to research, develop and implement a recognition activity for excellent adult educators. A panel will establish criteria for selection, develop a nominating process and suggest recognition activities. Applicant should develop a guide for honoring excellent practitioners to assist

local programs in sponsoring outstanding practitioners and honoring their candidates. Ten excellent tutors/teachers will be chosen Statewide and honored at PAACE Midwinter Conference. A description of these outstanding practitioners will be published in a 1998 ABE Practitioners' Yearbook. Applicant must plan for a circulation of approximately 2,000 copies across the Commonwealth with distribution as requested by the Department of Education.

8. *Performance Standards in Volunteer Programs*: Import and adapt volunteer-based competency checklist and assessment system developed in the Oregon Project, the project will support the assessment of adult learning competencies in volunteer based agencies by piloting the volunteer assessment process in a number of literacy councils. The final product of the project will be recommendations to the Bureau on performance standards that can be used to evaluate volunteer programs.

9. *PDE Student/Staff/Tutor Database*: This project will continue the development of a student/staff information system which incorporates the needs and requirements of the local adult education agency and ABE. Through a survey of the participants in the PC Database project, the applicant will evaluate the problems to be corrected in the revised database system and incorporate the programming already developed in prior data collection projects.

10. *Evaluation of the Impact of Professional Development Offerings*: Conduct an inquiry project with professional developers to determine how to evaluate the impact of professional development activities on changing practitioner practices and ultimately improving learner outcomes. The project must culminate in a set of recommendations to the Bureau on how effectively to evaluate the impact of professional development activities at the practitioner, learner and program levels.

B. *Professional Development*

1. *Institutes*: Administrative, fiscal management and support for Statewide adult basic education Institutes for administrators, practitioners, counselors and volunteers. Institutes will include follow up training and evaluation of the effectiveness of the training through the Professional Development Centers. Applicants should state for which institute the application is made in the Letter of Intent. The Bureau will provide interested applicants with specific instructions to be followed in developing the application for the selected institute.

English as a Second Language

New Teacher (should address the training issue for the time when new teachers are hired)

Volunteer strand

Paid full and part time staff strand

2. *Dissemination of 353 projects*: A review of current and/or past section 353 special demonstration and staff development projects to include a design for identification, packaging and delivery of exemplary projects from PA and other states and the dissemination of these significant packaged projects through a Statewide publication to be published a minimum of six times a year. Applicant must plan for a circulation of approximately 2,500 copies across the Commonwealth with distribution as requested by the Department of Education.

3. *Training Development*: Building on the project begun in 1996-1997, coordinate the review and selection of training materials for professional development in designated content areas. The project must collect existing training modules, review for applicability and adapt the

materials for use in Pennsylvania. Identified content area specialists should be used in a committee process for development of the training modules and procedures. The training modules should be provided to the field through the regional professional development centers.

4. *Train the Trainers*: A project to identify trainers Statewide who will provide training identified for practitioners in adult education funded programs. The project will determine the responsibilities, duties and qualifications for trainers in specified content areas, determine a process for selecting trainers and determine and deliver the training for the trainers. The project will establish the effective means by which the identified trainers are made available to programs in the Commonwealth through administrative and fiscal support and the standardization of a deployment system.

5. *Communications for Professional Development*: The project will direct and provide systematic communication and coordination between professional development service providers and adult basic and literacy education practitioners. The activities will include direction for technology operations such as on line and world wide web communications. The project must also provide for the design and/or publication of newsletters, handbooks and brochures as needed by adult education providers in the Commonwealth.

6. *Administration, Fiscal Management and Support*: Project will provide Statewide adult basic education staff development activities and other Department of Education activities that include: 1) provision for a series of meetings of the State Plan Task Force; 2) provision for a series of hearings on the revised State Plan; 3) provision for support of special demonstration and staff development activities that include honoraria for presenters at State-sponsored activities; 4) provision for section 353 special projects and staff development presentations at Statewide conferences.

7. *Adult Education Newsletter*: A general adult basic education newsletter to be published a minimum of 5 times a year at a length of eight pages or longer in order to disseminate 353 information, in-service techniques, and other areas and items of interest to adult basic education practitioners and program supporters in Pennsylvania. Applicants must plan for a circulation of approximately 2,500 copies across the Commonwealth with distribution as requested by the Department of Education for the duration of the project.

8. *Learning Differences*: Deliver Statewide training and technical assistance on learning differences through the Professional Development Centers. The project application must address how the training and technical assistance will incorporate work being done Nationally through such projects as the National Adult Literacy and Learning Disabilities Center and the University of Kansas Center for Research on Learning. The application must also address how the training will be delivered in relationship to ABLE's Guiding Principles for Professional Development.

9. *Learning from Practice*: Continue to develop and implement learning from practice activities into established adult basic and literacy education agencies. While the project may continue to support a variety of inquiry groups (program-based, cross program regional, institutes, online, and the like), it should also strengthen the capacity of local leaders (PDC staff, area teachers and other practitioners) throughout the State to integrate learning from practice approaches into a wide variety of

professional development activities at the program, regional and State levels. This project should build on the models currently implemented within the State as well as Nationally. Desired components include a networking system for participants, leadership development, evaluation and publication of practitioner findings and training materials.

C. Mini-Grants—Applications of up to \$5,000 designed to address either special demonstration/experimental or staff development projects of local impact.

The Department will also entertain grants that address the following topics:

1. Those agencies developing new models that integrate basic skills instruction with the requirements of welfare reform initiatives should document and evaluate the effectiveness of their program of instruction through the collection of data on the delivery of the instruction in light of welfare reform requirements.

2. Applicant should research and document the educational delivery system as related to learner outcomes in the agency by examining the intensity of its services, its model of delivery—whether open-entry/open-exit versus required number of hours, small group/one-on-one/large group-against learner outcomes, accomplishment of individual learner and program goals.

III. General Instructions

A. This is a competitive grant process. Eligible applicants include State educational agencies, local educational agencies and public and private nonprofit agencies, organizations and institutions. Funding will be for programs accomplished during the period July 1, 1997, through June 30, 1998.

B. A minimum of 25% non-Federal/non-State funds is required as a local match for the grant. This local match may be cash or in-kind.

C. Applications within the Commonwealth of Pennsylvania for grants under section 353 of the Adult Education Act are screened and evaluated at the Department of Education by a section 353 Task Force made up of experts in the adult education field. Proposals with merit which have the most potential of achieving high priority objectives of the Adult Education Act and the Pennsylvania Adult Education Plan at the most reasonable cost will be funded, subject to the availability of funds.

D. Applications must address only one of the priorities listed in the priorities in Section II. Any application which addresses more than one priority will not be considered for funding.

E. Prior to submitting an application for a Special Demonstration Project applicants should review the literature that relates to a potential project using the appropriate State Literacy Resource Center (AdvancE or Western Pennsylvania State Literacy Resource Center) to ensure the uniqueness or applicability of the proposed project. The results of this review must be addressed in the application.

F. Section 353 proposals also should be reflective, as much as possible, of the goals, objectives and activities of the Pennsylvania—Adult Education State Plan: Fiscal Years 1990-94. Applicants should consult this plan as they prepare proposals. Copies of the plan are available at the State Literacy Resource Centers.

G. For the purposes of these section 353 Funds, an adult is defined as an out-of-school youth who is 16 years of age or older. Adult Basic Education (ABE) encompasses

instruction at the 0-8 grade level; General Education Development (GED) encompasses instruction to enable undereducated adults to successfully pass the GED test; (9-12 grade level) and English As a Second Language (ESL) encompasses instruction of English to adults whose primary language is not English.

H. Prospective applicants who desire application forms, and application guidelines, should request those materials by submitting a letter of intent to apply for a grant to Chief, Special Programs and Projects Division, Bureau of Adult Basic and Literacy Education, Department of Education, 333 Market Street, 12th Floor, Harrisburg, PA 17126-0333 by January 31, 1997 (proposal will be due March 14, 1997). The letter of intent should state which priority in Section II and the particular topic the applicant intends to address in the proposal and include a one sentence description of the purposes of the project. A letter of intent must be submitted for each separately proposed project application. These letters of intent may not be faxed to the Bureau. Upon receipt of the letter of intent at the Bureau, the potential applicant will be provided a copy of the guidelines to use in the preparation of the application.

EUGENE W. HICKOK, Jr.,
Secretary

[Pa.B. Doc. No. 97-10. Filed for public inspection January 3, 1997, 9:00 a.m.]

Availability of Adult Education Act Section 322 Funds for Adult Basic Education for Program Year 1997-98

The Adult Education Act as amended by the National Literacy Act of 1991 provides funds to local agencies through the Department of Education for the establishment of adult education programs that will:

1. enable all adults to acquire basic educational skills necessary for literate functioning;
2. provide these adults with sufficient basic education to enable them to benefit from job training and retraining programs in order to obtain and retain productive employment so that they might more fully enjoy the benefits and responsibilities of citizenship; and
3. enable adults who so desire to continue their education to at least the level of completion of secondary school.

Eligible applicants include local education agencies and public or private nonprofit agencies, organizations and institutions. A for-profit agency is eligible to participate in the program only if it is part of a consortium with a local education agency or other eligible sponsor, with the nonprofit agency acting as fiscal agent. A for-profit organization must also have the capability and capacity to augment significantly the adult education services of such a consortium.

Consistent with the purpose of the Adult Education Act, for Program Year 1997-98, the Department of Education will give primary consideration to programs for the educationally disadvantaged.

Priority for funding will be given to applicants for the continuation of existing programs that have demonstrated an ability to produce results consistent with the objectives of the Adult Education Act.

The Federal share of a grant will be 75% of the total cost of the program. The applicant must provide 25%

match of the total cost of the program. The local match may be in kind. Other Federal funds may not be used for the local match unless specifically identified as eligible for use as matching funds.

Restrictions placed upon the Department of Education by the U. S. Department of Education on the administration of the grant include:

1. Not more than 20% of the Federal grant to the State Department of Education may be used for programs of equivalency for a certificate of graduation from a secondary school.
2. Not less than 10% of the State's allotment must be used for adult education for institutionalized adults.
3. Not more than 5% of a local applicant's grant may be used for administrative costs, unless a higher percent is approved in advance by the Bureau of Adult Basic and Literacy Education, Department of Education.

Application due dates:

1. For applications to renew existing programs in accordance with the funds allocation letters published by the Bureau of Adult Basic and Literacy Education, the due date is March 28, 1997.
2. For applications to expand existing programs or to initiate new programs in accordance with procedures described in the 1997-98 Applications Procedures and Program Guidelines Annex, the due date is April 30, 1997.

Note: The Bureau reserves the right to consider proposals received after the deadlines and, if appropriate, to approve them if and when funds become available.

Application Procedures and Program Guidelines will be mailed to current adult basic education providers in mid-January. Others desiring additional information or Application Procedures and Program Guidelines may obtain them after January 10, 1997, by written request to Chief, Regional Programs Division, Bureau of Adult Basic and Literacy Education, Department of Education, 333 Market Street, 12th Floor, Harrisburg, PA 17126-0333.

All potential applicants are urged to attend one of the following combined proposal development workshops for Federal Adult Education Act, Section 322, and State Adult Literacy Program, Act 143 of 1986. In order to ensure timely administration and processing of applications, both the grant writer and the fiscal officer should attend the workshop.

Section 322/Act 143 Administrative Workshops

<i>Date/Time</i>	<i>Site</i>
January 29, 1997 10 a.m.	Saegertown Saegertown High School (located just behind the elementary school) Administration Rooms (Saegertown exit off I-79, Rte 198, on right—East)
January 30, 1997 10 a.m.	Pittsburgh Bidwell Training Center 1815 Metropolitan Street Auditorium
January 31, 1997 10 a.m.	Altoona Altoona Area High School Community Education Center 6th Avenue and 45th Street

<i>Date/Time</i>	<i>Site</i>
February 10, 1997 10 a.m.	Harrisburg Harrisburg Area Community College One HACC Drive Alumni Lounge (Cooper 204)
February 12, 1997 10 a.m.	Scranton Marywood College 2300 Adams Street Nazareth Hall Student Center Crystal Room
February 13, 1997 10 a.m.	Philadelphia Community College of Philadelphia (Near 17th and Spring Garden across from Bonnell Building) Winet Student Life Center (Parking available in garage adjacent to Winet Building)
February 14, 1997 10 a.m.	Norristown Montgomery County IU # 23 1605-B W. Main Street

All completed section 143 applications are due in Harrisburg on or before 5 p.m., March 14, 1997.

EUGENE W. HICKOK, Jr.,
Secretary

[Pa.B. Doc. No. 97-11. Filed for public inspection January 3, 1997, 9:00 a.m.]

Availability of State Grant Funds for Adult Literacy Programs

Act 143 of 1986, as approved by the General Assembly of the Commonwealth of Pennsylvania and signed into law on October 22, 1986, established the Pennsylvania Adult Literacy Education Grant Program. This program is administered by the Pennsylvania Department of Education for adult literacy programs that will:

1. enable out-of-school youth and adults 17 years of age and older who are nonreaders or who read below the 5th grade level or who lack basic English language proficiency to improve their basic skills in order to increase their prospects for a more productive life, and
2. expand the availability of adult literacy and other adult education programs, including volunteer programs, in the Commonwealth.

Eligible applicants include literacy councils, libraries, local education agencies, community colleges, and public and private nonprofit agencies, organizations and institutions. Priority consideration will be given to applications that will conduct programs that expect to enroll high numbers of eligible adults who are receiving public assistance; do not have high school diplomas; are members of minority groups; and/or have less than a 5th grade reading level. Priority also will be given to programs that provide client outreach and referral activities that are coordinated with other adult education and literacy programs, county assistance office, social service agencies, offices of employment security, Job Training Partnership Act (JTPA) programs, and other community groups or agencies that provide services and assistance to persons in need of basic literacy skills.

Restrictions placed upon the State Department of Education for the administration of the grant by Act 143 are:

1. No more than 20% of the annual appropriation shall be used to provide education to institutionalized adults.
2. No more than 20% of the annual appropriation shall be used for programs of equivalency for a certificate of graduation from a secondary school.
3. At least 20% of the annual appropriation shall be used for training volunteer adult literacy tutors.
4. No more than 10% of any grant to an eligible agency may be used for support services.
5. No more than 10% of any grant to an eligible agency may be used for administration.

Application Procedures and Program Guidelines will be mailed to current adult basic education providers in mid-January. Others desiring additional information or Application Procedures and Program Guidelines may obtain them after January 10, 1997, by written request to Chief, Regional Programs Division, Bureau of Adult Basic and Literacy Education, Department of Education, 333 Market Street, 12th Floor, Harrisburg, PA 17126-0333.

All potential applicants are urged to attend one of the following combined proposal development workshops for Federal Adult Education Act, Section 322, and State Adult Literacy Program, Act 143 of 1986. In order to ensure timely administration and processing of applications, both the grant writer and the fiscal officer should attend the workshop.

Section 322/Act 143 Administrative Workshops

<i>Date/Time</i>	<i>Site</i>
January 29, 1997 10 a.m.	Saegertown Saegertown High School (located just behind the elementary school) Administration Rooms (Saegertown exit off I-79, Rte 198, on right—East)
January 30, 1997 10 a.m.	Pittsburgh Bidwell Training Center 1815 Metropolitan Street Auditorium
January 31, 1997 10 a.m.	Altoona Altoona Area High School Community Education Center 6th Avenue and 45th Street
February 10, 1997 10 a.m.	Harrisburg Harrisburg Area Community College One HACC Drive Alumni Lounge (Cooper 204)
February 12, 1997 10 a.m.	Scranton Marywood College 2300 Adams Street Nazareth Hall Student Center Crystal Room
February 13, 1997 10 a.m.	Philadelphia Community College of Philadelphia (Near 17th and Spring Garden across from Bonnell Building) Winet Student Life Center (Parking available in garage adjacent to Winet Building)
February 14, 1997 10 a.m.	Norristown Montgomery County IU # 23 1605-B W. Main Street

All completed section 143 applications are due in Harrisburg on or before 5 p.m., March 14, 1997.

EUGENE W. HICKOK, Jr.,
Secretary

[Pa.B. Doc. No. 97-12. Filed for public inspection January 3, 1997, 9:00 a.m.]

Availability of State Grant Funds for Pennsylvania Literacy Corps Programs for Program Year 1997-98

The Pennsylvania Adult Literacy Act (Act 143), as approved by the General Assembly of Pennsylvania, provides funds for grants to support adult literacy in the Commonwealth for Program Year 1997-98. Funds also are available to provide grants for the conduct of the Pennsylvania Literacy Corps Program. This program is administered for the Secretary of Education by the Bureau of Adult Basic and Literacy Education.

The mission of the Pennsylvania Literacy Corps Program is to promote lifelong involvement in community service while enhancing the curricula of higher education institutions with service learning opportunities that assist in resolving community literacy problems. Specifically, the Pennsylvania Literacy Corps strives to:

mobilize college students to help overcome the illiteracy problem in the Commonwealth;

encourage higher education institutions to promote and support community service as an integral part of the college curriculum; and

establish collaborative working partnerships between higher education institutions and providers of adult basic education and literacy services.

Grant funds are available in amounts up to \$35,000 per program to support collaborative efforts between institutions of higher education and adult basic and literacy education providers to establish and conduct a Pennsylvania Literacy Corps Program during the period July 1, 1997 to June 30, 1998. The applicant for the grant may be either the higher education institution or the adult basic and literacy education provider; however, the application must reflect a collaborative partnership which meets the goals of the Pennsylvania Literacy Corps Program and provides for college students to devote a minimum of 40 hours of volunteer service with an adult basic and literacy education program as part of their course work.

Priority consideration for the award of grants will be to applicants for a partnership and higher education institutions and a volunteer based adult basic and literacy education provider.

Completed applications must be received at the Bureau of Adult Basic and Literacy Education, Department of

Education, on or before April 11, 1997. Application packets and guidelines may be obtained by written request to Chief, Regional Programs Division, ATTN: PLC, Bureau of Adult Basic and Literacy Education, Department of Education, 333 Market Street, 12th Floor, Harrisburg, PA 17126-0333.

All potential applicants are urged to attend one of the following combined proposal development workshops for Federal Adult Education Act, Section 322, and State Adult Literacy Program, Act 143 of 1986. In order to ensure timely administration and processing of applications, both the grant writer and the fiscal officer should attend the workshop.

Section 322/Act 143 Administrative Workshops

<i>Date/Time</i>	<i>Site</i>
January 29, 1997 10 a.m.	Saegertown Saegertown High School (located just behind the elementary school) Administration Rooms (Saegertown exit off I-79, Rte 198, on right—East)
January 30, 1997 10 a.m.	Pittsburgh Bidwell Training Center 1815 Metropolitan Street Auditorium
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February 14, 1997 10 a.m.	Norristown Montgomery County IU # 23 1605-B W. Main Street

All completed section 143 applications are due in Harrisburg on or before 5 p.m., March 14, 1997.

EUGENE W. HICKOK, Jr.,
Secretary

[Pa.B. Doc. No. 97-13. Filed for public inspection January 3, 1997, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

The following parties have applied for an NPDES permit to discharge controlled wastewaters into the surface waters of this Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standard

and regulations the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain effluent limitations and special conditions. These proposed determinations are tentative.

Where indicated, the EPA, Region III, Regional Administrator has waived a right to review or object to this proposed permit action under the waiver provision 40 CFR 123.6E.

Persons wishing to comment on the proposed permit are invited to submit a statement to the Field Office indicated as the office responsible, within 30 days from the date of this public notice. 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 Field Office of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held if the Field Office considers the public response significant.

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

The application and related documents, proposed effluent limitations and special conditions, comments received and other information are on file and may be inspected and arrangements made for copying at the Field Office indicated above 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 proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Applications for National Pollutant Discharge Elimination System (NPDES) permit to discharge to State waters.

Southeast Regional Office, Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

PA 0001929. Industrial waste, SIC: 3262, **Royal Monarch, Ltd.**, 6th Street and 2nd Avenue, Beaver Falls, PA 15010.

This application is for renewal of an NPDES permit to discharge treated process water, cooling water and stormwater from the Beaver Falls Plant in Beaver Falls, **Beaver County**.

The following effluent limitations are proposed for discharge to the receiving waters Beaver River, classified as a warm water fishery with existing and/or potential uses for aquatic life, water supply and recreation. The first existing/proposed downstream potable water supply (PWS) is Beaver Falls Municipal Authority, located at New Brighton Plant, P. O. Box 400, 1425 8th Avenue, Beaver Falls, PA 15010, 2.26 miles below the discharge point.

Outfall 001: existing discharge, design flow of 0.015 mgd.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
Flow (mgd)	monitor and report				
Suspended Solids			30		60
Oil and Grease			15		30
pH	6.0—9.0				

Outfall 002: existing storm water discharge.

Parameter	Mass (lb/day)		Concentration (mg/l)		
	Average Monthly	Maximum Daily	Average Monthly	Maximum Daily	Instantaneous Maximum
	This outfall is permitted to discharge uncontaminated stormwater runoff from areas in and around the facility. There are at this time no specific effluent limitations at this outfall.				

The EPA waiver is in effect.

Northcentral Region, Environmental Program Manager, Water Management, 208 West Thrd Street, Suite 101, Williamsport, PA 17701, telephone (717) 327-3666.

PA0040835. SIC: 0921. **Fish and Boat Commission**, 1150 Spring Creek Road, Bellefonte, PA 16823-8458.

This proposed action is for renewal of an NPDES permit for an existing discharge of treated industrial waste to Spring Creek in Benner Township, **Centre County**.

The receiving stream is classified for the following uses: cold water fishery and aquatic life, water supply and recreation.

For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the proposed downstream potable water supply (PWS) considered during the evaluation is located at Lock Haven approximately 30 miles below the discharge.

Outfall 001: The proposed effluent limits, based on a design flow of 4.67 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10.0	20.0
TSS	15.0	30.0
NH ₃ -N		
(5-1 to 10-31)	1.5	3.0
(11-1 to 4-30)	4.5	9.0
Phosphorus—Total	0.3	0.6
Dissolved (3-1 to 10-31)		
Dissolved Oxygen	monitor	
pH	6.0—9.0 s.u. at all times	

Outfall 002: The proposed effluent limits, based on a design flow of 2.29 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10.0	20.0
TSS	15.0	30.0
NH ₃ -N		
(5-1 to 10-31)	1.5	3.0
(11-1 to 4-30)	4.5	9.0
Phosphorus—Total	0.3	0.6
Dissolved (3-1 to 10-31)		
Dissolved Oxygen	monitor	
pH	6.0—9.0 s.u. at all times	

Other Conditions: Whole Effluent Toxicity testing for Outfall 001.

The EPA waiver is in effect.

Southeast Regional Office, Regional Manager, Water Management, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, telephone (610) 832-6130.

PA0057053. Sewage, **James and Marjorie Hill**, 866 Shavertown Road, Boothwyn, PA 19061.

This application is for issuance of an NPDES permit to discharge treated sewage from Hill Residential STP in Concord Township, **Delaware County**. This is a new discharge to an unnamed tributary to the west branch of Chester Creek.

The receiving stream is classified for warm water fish, trout stocking, potable water supply, industrial water supply, livestock water supply, wildlife water supply, irrigation, boating, fishing, water contact sports and esthetics.

The proposed effluent limits for Outfall 001, based on an average flow of 500 gpd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	10	20
Suspended Solids	20	40
Total Residual Chlorine	monitor/report	monitor/report
Fecal Coliforms	200 colonies/100 ml as a geometric average	
pH	within limits of 6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA0055671. Sewage, **Township of Worcester**, 1721 Valley Forge Road, P. O. Box 767, Worcester, PA 19490.

This application is for renewal of an NPDES permit to discharge treated sewage from the Berwick Place sewage treatment plant in Worcester Township, **Montgomery County**. This is an existing discharge to UNT to Skippack Creek.

The receiving stream is classified for warm water fish, trout stocking, potable water supply, industrial water supply, livestock water supply, wildlife water supply, irrigation, boating, fishing, water contact sports and esthetics.

The proposed effluent limits for Outfall 001, based on an average flow of .150 mgd are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅			
(5-1 to 10-31)	10	15	20
(11-1 to 4-30)	20	30	40
Suspended Solids	10	15	20
Ammonia (as N)			
(5-1 to 10-31)	1.5	2.3	3.0
(11-1 to 4-30)	3.0	4.5	6.0
Nitrate & Nitrite (as N)	10	15	20
Phosphorus (as P)	2	3	4

NOTICES

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Average Weekly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
(4-1 to 10-31) Fecal Coliforms	200 colonies/100 ml as a geometric average		
Dissolved Oxygen	minimum of 5.0 mg/l at all times		
pH	within limits of 6.0—9.0 standard units at all times		
Total Silver	monitor/report		
Total Zinc	monitor/report		
Total Residual Chlorine (years 1 and 2)	1.0		2.5
(years 3, 4 and 5)	0.008		0.026

The EPA waiver is in effect.

PA0057045, Industrial waste, **Shryock Brothers, Inc.**, Dorlans Paper Mill, P. O. Box 415, Downingtown, PA 19335-0415.

This application is for issuance of an NPDES permit to discharge stormwater from the Dorlans Paper Mill in Downingtown Borough, **Chester County**. This is an existing discharge to east branch Brandywine Creek.

The receiving stream is classified for warm water fish, trout stocking, migratory fish, potable water supply, industrial water supply, livestock water supply, wildlife water supply, irrigation, boating, fishing, water contact sports, high quality waters and esthetics.

The proposed effluent limits for Outfall 001, based on an average storm event are as follows:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
COD			monitor only
CBOD ₅			monitor only
Total Suspended Solids			monitor only
Oil and Grease			monitor only
pH			monitor only
Total Kjeldahl Nitrogen			monitor only
Total Phosphorus			monitor only
Iron, Dissolved			monitor only

The proposed effluent limits for Outfall 002 based on an average storm event are as follows: not monitored.

The EPA waiver is in effect.

Northwest Regional Office, Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

PA0024937. Sewage, **National Auto/Truck Stops, Inc.**, P. O. Box 78, Nashville, TN 37202-0076.

This application is for renewal of an NPDES permit to discharge treated sewage from a truck stop and restaurant to an unnamed tributary to Twenty Mile Creek in North East Township, **Erie County**. This is an existing discharge.

The receiving water is classified for cold water and migratory fishery, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, there is no public water supply to consider, as the stream discharges into Lake Erie.

The proposed effluent limits, based on average design flow of 0.0169 mgd, are:

Outfall 001:

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
CBOD ₅	25	50
Total Suspended Solids	30	60
NH ₃ -N (5-1 to 10-31)	12	24
Phosphorus As P	1.0	
Dissolved Oxygen	minimum of 3.0 mg/l at all times	
Total Residual Chlorine (interim)	monitor and report	
(final)	0.5	1.2
Fecal Coliforms (5-1 to 9-30)	200 MPN/100 ml as a geometric average	
(10-1 to 4-30)	2,000 MPN/100 ml as a geometric average	
pH	6.0—9.0 standard units at all times	

Outfall 002 (stormwater runoff)

<i>Parameter</i>	<i>Effluent Concentration (mg/l)</i>	
	<i>Average Monthly</i>	<i>Instantaneous Maximum</i>
Total Suspended Solids	30	60
Oil and Grease	15	30
pH	6.0—9.0 standard units at all times	

The EPA waiver is in effect.

PA0222151. Industrial waste. **Witco Corporation**, One American Lane, Greenwich, Connecticut 06831 with the site location address at 77 North Kendall Avenue, Bradford, PA 16701.

This application is for a new NPDES permit to discharge treated groundwater to Tunungwant Creek in Bradford, **McKean County**. This is a new discharge.

The receiving water is classified for the following uses: warm water fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is the PA/NY state line, approximately 2.7 miles below point of discharge.

The proposed discharge limits for Outfall No. 001, based on a design flow of .367 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
Flow (mgd)	XX		
Oil and Grease	15		30
Total Iron	XX		XX
pH	6.0—9.0 at all times		

XX—Monitor and Report on monthly Discharge Monitoring Reports.

The EPA waiver is in effect.

PA0101745. Sewage. **Clarview Rest Home, Inc.**, DBA Clarview Nursing and Rehabilitation Center, R. R. 1, Box 195 Sligo, PA 16255.

This application is for renewal of an NPDES permit to discharge treated sewage to unnamed tributary to Licking Creek in Piney Township, **Clarion County**. This is an existing discharge.

The receiving water is classified for the following uses: trout stocked fishes, aquatic life, water supply and recreation. For the purpose of evaluating effluent requirements for TDS, NO₂-NO₃, fluoride and phenolics, the existing/proposed downstream potable water supply considered during the evaluation is Parker City Water Systems on the Allegheny River located at Patker City, approximately 21 miles below point of discharge.

The proposed effluent limits for Outfall No. 001, based on a design flow of .0146 mgd, are:

<i>Parameter</i>	<i>Average Monthly (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>
CBOD ₅	20	40
TSS	20	40
Fecal Coliforms (5-1 to 9-30) (10-1 to 4-30)	200/100 ml as a geometric average 2,000/100 ml as a geometric average	
Total Residual Chlorine	.5	1.2
Dissolved Oxygen	minimum of 6 mg/l at all times	
pH	6.0—9.0 at all times	

The EPA waiver is in effect.

The following parties have applied for an NPDES permit to discharge stormwater from a proposed construction activity into the surface waters of the Commonwealth. Unless otherwise indicated on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain limitations set forth in the permit and special conditions. These proposed determinations are tentative. Limitations are provided in the permit as erosion and sedimentation control measures and facilities which restrict the rate and quantity of sediment discharged.

Where indicated, the EPA, Region III, Regional Administrator has waived the right to review or object to this

proposed permit action under the waiver provision 40 CFR 123.24(d).

Persons wishing to comment on the proposed permit are invited to submit a statement to the Regional Office or County Conservation District Office indicated as the responsible office, within 30 days from the date of this public notice. A copy of the written comments should be sent to the County Conservation District Office. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Regional Office of the exact basis of a comment and the relevant facts upon

which it is based. A public hearing may be held if the Regional Office considers the public response significant.

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

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the County Conservation District Office or the Department Regional Office indicated above 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 1 (800) 654-5984.

Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, telephone (610) 832-6130.

Northeast Regional Office, Regional Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 825-2511.

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

Allegheny County Conservation District, District Manager, 875 Greentree Rd., Rm. 208 Acacia Bldg., Pittsburgh, PA 15220, telephone (412) 921-1999.

NPDES Permit PAS10A094. Stormwater. **Timberglenn LTD**, 1216 Southgate Drive, Pittsburgh, PA 15241 has applied to discharge stormwater from a construction activity located in North Fayette Township, **Allegheny County**, to Montour Run.

Bucks County Conservation District, District Manager, 924 Town Center, New Britain, PA 18901, telephone (215) 345-7577.

NPDES Permit PAS10D089. Stormwater. **Heritage Building Group**, 3326 Old York Road, Ste. B, Furlong, PA 18925 has applied to discharge stormwater from a construction activity located in Hilltown Township, **Bucks County**, to Pleasant Spring Creek.

Chester County Conservation District, District Manager, Gov. Serv. Ctr., Ste. 395, 601 Westtown Rd., West Chester, PA 19382, telephone (610) 696-5126.

NPDES Permit PAS10G234. Stormwater. **The Frame Properties**, P. O. Box 490, Honey Brook, PA 19344 has applied to discharge stormwater from a construction activity located in Honeybrook Borough, **Chester County**, to UNT to the west branch of Brandywine.

NPDES Permit PAS10G235. Stormwater. **William Hammell**, R. D. 1, Box 301, Honey Brook, PA 19344 has applied to discharge stormwater from a construction activity located in West Brandywine Township, **Chester County**, to UNT to Beaver Creek.

NPDES Permit PAS10G236. Stormwater. **George Harlan**, 266 E. Lancaster Avenue, Ste. 302, Malvern, PA 19355 has applied to discharge stormwater from a construction activity located in Tredyffrin Township, **Chester County**, to Cedar Hollow Creek.

Monroe County Conservation District, District Manager, 8050 Running Valley Road, Stroudsburg, PA 18360, telephone (717) 629-3060.

NPDES Permit PAS10S048. Stormwater. **Stroudsburg Area School District**, 123 Linden Street, Stroudsburg, PA 18360 has applied to discharge stormwater from a construction activity located in Stroud Township, **Monroe County**, to Flagler Run.

Montgomery County Conservation District, District Manager, 1015 Bridge Rd., Ste. B, Collegeville, PA 19426, telephone (610) 489-4506.

NPDES Permit PAS10T076. Stormwater. **Comrock Associates, LP**, c/o Matrix Realty, Forsgate Drive, Cranbury, NJ 08512 has applied to discharge stormwater from a construction activity located in Horsham Township, **Montgomery County**, to Park Creek.

The following permit applications and requests for plan approval have been received by the Department of Environmental Protection.

Persons objecting on the grounds of public or private interest to the approval of an application or submitted plan may file a written protest with the Department of Environmental Protection at the address indicated above each permit application or plan. Each written protest should contain the following: name, address and telephone number, identification of the plan or application to which the protest is addressed and a concise statement in sufficient detail to inform the Department of the exact basis of the protest and the relevant facts upon which it is based. The Department may conduct a fact-finding hearing or an informal conference in response to any given protest or protests. Each commenter will be notified in writing of the time and place if a hearing or conference concerning the plan, action or application to which the protest relates is held. To insure consideration by the Department prior to final action on permit applications and proposed plans, initial protests and additions or amendments to protests already filed should be filed within 15 calendar days from the date of this issue of the *Pennsylvania Bulletin*. A copy of each permit application and proposed plan is on file in the office indicated and is open to public inspection.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact the Secretary to the Board at (717) 787-3483. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984.

Industrial waste and sewerage applications under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

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

A. 3279406. Amendment No. 2. Sewerage, **Indiana Borough Council**, 80 North Eighth Street, Indiana, PA 15701. Application for modifications and additions to serve the Indiana Borough Water Pollution Control Plant located in the Township of Center, **Indiana County**.

A. 5696410. Sewerage, **Darlene Schrock**, R. D. 4, Box 250, Meyersdale, PA 15552. Application for the construction and operation of a single residence sewage treatment plant to serve the Schrock Residence located in the Township of Brothersvalley, **Somerset County**.

A. 6596412. Sewerage, **Smithton Borough Municipal Authority**, P. O. Box 350, 239 Second Street, Smithton, PA 15479. Application for the construction and operation of sewers and appurtenances, pump stations, sewage treatment plant, outfall and headwall, and stream crossing to serve the Smithton Borough STP located in the Borough of Smithton, **Westmoreland County**.

The Pennsylvania Infrastructure Investment Authority (Pennvest) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

Northeast Regional Office, Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

A. 5496406. Sewerage, **Schuylkill County Municipal Authority**, 221 S. Centre St., Pottsville, PA 17901. Application to construct and operate a sanitary sewer extension and pump station to serve the Rest Area and Industrial Park planned along Northbound I-81, located in Cass Township, **Schuylkill County**. Application received in the Regional Office October 30, 1996.

A. 5296402. Sewerage, **East Stroudsburg Area School District**, P. O. Box 298, East Stroudsburg, PA 18301. Application to construct and operate sewers and appurtenances, pump stations, and a sewage treatment plant with spray irrigation to serve the Bushkill Road School Complex, located in Lehman Township, **Pike County**. Application received in the Regional Office November 19, 1996.

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

WQM Permit No. 4396415. Sewage, **William Picciotto**, SRSTP, 354 Sieg Hill Rd., West Middlesex, PA 16159. This project is for the construction of a single residence sewage treatment plant in Shenango Township, **Mercer County**.

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

Southcentral Regional Office, Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4692.

A. 3196501. Public water supply, **Wood-Broad Top-Wells Joint Municipal Authority**, Broad Top Twp., Wells Twp., Wood Twp., **Bedford, Fulton and Huntingdon Counties**, (Thomas Matthews, Chairman, Three Bedford Street, Wood, PA 16694), construction of a new rapid sand filtration water treatment facility, transmission main, two water storage tanks and distribution system, (William LaDieu, CET Engineering Services, 1240 N. Mountain Road, Harrisburg, PA 17112).

Acknowledgment of Notices of Intent to Remediate

Sections 304 and 305 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. Persons intending to use a site-specific standard or who intend to remediate a

site in a Special Industrial Area must 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 contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of the cleanup standards identified under the act will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department and 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 cleanup standard, in whole or in part, and for sites determined to be located in Special Industrial Areas. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area by the person conducting remediation. For the sites identified below, a municipality 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 below. During this comment period, a municipality may request that the person identified below, as the remediator of a site, develop and implement a public involvement plan. Requests to be involved, and comments, should be directed to the remediator of a site. For further information concerning the content of a Notice of Intent to Remediate, please contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

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

Northcentral Regional Office, Environmental Cleanup Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448, telephone (717) 321-6525.

Penn Garment Company, Old Lycoming Township, **Lycoming County**. Mrs. Dioris Neiman, 7091 East Shore Road, Traverse City, Michigan 49680 has submitted a revised Notice of Intent to Remediate soil and ground water contaminated with BTEX, PHCs, and PAHs. The applicant proposes to remediate the site to meet the Site-specific Standard. A summary of the revised Notice of Intent to Remediate was reported to have been published in the *Williamsport Sun-Gazette* on December 17, 1996.

Southwest Field Office, John J. Matviya, Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-5217.

Beazer East, Inc., Verona Borough/Penn Hills Township, **Allegheny County**. Beazer East, Inc., 436 7th Avenue, Pittsburgh, PA 15219 has submitted a Notice of Intent to Remediate soil contaminated with PCBs. The applicant proposes to remediate the site to meet a site-specific standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Pittsburgh Post Gazette* on November 25, 1996.

Southeast Regional Office, Environmental Cleanup Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428, (610) 832-5950.

Santos Auto Center, West Chester Borough, **Chester County**. Thomas R. Severino, Integrated Environmental Solutions, Inc., 105 E. Evans St., West Chester, PA 19380, has submitted a Notice of Intent to Remediate site soils and groundwater contaminated with BTEX and petroleum hydrocarbons. The applicant proposes to remediate the site to meet site-specific and Statewide health standards. A summary of the Notice of Intent to Remediate was reported to have been published in *The Daily Local* on December 9, 1996.

The Department of Environmental Protection has received the following Notice of Intent to Remediate.

Northwest Regional Office, John Fruehstorfer, Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.

Penn Champ, Inc., Railroad Street and Lincoln Avenue, area A-2 near storm drain, East Butler Twp., **Butler County**, has submitted a Notice of Intent to Remediate soils. The site has been found to be contaminated with PHCs. The applicant proposes to remediate the site to meet site-specific Standards. A summary of the Notice of Intent to Remediate was reported to have been published in the *Butler Eagle* on December 12, 1996.

Acknowledgment of Notices of Intent to Remediate submitted to the Department of Environmental Protection under the Land Recycling and Environmental Remediation Standards Act, (35 P. S. §§ 6026.101—6026.908).

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

For further information concerning the content of a Notice of Intent to Remediate, please contact the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact Steve Curcio at (814) 332-6816. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

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

Northwest Regional Office, John Fruehstorfer, Environmental Cleanup Program Manager, 230 Chestnut Street, Meadville, PA 16335, (814) 332-6648.

Penn Champ, Inc., Railroad Street and Lincoln Avenue, area A-2 near storm drain, East Butler Twp.,

Butler County, has submitted a Notice of Intent to Remediate soils. The site has been found to be contaminated with Solvents, BTEX and PHCs. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Butler Eagle* on December 12, 1996.

WSEE-TV Northstar Television Transmission Tower, City of Erie, **Erie County**, 8631 Peach Street, has submitted a Notice of Intent to Remediate soils contaminated with PHCs and PAHs. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was reported to have been published in the *Erie Daily Times* on December 11, 1996.

Final Submission Date for County Recycling Coordinator Grant Applications Under Act 101, 903 The Municipal Waste Planning, Recycling and Waste Reduction Act of 1988

The Department of Environmental Protection hereby announces a request for applications from counties for county recycling coordinator grant assistance under the Municipal Waste Planning, Recycling and Waste Reduction Act (35 P. S. §§ 4000.101—4000.1904).

Grant funds may not exceed 50% of the approved cost of the county recycling coordinator's salary and expenses incurred on or after January 1, 1996, to December 31, 1996. The following duties of county recycling coordinators are eligible for reimbursement:

1. Assisting the county in developing and implementing waste reduction, recycling, leaf and yard waste, and household hazardous waste components of its solid waste management plan.
2. Identifying and encouraging opportunities for intermunicipal cooperation and cooperative efforts with other organizations to further waste reduction, recycling, leaf and yard waste composting and household hazardous waste programs.
3. Providing technical assistance to municipalities on developing and implementing waste reduction, recycling, leaf and yard waste composting and household hazardous waste programs.
4. Developing education materials on recycling, waste reduction, leaf and yard waste composting and household hazardous waste for public education programs.
5. Serving as a contact for waste reduction, recycling, leaf and yard waste composting and household hazardous waste questions from within the county.
6. Participating in and coordinating where appropriate waste reduction, recycling, leaf and yard waste composting and household hazardous waste meetings, training programs, workshops and conferences.
7. Speaking to schools and community, business and government organizations about recycling and waste reduction, leaf and yard waste composting and household hazardous waste.
8. Assisting municipalities in identifying recyclable materials to be marketed and locating markets.
9. Assisting municipalities with developing and coordinating leaf and yard waste collection and composting programs and identifying markets for compost.
10. Assisting municipalities in preparing recycling and household hazardous waste program grant applications.

11. Collecting data on municipal recycling programs within the county and on commercial, institutional and municipal establishment recycling, and recycling at community activities, and reporting the data to the Department.

12. Identifying sources of recyclable products and products made of recycled materials and encouraging the use of those items to support county and municipal recycling programs.

13. Developing recycling programs for special materials such as used oil, tires, household hazardous waste and white goods.

14. Maintaining communications with other recycling coordinators and municipal waste management professionals.

The deadline for submission of applications is 3 p.m. on March 31, 1997. The Department will not consider applications after that date. Applications must be on forms provided by the Department. All grant awards will be predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101, and the availability of moneys in the Recycling Fund.

Inquiries concerning this notice should be directed to Evelyn D'Elia, Recycling and Markets Section, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, P. O. Box 8472, Harrisburg, PA 17105-8472.

Submission Date for Grant Applications Under the Solid Waste-Resource Recovery Development Act

The Department of Environmental Protection (DEP) hereby announces that it is accepting Resource Recovery Demonstration Grant applications from counties, municipalities, and municipal authorities within Pennsylvania under the Pennsylvania Solid Waste-Resource Recovery Development Act of 1974, Act 198. Projects must be capable of demonstrating, for a minimum of 2 years, the production of energy or the recovery of materials from solid waste (except sewage sludge). Grant applications must meet the terms and conditions established in Chapter 76 of the Department's Regulations adopted under Act 198.

Priority in selecting successful applicants during this application solicitation will be given to unique and innovative resource recovery projects not previously demonstrated or currently being demonstrated in Pennsylvania. Priority in selecting successful applicants during this application solicitation will also be given to unique and innovative resource recovery demonstration projects involving regional cooperative projects involving more than one county or municipality. Other types of resource recovery projects may also be considered. All projects must be capable of being replicated in other areas of Pennsylvania.

All applicants must provide a business plan and market commitments for energy or materials produced by the demonstration project. All projects should be capable of reaching full scale production within 12 months of notice of a grant award.

A lead municipality or county serving as the development agency for regional projects must have resolutions from other participating counties or municipalities in support of the project. Counties and municipalities may sponsor cooperative projects with private sector entities provided that a minimum of 5% equity in the project is maintained by the development agency for the term of the demonstration period.

The deadline for submission of grant applications is 3 p.m. on February 27, 1997. Applications must be on forms provided by the Department. Applications received by the Department or post marked after the deadline will not be considered during this application solicitation.

Counties and municipalities must contact the appropriate DEP Planning and Recycling Coordinator listed below to obtain a grant application. A pre-application conference with the DEP Regional Planning and Recycling Coordinator is required. Inquiries concerning this notice should be directed to Carl Hursh, Chief, Recycling and Markets, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P. O. Box 8472, Harrisburg, PA 17105-8472.

Regional Planning and Recycling Coordinators

<p><i>Southeast Region</i></p> <p>DEP, Bureau of Land Recycling and Waste Management Lee Park, Suite 6010, 555 North Lane Conshohocken, PA 19428</p> <p>Bucks, Chester, Delaware, Montgomery and Philadelphia Counties</p> <p><i>Northeast Region</i></p> <p>DEP, Bureau of Land Recycling and Waste Management 2 Public Square Wilkes-Barre, PA 18711-0790</p> <p>Carbon, Lackawanna, Lehigh, Luzerne, Monroe, Northampton, Pike, Schuylkill, Susquehanna, Wayne and Wyoming Counties</p> <p><i>Southcentral Region</i></p> <p>DEP, Bureau of Land Recycling and Waste Management 1 Ararat Boulevard Harrisburg, PA 17110</p> <p>Adams, Bedford, Berks, Blair, Cumberland, Dauphin, Franklin, Fulton, Huntingdon, Juniata, Lancaster, Lebanon, Mifflin, Perry and York Counties</p>	<p>Calvin Ligons Ann Ryan Mary Alice Reisse (610) 832-6212</p> <p>Chris Fritz Joan Banyas (717) 826-2516</p> <p>Belinda May (717) 657-4588</p>
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Northcentral Region Ron Sommers
 (717) 327-3653
 DEP, Bureau of Land Recycling and Waste Management
 208 W. 3rd Street, Suite 101
 Williamsport, PA 17701

Bradford, Cameron, Centre, Clearfield, Clinton, Columbia, Lycoming, Montour,
 Northumberland, Potter, Snyder, Sullivan, Tioga and Union Counties

Southwest Region Sharon Svitek
 Stephen Sales
 Bob Emmert
 (412) 442-4000
 DEP, Bureau of Land Recycling and Waste Management
 400 Waterfront Drive
 Pittsburgh, PA 15222-4745

Allegheny, Armstrong, Beaver, Cambria, Fayette, Greene, Indiana, Somerset, Washington
 and Westmoreland Counties

Northwest Region Guy McUmber
 (814) 332-6848
 DEP, Bureau of Land Recycling and Waste Management
 230 Chestnut Street
 Meadville, PA 16335-3481

Butler, Clarion, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer,
 Venango and Warren Counties

Applications under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate air contamination sources.

Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.

PA67-03009. Installation of four offset lithographic printing presses by **Reynolds and Reynolds** (P. O. Box 128, York County Industrial Park, Emigsville, PA 17318) in Manchester Township, **York County**.

Southwest Regional Office, Bureau of Air Quality Control, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

PA-63-110A. Corning Consumer Products Company (100 Eighth Street, Charleroi, PA 15022) for a dust collector on the Mixhouse at its Charleroi Plant located in Charleroi Borough, **Washington County**.

PA-63-101A. Maple Creek Mining, Inc. (981 Route 917, Bentleyville, PA 15314) for a coal storage area at its Maple Creek Preparation Plant located in New Eagle Borough, **Washington County**.

PA-26-119A. Anchor Glass Container Corporation (1 Anchor Plaza, 4343 Anchor Plaza Parkway, Tampa, FL 33634) for a baghouse on the metal grinding process at its Plant 5 located in South Connellsville Borough, **Fayette County**.

PA-65-590A. Dormont Manufacturing Company (6015 Enterprise Drive, Export, PA 15632) for a cutting saw at its facility located in Penn Township, **Westmoreland County**.

Northcentral Regional Office, Bureau of Air Quality, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

14-399-009E. Construction of three ceramic chip capacitor binder removal ovens/kilns ("SRA kilns") and associated air cleaning devices (electrically heated thermal afterburners) by **Murata Electronics North America Inc.** (1900 West College Avenue, State College, PA 16801-2799) in Ferguson Township, **Centre County**.

14-310-017J. Construction of stone crushing, etc. equipment and installation of an air cleaning device (a fabric collector) on stone crushing, etc. equipment by

Glenn O. Hawbaker, Inc. (P. O. Box 135, State College, PA 16804) in Spring Township, **Centre County**. Some of the stone crushing and other equipment is subject to Subpart 000 of the Federal Standards of Performance for New Stationary Sources.

Southeast Regional Office, Bureau of Air Quality Control, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

46-318-049. On December 2, 1996, an application was received from **Triumph Controls, Inc.** (205 Church Road, North Wales, PA 19454) for the construction of a dry spray paint booth to be located in Upper Gwynedd Township, **Montgomery County**.

Applications received for Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.

07-313-012H. The Department intends to issue an Air Quality Operating Permit to **Quality Chemicals, Inc.** (P. O. Box 216, Tyrone, PA 16686) for a batch specialty chemical manufacturing operation in Tyrone Borough, **Blair County**.

07-327-001. The Department intends to issue an Air Quality Operating Permit to **Chicago Rivet & Machine Company, Inc.** (Industrial Park, Tyrone, PA 16686) for a vapor degreaser controlled by enclosure and a chilled water zone in Tyrone Borough, **Blair County**. The source is subject to 40 CFR 63, Subpart T, National Emission Standards for Hazardous Air Pollutants.

21-307-020. The Department intends to issue an Air Quality Operating Permit to **The Frog, Switch & Mfg. Company** (P. O. Box 70, Carlisle, PA 17013) for several sources controlled by a fabric filter in Carlisle, **Cumberland County**.

28-318-031. The Department intends to issue an Air Quality Operating Permit to **Champion Road Machinery, Inc.** (P. O. Box 439, Chambersburg, PA 17201-0439) for a surface coating operation in Chambersburg, **Franklin County**.

36-308-027I. The Department intends to issue an Air Quality Operating Permit to **C & D Charter Power**

Systems, Inc. (82 East Main Street, Leola, PA 17540) for a battery paste mixing facility in Upper Leacock Township, **Lancaster County**.

36-308-033L. The Department intends to issue an Air Quality Operating Permit to **C & D Charter Power Systems, Inc.** (82 East Main Street, Leola, PA 17540) for the three-process facility in Upper Leacock Township, **Lancaster County**.

36-399-024A. The Department intends to issue an Air Quality Operating Permit to **Pennsylvania Power & Light Company** (Two North Ninth Street, Allentown, PA 18101-1179) for a dry fly ash handling system in Martic Township, **Lancaster County**.

67-309-098A. The Department intends to issue an Air Quality Operating Permit to **Lehigh Portland Cement Company** (200 Hokes Mill Road, York, PA 17407) for a cement packaging system controlled by two fabric filters in West Manchester Township, **York County**.

67-399-020. The Department intends to issue an Air Quality Operating Permit to **Pennsylvania Power & Light Company** (Two North Ninth Street, Allentown, PA 18101-1179) for a dry fly ash handling system in East Manchester Township, **York County**.

Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

63-399-002. The Department intends to issue an Air Quality Operating Permit to **McGrew Welding & Fabricating Inc.**, (P. O. Box 87, Donora, PA 15033) for belt covers and sprays on the Materials Handling process at its facility located in Donora Borough, **Washington County**.

04-000-032. The Department intends to issue an Air Quality Operating Permit to **LTV Steel Company**, (P. O. Box 490, Franklin Avenue, Aliquippa, PA 15001) for low NOx burners on the steam boilers at its Aliquippa Tin Mill located in Aliquippa Borough, **Beaver County**.

Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335.

10-307-051. The Department intends to issue an Air Quality Operating Permit to **Armco, Inc.** (P. O. Box 832, Butler, PA 16003-0832) for the operation of anneal and pickle lines in Butler, **Butler County**.

43-318-031. The Department intends to issue an Air Quality Operating Permit to **Jones Performance Products, Inc.** (P. O. Box 563, #1 Jones Way, West Middlesex, PA 16159) for the operation of a spray up fiberglass operation in Bessemer Borough, **Lawrence County**.

Applications received for Minor Source Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

OP-11-423. The Department received an Air Quality Operating Permit application from **Johnstown Wire Technologies, Inc.**, (124 Laurel Avenue, Johnstown, PA 15906) for a steel wire manufacturing process at its facility located in Johnstown, **Cambria County**.

OP-63-154. The Department received an Air Quality Operating Permit application from **Centrifugal Casting Company, Inc.**, (P. O. Box 456, Cecil, PA 15231) for a secondary copper production process at its Bishop Route 50 facility located in Cecil Township, **Washington County**.

OP-65-125. The Department received an Air Quality Operating Permit application from **Teledyne Inc.**, (P. O. Box 151, Latrobe, PA 15650) for a steel manufacturing process at its Teledyne Allvac facility located in Derry Township, **Westmoreland County**.

OP-63-881. The Department received an Air Quality Operating Permit application from **St. Hilary Parish**, (320 Henderson Avenue, Washington, PA 15301) for an incinerator at its St. Hilary School located in Washington, **Washington County**.

OP-65-732. The Department received an Air Quality Operating Permit application from **Latrobe Area Hospital, Inc.**, (121 West Second Avenue, Latrobe, PA 15650) for an incinerator at its Latrobe Hospital located in Latrobe Borough, **Westmoreland County**.

Air Quality Plan Approval Application No. 23-330-006 and on Residual Waste Permit Application No. 301290; Public Hearing

Under 25 Pa. Code §§ 127.44-5 and 287.152-3, that the Department of Environmental Protection (DEP) will hold a public hearing on the Residual Waste Permit application and the proposed Air Quality Plan Approval for Cherokee Biotechnology, Inc. (Cherokee), P. O. Box 1901, West Chester, PA, for a bioremediation facility proposed to be located at 301 Morton Avenue, City of Chester, Delaware County. The proposed bioremediation facility will process virgin petroleum contaminated soils. The proposed bioremediation facility is described in the air quality plan approval application of May 3, 1996 and the waste permit application of December 27, 1995 as well as subsequent supplemental submissions from Cherokee.

The public hearing will be held at 7 p.m. on Thursday February 6, 1997, at the Chester High School Auditorium, 200 West 9th Street, Chester, Delaware County to receive comments on both the proposed Air Quality Plan Approval under DEP's Air Resources regulations and the Residual Waste Permit application under DEP's Solid Waste Management regulations. In the event of postponement due to weather conditions, the hearing will be held the following week on February 13, 1997, at 7 p.m. at the same location. Postponement notifications will be distributed to local radio stations and newspapers and can be heard by calling DEP at (610) 832-6011 on February 6.

Proposed Air Plan Approval Information

In order to assure compliance with the applicable standards, DEP has placed the following conditions in the proposed Plan Approval.

I. Emission Limitations

Based on the information provided by the applicant and DEP's own analysis, this proposed operation would emit:

1. Volatile Organic Compounds (VOCs): 2.32 lbs/hr and 4.34 tons per year.
2. Particulate Matter (PM): 0.57 lb/hr and 2.14 tons per year.

II. Operational Limitations

(a) The company shall not process more than 80 tons per hour, 960 tons per day, and 299,520 tons in a 12 month rolling period, of petroleum contaminated soil.

(1) The company shall not process more than 59,520 tons of gasoline contaminated soil in a 12 month rolling period.

(2) The company shall not process more than 70,000 tons of soil contaminated with diesel, kerosene or No. 2 fuel oil in a 12 month rolling period.

(3) The company shall not process more than 170,000 tons of soil contaminated with No. 4 fuel oil, No. 6 fuel oil or bunker fuel oil in a 12 month rolling period.

(b) The maximum allowable concentration of petroleum hydrocarbons for incoming petroleum contaminated soils to be accepted by this facility shall not exceed the limitations contained in the facility's solid waste management permit.

(c) No soils may be processed containing detectable levels of PCBs using Department approved methods. No soil containing free liquids shall be processed.

(d) The volumetric flow rate to the air pollution control equipment shall be maintained at a minimum of 6,814 scfm.

(e) The company shall install appropriate equipment to monitor the air flow rate to the air pollution control equipment to ensure compliance with Condition (d) above. The equipment to monitor the air flow rate shall be approved by the Department.

(f) The company shall store the various petroleum contaminated soils in three separate storage piles that are clearly marked.

(g) The hours of operation of the bioremediation facility shall not exceed 12 hours per day and 3,744 hours per year.

(h) The following conditions apply to the stockpiling of petroleum contaminated soils and processed soils.

(1) Only processed soils may be stored outside of the building.

(2) The material stockpiling operations associated with the aforementioned sources shall not result in the emission of fugitive particulate matter in excess of the limits specified in Section 123.2 of Chapter 123 of the Rules and Regulations of the Department of Environmental Protection.

(3) Such equipment and material as are necessary to take reasonable action (including but not necessarily limited to the application of water) to prevent fugitive particulate matter resulting from the material stockpiling operations associated with the sources from becoming airborne shall be available at all times and shall be used, as necessary, to prevent such fugitive particulate matter from becoming airborne.

(i) In order to prevent fugitive particulate matter resulting from the use of the in-plant roads from becoming airborne, the company shall adhere to the following plan:

(1) All paved in-plant roads shall be swept a minimum of once a day, weather permitting.

(2) Prior to startup of the operation, the company shall submit to the Department for approval the use and frequency of water to be applied on all unpaved in-plant roads.

(3) The company shall keep a log of the dates of road sweeping of the paved roads and watering of the unpaved roads.

(j) The company shall keep on hand a sufficient quantity of spare panel filters for the panel particulate filter associated with the aforementioned sources in order to immediately replace any panel filters requiring replacement.

(k) The pressure drop across the panel filters shall not exceed 1.4 inches of water, gage. Once the pressure drop across the panel filter reaches 1.4 inches of water, gage, the panel filters shall be replaced with clean panel filters.

(l) The contaminated soil storage building shall be repaired and maintained to the extent that it meets Department approval to allow the operation of the facility without resulting in fugitive particulate matter and volatile organic compound emissions.

(m) The carbon adsorber shall maintain a minimum removal efficiency of 98%.

(n) The company shall maintain the inward face velocity on all openings of the enclosure surrounding the processing equipment at a minimum of 275 feet per minute.

(o) In the event of a malfunction of the air pollution equipment, the processing of petroleum contaminated soil shall cease until the air pollution control equipment can be repaired.

III. Testing and Monitoring Requirements

(a) Within 60 days after achieving the maximum production rate at which the bioremediation facility will be operated, but not later than 180 days after the initial start-up of the source, the owner or operator shall conduct stack/performance tests for volatile organic compounds (VOCs), particulate matter (PM), and face velocity. The stack/performance tests shall be conducted at the maximum charging rate.

(1) At least 30 days prior to the test, the Regional Air Quality Manager shall be informed of the date and time of the test.

(2) At least 60 days prior to the test, the company shall submit to the Department for approval the procedures for the test and a sketch with dimensions indicating the location of sampling ports and other data to ensure the collection of representative samples.

(3) Within 30 days after the source tests, two copies of the complete test report, including all operating conditions, shall be submitted to the Regional Air Quality Manager for approval.

(c) The company shall monitor the following at the indicated intervals.

(1) The company shall monitor the inlet and outlet of the carbon adsorber to determine the removal efficiency of the carbon adsorber a minimum of once per day. The frequency of monitoring may be changed upon approval from the Department.

(2) The soil throughput of the screener shall be monitored a minimum of once an hour.

(3) The pressure drop across the panel filter shall be monitored a minimum of once per day.

(d) The company shall monitor, at least once per week, the emissions of volatile organic compounds from the surface of the windrows using a flame ionization detector (FID), photoionization detector (PID) or equivalent upon Department approval. This monitoring program may be modified with prior Department approval.

IV. Recordkeeping Requirements

Sufficient data shall be recorded, in a format approved by the Department, so that compliance with the conditions in this Plan Approval can be determined. Records shall be kept for a minimum of 2 years and shall be made available to the Department upon request.

(a) The company shall keep records of the amount of contaminated soil received and the amount and type of contamination present in the soil.

(b) The company shall keep a record of the number of hours of operation during the 12 month rolling period.

(c) The company shall keep a log of the dates of road sweeping of the paved roads and watering of the unpaved roads.

(d) The company shall keep a record of the following in the event that the air pollution control equipment malfunctions.

- (1) The time the malfunction occurred.
- (2) The cause of the malfunction.
- (3) Steps taken to correct the malfunction.
- (4) Any other pertinent information.

(e) The company shall keep a rolling monthly total of the estimated emissions to demonstrate compliance with the terms of this Plan Approval.

(f) The company shall keep a copy of all stack/performance test protocols and stack/performance test results that are required by this Plan Approval.

(g) The company shall keep a record of the results of the monitoring that is required by this Plan Approval.

Procedures for Hearing and Submitting Written Comments

The hearing will not be a question and answer session. Those wishing to testify should contact DEP Community Relations Coordinator Tina Suarez-Murias at (610) 832-6011 to register prior to the hearing, but may also register at the hearing. Oral comments should be kept brief and may be limited to 5 minutes per person, depending on the number of speakers. Where groups are represented, a spokesperson is requested to present the group's concerns and additional time will be allowed.

Anyone wishing to present written comments directly to DEP regarding the draft Air Quality Plan Approval and/or the Residual Waste Permit application may do so until March 10, 1997. Written comments should include the following:

1. Name, address and telephone number of the person filing comments.

2. Identification of proposed Air Quality Plan Approval No. 23-330-006 and/or Residual Waste Permit application No. 301290.

3. Concise statement regarding the relevancy of the information or any objections to the issuance of the proposed Air Quality Plan Approval and/or a concise statement regarding any information relevant to the Residual Waste Permit application materials.

Written remarks should be sent to John Kennedy, Assistant Regional Director, Department of Environmental Protection, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

Comments from the public will be addressed by the DEP during the review process before a final action is taken on the proposals. A summary report addressing the concerns raised by the public will be released should the DEP decide to issue the Air Quality Plan Approval and/or the Residual Waste permit.

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 Tina Suarez-Murias at (610) 832-6011 or through the Pennsylvania AT&T Relay Service at 1 (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Copies of the pertinent documents are available for public review at DEP's Southeast Regional Office in Conshohocken between the hours of 8 a.m. and 4 p.m. weekdays. To make an appointment, contact the Records Management Section at (610) 832-6003.

Notice of Plan Approval Application Minor Source

The following stationary sources have filed a request for a plan approval with the Department of Environmental Protection (DEP), Bureau of Air Quality. Persons wishing to file protests or comments on the proposed plan approval have 30 days to submit the protest or comments to the Regional Office at the address listed below. Interested persons may also request that a hearing be held concerning the plan approval application by filing a request with the Regional Office stating the reason for the request.

The Department will evaluate and consider all protests and comments received. The Department will, where appropriate, modify the proposed plan approval based on the protests and comments received.

The final plan approval will contain terms and conditions to ensure that the source is constructed and operated in compliance with the Department's regulations contained in 25 Pa. Code Chapters 121 through 143 and the requirements of the Federal Clean Air Act. A notice of the Department's final decision on the proposed plan approval will be published in the *Pennsylvania Bulletin*. Air contaminants emitted from these sources are less than the amounts that would trigger major new source review requirements. For additional information on the following applications contact Devendra Verma, Engineering Services Chief, (814) 332-6940.

Northwest Regional Office, Bureau of Air Quality Control, 230 Chestnut Street, Meadville, PA 16335.

25-313-021. The Department received a plan approval application for installation of a rotary filter and vacuum pump by **LORD Corp.** (P. O. Box 556, South St., Saegertown, PA 16433) at the Saegertown Plant located in Saegertown Borough, **Crawford County**.

24-313-0130A. The Department received a plan approval application for replacement of a chlorine fume scrubber (4,000 lbs graphite/run) by **SGL Carbon Corporation** (900 Theresia Street, Box 1030, St. Marys, PA 15857-1030), in St. Marys, **Elk County**.

37-399-004A. The Department received a plan approval application for installation of new controls and ventilation equipment for 4 existing chrome plating tanks by **New Castle Industries** (P. O. Box 7359, New Castle, PA 16107) in New Castle, **Lawrence County**.

Notice of Intent to Issue

Title V Operating Permit
Permit No. TV-22-05007

Dauphin County

The Department of Environmental Protection intends to issue a Title V Operating Permit to The Harrisburg Authority for the Harrisburg Materials, Energy, Recycling and Recovery facility located in Harrisburg, Dauphin

County. The Title V Operating Permit is required under 25 Pa. Code, Chapter 127, Subchapter G for major stationary sources.

An appointment to review the application and other pertinent documents at the Southcentral Regional Office may be scheduled by contacting Mary DiSanto at (717) 541-7937 between 8 a.m. and 3:30 p.m., Monday through Friday, except holidays.

Those wishing to comment on the proposed action may contact Kanubhai Patel, Chief, Title V Facilities Section, One Ararat Boulevard, Harrisburg, PA 17110.

Comments may be submitted during the 30-day period immediately following the publication of this notice. Each comment must include the name, address and telephone number of the persons submitting the comments along with the reference number of the permit (TV-22-05007).

The Department reserves the right to hold a public hearing on the proposed action based upon the information received during the comment period. The Department will give notice of any scheduled public hearing at least 30 days in advance of the hearing as per 25 Pa. Code § 127.521.

Plan Approval applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify or reactivate air contamination sources and associated air cleaning devices.

Northeast Regional Office, Bureau of Air Quality, 2 Public Square, Wilkes-Barre, PA 18711-0790.

An application for Plan Approval has been received by this office for the construction, modification, or reactivation of the air contamination sources and associated air cleaning devices described below for the specified companies.

Permit: **54-305-018**

Source: Coal Prep Plant w/Water Spray Sys.

Received: December 10, 1996

Company: **Summit Anthracite Company**

Location: Porter Township

County: **Schuylkill**

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); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department of Environmental Protection. A copy of the application is available for inspection at the District mining office indicated above each application. Where a 401 water quality certification is needed for any aspect of a particular proposed mining activity, the submittal of the permit application will serve as the request for such certification.

Written comments or objections, or requests for informal conferences on applications, 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 same address within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Where any of the mining activities listed below will have discharges of wastewater to streams the Department will incorporate NPDES permits into the mining activity permits issued in response to these applications. Such NPDES permits will contain, at a minimum, technology-based effluent limitations (as described in the Department's regulations—25 Pa. Code §§ 77.522, 87.102, 88.92, 88.187, 88.242, 89.52 and 90.102) for iron, manganese, suspended solids, settleable solids, alkalinity and pH. In addition to the above, more restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining which may occur will be incorporated into a mining activity permit when necessary for compliance with water quality standards (in accordance with 25 Pa. Code Chs. 93 and 95). Persons or agencies which have requested review of the NPDES permit requirements for a particular mining activity within the above-mentioned public comment period will be provided with a 30-day period to review and submit comments on those requirements.

Written comments or objections should contain the name, address and telephone number of persons submitting comments or objections; application number; and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based. Requests for an informal conference must contain the name, address and telephone number of requestor; 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.

District Mining Operations, R. D. 2, Box 603-C, Greensburg, PA 15601.

Coal Applications Received

03960107. Thomas J. Smith, Inc. (R. D. 1, Box 260D, Shelocta, PA 15774). Application received for commencement, operation and reclamation of a bituminous surface auger mine located in Burrell Township, **Armstrong County**, proposed to affect 130.1 acres. Receiving streams unnamed tributary to Cherry Run to Crooked Creek to the Allegheny River. Application received December 16, 1996.

District Mining Operations, P. O. Box 669, Knox, PA 16232.

25820110. Fairview Coal Company (P. O. Box R, Ridgway, PA 15853), renewal of an existing bituminous surface strip and auger operation in Jay Township, **Elk County** affecting 255.0 acres. Receiving streams unnamed tributaries to Cherry Run. Application for reclamation only. Application received December 11, 1996.

33920103. Strishock Coal Company (220 Hillcrest Drive, DuBois, PA 15801), renewal of an existing bituminous surface strip operation in Pinecreek Township, **Jefferson County** affecting 143.5 acres. Receiving streams

an unnamed tributary to O'Donnell Run and three unnamed tributaries to Five Mile Run. Application received December 13, 1996.

33920101. Strishock Coal Company (220 Hillcrest Drive, DuBois, PA 15801), renewal of an existing bituminous surface strip operation in Pinecreek Township, **Jefferson County** affecting 49.0 acres. Receiving streams four unnamed tributaries to Little Mill Creek and an unnamed tributary to Mill Creek. Application received December 13, 1996.

Mining and Reclamation, 3913 Washington Road, McMurray, PA 15317.

17841301. Manor Mining and Contracting Corporation (P. O. Box 368, Bigler, PA 16825), to revise the permit for the Manor No. 44 bituminous deep mine in Girard Township, **Clearfield County** to add 49 permit and subsidence control plan acres, no additional discharge. Application received November 15, 1996.

30841316. Consol Pennsylvania Coal Company (P. O. Box 174, Graysville, PA 15337), to revise the permit for the Bailey Mine Complex in Richhill Township, **Greene County** to construct additional facilities and enclose 360' of Talley Run, receiving stream Talley Run. Application received October 21, 1996.

03841312. Stanford Coal Operations, Inc. (301 East Main St., Suite 900, Lexington, KY 40507), to transfer the permit for the Clinton bituminous deep mine in South Buffalo Township, **Armstrong County** from Hays Run Coal Company, no additional discharge. Application received November 18, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

54900104R. Blaschak Coal Corp. (P. O. Box 12, Mahanoy City, PA 17948), renewal of an existing anthracite surface mine operation in West Mahanoy and Butler Townships, **Schuylkill County** affecting 311.0 acres, receiving stream none. Application received December 6, 1996.

54851336C4. Summit Anthracite, Inc. (R. D. 1, Box 12A, Klingerstown, PA 17941), correction to existing deep mine operation to include fly ash disposal area in Porter Township, **Schuylkill County**, affecting 12.8 acres, receiving streams Good Spring Creek. Application received December 2, 1996.

22851602R2. Meadowbrook Coal Company, Inc. (P. O. Box 477, Lykens, PA 17048), renewal of an existing coal preparation plant in Wiconisco Township, **Dauphin County** affecting 24.0 acres, receiving stream Wiconisco Creek. Application received December 13, 1996.

District Mining Operations, R. D. 2, Box 603-C, Greensburg, PA 15601.

Noncoal Applications Received

04860301T. Beaver Valley Aggregates, Inc. (1150 Brodhead Road, Monaca, PA 15061). Application received for transfer of permit from LaFarge Corporation for a large, noncoal (slag removal) surface mining operation located in Center and Hopewell Townships, **Beaver County**, affecting 47.0 acres. Receiving streams Ohio River. Application received October 8, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

7475SM7A1C. Anthony Dally & Sons, Inc. (P. O. Box 27, Pen Argyl, PA 18072), incidental boundary correction in Pen Argyl Borough, **Northampton County** affecting 6.2 acres, receiving stream none. Application received December 2, 1996.

06880302C. Rolling Rock Building Stone, Inc. (R. D. 4, Boyertown, PA 19512), incidental boundary correction in Pike and District Townships, **Berk County** affecting 22.5 acres, receiving stream Oysterville Creek. Application received December 4, 1996.

The following Dam Safety and Encroachment permit applications, requests for Environmental Assessment approval and requests for water quality certification have been received by the Department of Environmental Protection (Department).

In addition to permit applications, the Bureau of Dams, Waterways and Wetlands (BDWW) and the Regional Office Soils and Waterways Sections have assumed primary responsibility for processing requests for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)), for projects requiring both a Dam Safety and Encroachments Permit, and a United States Army Corps of Engineers (ACOE) permit. Section 401(a) of the Federal Water Pollution Control Act requires the State to certify that the involved projects will not violate the applicable provisions of 33 U.S.C.A. §§ 1301—1303, 1306 and 1307, as well as relevant State requirements. Initial requests for 401 Certification will be published concurrently with the BDWW permit application. Persons objecting to approval of a request for certification under section 401 or to the issuance of a Dam Safety or Encroachment Permit, or the approval of Environmental Assessments must submit any comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the Bureau or Field Office indicated as the responsible office.

Applications filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and requests for certification under section 401 of the Federal Water Pollution Control Act.

Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, telephone (717) 657-4590.

E05-244. Encroachment. **Department of Transportation**, Engineering District 9-0, 1620 N. Juniata St., Hollidaysburg, PA 16648. To remove the existing structure and to construct and maintain a new cast-in-place reinforced concrete box culvert with a clear span of 20.78 feet and an underclearance of 3 feet on a 60 degrees skew across an unnamed tributary to Bobs Creek on SR 96, Section 11B, Segment 790, offset 2362 located just south of the PA 96 and PA 869 intersection in Weyant Village (Alum Bank, PA Quadrangle N: 16 inches; W: 8.38 inches) in King Township, **Bedford County**.

E28-244. Encroachment. **John Rautzahn**, Department of Transportation, Engineering District 8-0, 2140 Herr Street, Franklin County, Harrisburg, PA 17103. To remove the existing structure and to construct and maintain a new R. C. slab bridge having a centerline span of 19 feet on a 52 degrees skew with a minimum underclearance of 9 feet 9 inches across an unnamed tributary to Conococheague Creek on SR 0410 Section 002, Segment 0170, offset 0000 located about 1.2 miles east of the

Montgomery School along PA 75 (Mercersburg, PA Quadrangle N: 9.2 inches; W: 0.33 inch) in Montgomery Township, **Franklin County**.

E36-627. Encroachment. **Fredrick Stuedler**, 7335 River Road, Conestoga, PA 17516. To construct and maintain an 8-inch and a 15-inch sanitary sewer across Stony Run and its adjacent wetlands, and an 8-inch water line across Stony Run. A de minimus area of wetlands less than or equal to .05 acre will be filled for construction of Firethorn Drive within the Heather Woods residential development. A 5-foot wide pile supported boardwalk will be constructed across wetlands for recreational access, located along the west side of Hill Road (T-846), north of its intersection of SR 272 (Terre Hill, PA Quadrangle N: 19 inches; W: 14 inches) in East Cocalico Township, **Lancaster County**.

E67-578. Encroachment. **Joseph Myers**, 160 Ram Drive, Hanover, PA 17331. To enclose 215 linear feet of an unnamed tributary to Furnace Creek with a 24-inch diameter pipe and relocate it east of its original position in the Colonial Hills Subdivision at a point just west of Pumping Station Road and Oakwood Drive (Hanover, PA Quadrangle N: 3.4 inches; W: 10.1 inches) in West Manheim Township, **York County**.

Northcentral Regional Office, Soils and Waterways Section, 208 W. Third St., Suite 101, Williamsport, PA 17701, telephone (717) 327-3574.

E41-396. Encroachment. **Department of Transportation**, 715 Jordan Ave., Montoursville, PA 17754. To remove the existing structure and to construct and maintain a precast reinforced concrete box culvert with a clear span of 22.6 feet with minimum underclearance of 5.5 feet at a 45 degree skew on Nichols Run on SR 3005, approximately 1.0 mile north of Jersey Shore (Jersey Shore, PA Quadrangle N: 17.3 inches; W: 5.2 inches) in Porter Township, **Lycoming County**. Estimated stream disturbance is less than 250 linear feet; stream classification is HQ-CWF.

DEP Central Office, Bureau of Waterways Engineering, 400 Market Street, Floor 6, P. O. Box 8554, Harrisburg, PA 17105-8554, telephone (717) 783-1384.

Requests for Environmental Assessment approval under 25 Pa. Code § 105.15 and requests for certification under section 401 of the Federal Water Pollution Control Act.

D56-004B. Dam. **The Manufacturers Water Company**, 119 Walnut Street, Johnstown, PA 15901. To modify, operate and maintain Quemahoning Dam located across Quemahoning Creek.

Southeast Regional Office, Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E23-355. Encroachment. **A. F. Damon Company, Inc.**, Upland Industrial Park, 1 Upland Avenue, Upland, PA 19015. To construct and maintain 2,500 square-foot garage, an additional level to an existing building and associated minor grading within the 100-year floodway of Chester Creek (WWF). The proposed additional level will be constructed at 2.00 feet above the 100-year flood elevation. This site is located approximately 160 feet south of the intersection of Front Street and Upland Avenue (Marcus Hook USGS Quadrangle N: 18.3 inches; W: 1.0 inch) in Upland Borough, **Delaware County**.

Southwest Regional Office, Soils and Waterways Section, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

E02-1173. Encroachment. **Department of Transportation**, 45 Thoms Run Rd., Bridgeville, PA 15017. To remove existing bridge and to construct and maintain a prestressed box beam bridge with a length of 71.0 feet and an underclearance of 9.0 feet in Millers Run along Millers Run Road (SR 3026) approximately 1,000 feet west of the exit from SR 0050 (Canonsburg, PA Quadrangle N: 19.7 inches; W: 0.5 inch) in South Fayette Township, **Allegheny County**.

E30-174. Encroachment. **Greene County Commissioners**, 93 E. High St., Waynesburg, PA 15370. To remove existing structure known as Bridge No. 25 (TR 555) and to construct and maintain a 121.75-foot normal clear span with an underclearance of 13.9 feet over South Fork of Ten Mile Creek (WWF) located approximately 2,000 feet south of SR 188 (Mather, PA Quadrangle N: 7.35 inches; W: 15.5 inches) in Morgan and Jefferson Townships, **Greene County**.

E32-381. Encroachment. **Department of Transportation**, P. O. Box 459, Uniontown, PA 15401. To remove the existing structure and to construct and maintain a precast reinforced concrete box culvert having a single span of 15.0 feet with an underclearance of 3.5 feet and a length of 36 feet in South Branch Cush Creek (CWF). The culvert invert is to be depressed 1.0 foot. The bridge is located on SR 1034, 100 feet west of its intersection with SR 1033 (Rochester Mills, PA Quadrangle N: 8.1 inches; W: 1.8 inches) in Montgomery Township, **Indiana County**.

E32-382. Encroachment. **Department of Transportation**, P. O. Box 429, Indiana, PA 15701. To remove existing structure and to construct and maintain a 44-long, twin-cell box culvert 14.0' x 9.0' with a 1-foot depressed invert in Cush Creek (CWF) for the purpose of realigning SR 0286; and to place and maintain fill in 0.098 acre of wetlands (EM) with proposed stabilization of abandoned mine spoil in lieu of wetland replacement. The project is located approximately 1.0 mile north of Arcadia (Burnside, PA Quadrangle N: 7.4 inches; W: 14.2 inches) in Montgomery Township, **Indiana County**.

E32-383. Encroachment. **Department of Transportation**, P. O. Box 429, Indiana, PA 15701. To remove existing bridge and to construct and maintain a prestressed concrete adjacent box beam bridge having a single clear span of 43.0 feet and a minimum underclearance of 7.03 feet over north branch of Two Lick Creek (CWF). The bridge is located on SR 1014 at its intersection with SR 1012 (Commodore, PA Quadrangle N: 9.1 inches; W: 12.2 inches) in Cherryhill Township, **Indiana County**.

E65-657. Encroachment. **Municipal Authority of Borough of Smithton**, P. O. Box 350, Smithton, PA 15479. To construct and maintain approximately 11,000 L. F. of sanitary sewers and a treatment facility along the unnamed tributary to the Youghiogheny River located along SR 981, west of the intersection of SR 981 and T-372 (Smithton, PA Quadrangle N: 5.7 inches; W: 16.5 inches) in Smithton Borough, **Westmoreland County**.

E65-658. Encroachment. **Department of Transportation**, P. O. Box 429, Uniontown, PA 15401. To remove existing bridge and to construct and maintain a single span bridge with an underclearance of 5.6 feet and a normal span of 26 feet over Crabtree Creek located on SR 1055 approximately 2,570 feet north of its intersection with SR 1032 (Greensburg, PA Quadrangle N: 18.45 inches; W: 0.70 inch) in Hempfield and Salem Townships, **Westmoreland County**.

Southeast Regional Office, Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E15-529. Encroachment. **Department of Transportation**, 200 Radnor Chester Road, St. Davids, PA 19087. To replace an existing single span concrete encased steel I-beam bridge on Pennsgrove Road (S. R. 3028) with a twin-cell precast box culvert. The proposed 13-foot wide, 6-foot high, 34-foot long twin reinforced concrete box culvert, including concrete wing walls and riprap energy dissipater, will be installed in and along the west branch of Big Elk Creek (HQ-TSF-MF). The bottom slab of the culverts will be depressed 6 inches below the stream bed to allow for fish passage. The project also includes the reconstruction of 500 feet of roadway approaches, installation and maintenance of a permanent rock-lined stormwater drainage channel with 30-inch diameter RCCP outfall structure, which includes concrete flared end sections and riprap apron outlet protection. Fill material will be placed in 0.02 acre of adjacent wetlands associated with the proposed project. The project site is located approximately 1 mile west of the intersection of S. R. 896 and U. S. Rt. 1 (Oxford, PA Quadrangle N: 13.1 inches; W: 8.6 inches) in Upper Oxford Township, **Chester County**.

Northwest Regional Office, Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

E61-205. Encroachment. **OMG Americas**, P. O. Box 111, Franklin, PA 16323, to maintain a reinforced concrete retaining wall with a maximum height of 12 feet by 260 linear feet in length along Two Mile Run, (CWF, trout stocked, wild trout). The construction of this retaining wall was authorized on July 24, 1996 with Emergency Permit No. EP6196607 (SPGP attached) to protect an existing industrial facility and to repair damages from the July 18 and 19, 1996 flooding. The project is located on Two Mile Run approximately 1,600 feet north of S. R. 0008/S. R. 0062 (Franklin, PA Quadrangle N: 6.7 inches; W: 6.5 inches) located in Sugarcreek Borough, **Venango County**.

Applications filed 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.

Southcentral Regional Office, Field Operations, Sanitarian Regional Manager, One Ararat Boulevard, Harrisburg, PA 17110, telephone (717) 657-4692.

WA 36-257C. Water allocation. **Borough of Elizabethtown, Lancaster County**. The applicant is requesting the right to withdraw 1.5 mgd from the Cornwall Quarry to be pumped into the Conewago Creek and to increase its allocation from Conewago Creek from 1.0 to 1.62 mgd with a subsequent increase to 1.62 mgd withdrawal at the Haldeman Dam.

ACTIONS

The Department of Environmental Protection has taken the following actions on previously received permit applications and requests for plan approval and has issued the following significant orders.

Any person aggrieved by this action may appeal, 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 the 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 may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Permits Issued

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

NPDES Permit No. PA0217387. Industrial waste, **BOC Gases**, 575 Mountain Avenue, Murray Hill, NJ 07974-2082 is authorized to discharge from a facility located at Braddock Borough, **Allegheny County** to Monongahela River.

NPDES Permit No. PA0217433. Industrial waste, **United Refining Company of Pennsylvania**, P. O. Box 599, Warren, PA 16365 is authorized to discharge from a facility located at Kwik Fill Station S045, Uniontown, **Fayette County** to Jennings Run.

NPDES Permit No. PA0026891. Sewage, **Authority of the Borough of Charleroi**, 325-327 McKean Avenue, Charleroi, PA 15022 is authorized to discharge from a facility located at Charleroi STP, Charleroi Borough, **Washington County** to Monongahela River.

NPDES Permit No. PA0045802. Sewage, **Frank and Janet Taddeo**, P. O. Box 297, Elizabeth, PA 15037 is authorized to discharge from a facility located at Pine View Manor Mobile Home Park Sewage Treatment Plant, Hempfield Township, **Westmoreland County**.

Northcentral Regional Office, Regional Water Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701.

Permit No. NPDES PAG044914. Sewerage. **Robert J. and Shirley E. Hack**, R. D. 9, Box 238A, Bloomsburg, PA 17815. Permit application has been renewed for single residence sewage treatment plant, located at Madison Township, **Columbia County**.

Permit No. NPDES PAG044899. Sewerage. **Tim Lucas**, 770 Steele Hollow Road, Julian, PA 16844. Permit application has been approved for single residence sewage treatment facility to be located at Huston Township, **Centre County**.

Permit No. NPDES PAG044921. Sewerage. **Doris E. Miller**, P. O. Box 504, Howard, PA 16841. Permit application has been approved for single residence sewage treatment facility located at Howard Township, **Centre County**.

Northeast Regional Office, Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

NPDES Permit No. PA-0044920. Industrial waste. **Lehighon Electronics, Inc.**, P. O. Box 328, Lehighon,

PA 18235-0328 is authorized to discharge from a facility located in Mahoning Township, **Carbon County** to Mahoning Creek.

NPDES Permit No. PA-0021555. Sewerage. **Borough of Weatherly**, 10 Wilbur Street, Weatherly, PA 18255 is authorized to discharge from a facility located in Weatherly Borough, **Carbon County** to Black Creek.

NPDES Permit No. PA-0045985. Sewerage. **Mountaintop Area Joint Sewer Authority**, R. R. 4, Morio Drive, Mountaintop, PA 18707 is authorized to discharge from a facility located in Dorrance Township, **Luzerne County** to the Big Wapwallopen Creek.

NPDES Permit No. PA-0063568. Industrial waste. **Northampton Borough Municipal Authority**, 1717 Main Street, P. O. Box 156, Northampton, PA 18067-0156 is authorized to discharge from a facility located in Whitehall Township, **Northampton County** to Spring Creek.

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335, telephone (814) 332-6942.

NPDES Permit No. PA 0002151. **Pittsburgh Corning Corporation**, P. O. Box 39, Port Allegany, PA 16743 is authorized to discharge from a facility located in Liberty Township, **McKean County** to the Allegheny River.

Notices of Intent for Coverage Under NPDES General Permit for Construction Activities and Department Final Actions

Allegheny County Conservation District, District Manager, 875 Greentree Rd., Rm. 208 Acacia Bldg., Pittsburgh, PA 15220, telephone (412) 921-1999.

Armstrong County Conservation District, District Manager, Armsdale Admin. Bldg., R. R. 8, Box 294, Kittanning, PA 16201-3428, telephone (412) 548-3425.

Berks County Conservation District, District Manager, P. O. Box 520, Ag. Ctr., Leesport, PA 19533, telephone (610) 372-4657.

Bucks County Conservation District, District Manager, 924 Town Center, New Britain, PA 18901, telephone (215) 345-7577.

Clearfield County Conservation District, District Manager, 650 Leonard Street, Clearfield, PA 16830, telephone (814) 765-2629.

Cumberland County Conservation District, District Manager, 43 Brookwood Ave., Ste. 4, Carlisle, PA 17013, telephone (717) 249-8632.

Dauphin County Conservation District, District Man-

ager, 1451 Peters Mtn. Rd., Dauphin, PA 17018, telephone (717) 921-8100.

Erie County Conservation District, District Manager, 12723 Rte. 19, P. O. Box 801, Waterford, PA 16441, telephone (814) 796-4203.

Franklin County Conservation District, District Manager, 550 Cleveland Ave., Chambersburg, PA 17201, telephone (717) 264-8074.

Lancaster County Conservation District, District Manager, 1383 Arcadia Rd., Rm. 6 Farm & Home Ctr., Lancaster, PA 17601, telephone (717) 299-5361.

Lehigh County Conservation District, District Manager, Lehigh Ag. Ctr., Ste. 102, 4184 Dorney Park Rd., Allentown, PA 18104, telephone (610) 820-3398.

Luzerne County Conservation District, District Manager, Courthouse Annex, 5 Water Street, Wilkes-Barre, PA 18711, telephone (717) 825-1844.

Monroe County Conservation District, District Manager, 8050 Running Valley Rd., Stroudsburg, PA 18360, telephone (717) 629-3060.

Montgomery County Conservation District, District Manager, 1015 Bridge Rd., Ste. B, Colledgeville, PA 19426, telephone (610) 489-4506.

Somerset County Conservation District, District Manager, N. Ridge Bldg., 1590 N. Ctr. Ave., Ste. 103, Somerset, PA 15501, telephone (814) 445-4652.

Warren County Conservation District, District Manager, 609 Rouse Home Ave., Suite 203, Youngsville, PA 16317, telephone (814) 563-3117.

Washington County Conservation District, District Manager, 602 Courthouse Sq., Washington, PA 15301, telephone (412) 228-6774.

York County Conservation District, District Manager, 118 Pleasant Acres Rd., York, PA 17402, telephone (717) 840-7430.

The following parties have submitted Notices of Intent for coverage under NPDES General Permit PAG-2, General Permit for Discharges of Stormwater From Construction Activities. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection will authorize, subject to the terms and conditions contained in the general permit, the discharge of stormwater from eligible new and existing discharges.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above.

<i>NPDES Permit No.</i>	<i>Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10A188	Robert Morris College 881 Narrows Run Rd. Coraopolis, PA 15108	Allegheny Co. Moon Twp.	Ohio River
PAR10A194	Quaker Valley School District 400 Chestnut Rd. Leetsdale, PA	Allegheny Co. Leetsdale Boro.	Ohio River
PAR10B014	Borough of Kittanning P. O. Box 973 Kittanning, PA 16201	Armstrong Co. Kittanning Boro.	Allegheny Rvr.

NOTICES

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<i>NPDES Permit No.</i>	<i>Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10C160	United Mobile Homes Inc. 125 Wyckoff Rd. Eatontown, NJ 07724	Berks Co. Greenwich Twp.	Mill Crk.
PAR10D284	Migatti Ventures Inc. P. O. Box 249 2310 Terwood Dr. Huntingdon Valley, PA	Bucks Co. Hilltown Twp.	UNT to Perkiomen Crk.
PAR10I729	Clearfield School District P. O. Box 710 Clearfield, PA 16830	Clearfield Co. Lawrence Twp.	UNT to West Branch SR
PAR10H114	Dept. of Transportation 21st and Herr Streets Harrisburg, PA 17120	Cumberland Co. Middlesex Twp.	Letort Spring Run
PAR10H120	Book of the Month Club 1225 S. Market St. Mechanicsburg, PA	Cumberland Co. U. Allen Twp.	Cedar Run
PAR10I109	Potomac Associates 10000 Virginia Manor Rd. Beltsville, MD	Dauphin Co. Derry Twp.	Spring Crk. East
PAR10K069	Jerry Cass 4268 Backus Rd. Erie, PA	Erie Co. Harborcreek Twp.	UNT to Six Mile Crk.
PAR10M125	Red Bud Assoc.— Patterson and Kiersz 239-B E. Main St. Waynesboro, PA	Franklin Co. Washington Twp.	Red Run
PAR10-O-222	H & S Excavation Inc. P. O. Box 958 Lancaster, PA 17603	Lancaster Co. E. Cocalico Twp.	Stony Run
PAR10-O-234	Housing Development Corp. 308 E. King St. Lancaster, PA 17602	Lancaster Co. Mountville Boro.	Strickler Run
PAR10Q085	Township of Whitehall 3219 MacArthur Rd. Whitehall, PA 18052	Lehigh Co. Whitehall Twp.	Jordan Crk.
PAR10R100	Robert Mericle 600 Baltimore Dr. Wilkes-Barre, PA 18702	Luzerne Co. Hazle Twp.	Ltl. Tomhicken
PAR10S017	Blackford Realty LTD 476 W. Market St. York, PA 17404	Monroe Co. Chestnuthill Twp.	Weir Crk.
PAR10T176	T J & J A Mignatti P. O. Box 249 Huntingdon Valley, PA	Montgomery Co. Skipack Twp.	Perkiomen Crk.
PAR10T306	Cedar Valley Homes P. O. Box 178 Cedars, PA 19423	Montgomery Co. Perkiomen Twp.	On Site
PAR10T325	Werner Fricker P. O. Box 129 Horsham, PA	Montgomery Co.	Pennypack Crk.
PAR106120	BethEnergy Mines Inc. P. O. Box 29 Ebensburg, PA 15931	Somerset So. Paint Twp.	UNT to Paint Crk.
PAR107203	Ed Oliphant P. O. Box 518 Russell, PA 16345	Warren Co. Pine Grove Twp.	Conewango Crk.

<i>NPDES Permit No.</i>	<i>Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10W079	South Strabane Twp. Sanitary Authority 550 Washington Rd. Washington, PA	Washington Co. S. Strabane Twp.	UNT to Chartiers Crk.
PAR10W082	Charles Barcelona 300 Williamsburg Ct. Nevillewood, PA	Washington Co. New Eagle Boro.	UNT to Monongahela
PAR10Y213	Vernon Anderson 19A N. Baltimore St. Dillsburg, PA 17109	York Co. Carroll Twp.	Fishers Run
PAR10Y233	Lawson Longstreth 860 Gitts Run Rd. Hanover, PA	York Co. Penn Twp.	Gitts Run

Notice of Intent for Coverage Under NPDES General Permit for Construction Activities and Department Final Actions

Southwest Regional Office, Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 422-4000.

The following parties have submitted Notices of Intent for coverage under NPDES General Permit PAG-2, General Permit for Discharges of Stormwater From Construction Activities. Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection will authorize, subject to the terms and conditions contained in the general permit, the discharge of stormwater from eligible new and existing discharges.

The application and related documents, including the erosion and sedimentation control plan for the construction activity, are on file and may be inspected at the office noted above.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAR10L028	Douglas Oil & Gas Inc. 1201 S. Braddock Ave. Pittsburgh, PA 15218	Dunbar and Franklin Twps. Fayette County	Dickerson Run

The following approvals for coverage under NPDES Individual Permit for Discharges of Stormwater from Construction Activities have been issued.

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

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10A091	The Woodmont Corporation One Ridgmar Centre 6500 W. Freeway Ste. 900 Fort Worth, TX 76116-2190	Robinson Twp. Allegheny County	Campbells Run
PAS10A092	Joseph N. DeNardo 262 Portman Ln. Bridgeville, PA 15017	S. Fayette Twp. Allegheny County	Chartiers Creek
PAS106107	DEP/Bureau of Abandoned Mine Reclam. P. O. Box 8476 Harrisburg, PA 17105-8476	Shade Twp. Somerset	Oven Run

Southeast Regional Office, Regional Water Management Program Manager, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428-2233, telephone (610) 832-6130.

<i>NPDES Permit No.</i>	<i>Applicant Name and Address</i>	<i>County and Municipality</i>	<i>Receiving Stream</i>
PAS10-5307	Liberty Property Philadelphia 65 Valley Street Parkway Malvern, PA 19355	City of Philadelphia Philadelphia Co.	Delaware Estuary and Tidal portions of Tributaries

Approvals for Coverage Under the General NPDES Permit for Discharges from Stripper Oil Well Facilities—Permit PAG310001.

Northwest Regional Office, Regional Oil and Gas Manager, 230 Chestnut Street, Meadville, PA 16335, telephone (814) 332-6860.

6295001. Gas and Oil Management, Inc., P. O. Box 194, Youngsville, PA 16371; Approval for coverage is renewed for an existing discharge (Outfall 001) to Brokenstraw Creek in Brokenstraw Township, **Warren County.**

Industrial waste and sewerage actions under The Clean Streams Law (35 P. S. §§ 691.1—691.1001).

Permits Issued

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

Permit No. 0294412. Sewerage, **Sewage Authority of the Township of Fawn**, R. D. 2, Box 365C, Howes Run Road, Tarentum, PA 15084. Construction of sanitary sewer system located in the Township of Fawn, **Allegheny County** to Bullcreek Watershed.

Northcentral Regional Office, 208 West Third Street, Suite 101, Grit Building, Williamsport, PA 17701.

WQM 1496416. Sewerage. **Doris E. Miller**, P. O. Box 504, Howard, PA 16841. Has been approved to construct a single residence treatment facility to discharge to unnamed tributary of Bald Eagle Creek classified as a cold water fishery. Location is Howard Township, **Centre County.**

WQM 1496411. Sewerage. **Tim Lucas**, 770 Steele Hollow Road, Julian, PA 16844. Has been approved to construct a single residence treatment facility to discharge to Steele Hollow Run classified as cold water fishery. Location is Huston Township, **Centre County.**

WQM 4996403. Sewerage. **Point Township Sewer Authority**, P. O. Box 312, Northumberland, PA 17857. Has been approved to extend the sewers to the proposed Chadwich subdivision. Location is Point Township, **Northumberland County.**

Northeast Regional Office, Water Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

Permit No. 3996402. Sewerage. **Hanover Township**, 2202 Grove Road, Allentown, PA 18103. Permit to construct and operate a pump station and force main to serve the Witko Mobile Home Park, located in Hanover Township, **Lehigh County.**

Northwest Regional Office, Regional Water Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

WQM Permit No. 4296404. Sewerage. **Keating Township**, P. O. Box 103, East Smethport, PA 16730. This project is for the construction and operation of a pump station, gravity sewers and force main in Keating Township, **McKean County.**

WQM Permit No. 6296201. Industrial waste. **Osram Sylvania, Inc.**, 816 Lexington Avenue, Warren, PA

16365-0129. This project is for plans to perform treatment plant modifications in Warren Borough, **Warren County.**

Plan approval granted under the Pennsylvania Sewage Facilities Act (35 P. S. §§ 750.1—750.20).

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

Location:

Hawkeye Trailer Park Development Project. One half mile north of the intersection of S. R. 0819 and Township Road 4117, East Huntingdon Township, **Westmoreland County.**

Project Description:

Approval of a revision to the Official Sewage Facility Plan of East Huntingdon Township, Westmoreland County. Project involves the construction of a sewage treatment plant to eliminate an existing onlot sewage malfunction and allow for expansion of the Hawkeye Mobile Home Park. Treated effluent will be discharged to Stauffer Run, a tributary of Jacobs Creek.

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

Southwest Regional Office, Regional Manager, Water Supply and Community Health, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone (412) 442-4000.

Permit No. 6594501. Public water supply. **Municipal Authority of Westmoreland County**, SW Corner of US Route 30 and South Greengate Road, Greensburg, PA 15601.

Type of Facility: Lincoln Heights tank.

Permit to Operate Issued: December 13, 1996.

Permit No. 0289506. Public water supply. **Shaler Township**, 300 Wetzel Road, Glenshaw, PA.

Type of Facility: Well no. 8 (formerly well no. 2A).

Permit to Construct Issued: December 13, 1996.

Permit No. 6396501. Public water supply. **Pennsylvania-American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033.

Type of Facility: Linden Road Booster Pump Station.

Permit to Operate Issued: December 11, 1996.

Permit No. 6395502. Public water supply. **Pennsylvania-American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033.

Type of Facility: Malone Ridge Booster Station.

Permit to Operate Issued: December 10, 1996.

Permit No. 6395502. Public water supply. **Pennsylvania-American Water Company**, 300 Galley Road, McMurray, PA 15317-4290.

Type of Facility: McDonald Meter Station improvements.

Permit to Operate Issued: December 10, 1996.

Permit No. 0289508-A1. Public water supply. **Borough of Brackenridge**, 1000 Brackenridge Avenue, Brackenridge, PA 15014.

Type of Facility: Brackenridge water improvements.

Permit to Construct Issued: December 16, 1996.

Submission of Final Reports on Attainment of Background and Statewide Health Standards (§§ 302(e)(2) and 303(h)(2))

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

Provisions of Chapter 3 of the Land Recycling and Environmental Remediation Standards Act (act) require the Department of Environmental Protection to publish in the *Pennsylvania Bulletin* a notice of submission of any final reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed, and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning the final report, please contact the Environmental Cleanup Program in the Department of Environmental Protection Regional Office under which the notice of receipt of a final report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the AT&T Relay Service at 1 (800) 654-5984.

The Department has received the following final reports:

Northeast Regional Office, Joseph Brogna, Regional Environmental Cleanup Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, telephone (717) 826-2511.

Coleman Residence, Coaldale Borough, **Schuylkill County**. Glen Reiger, Senior Engineer with Environmental Strategies Corporation, Four Penn Center West, Suite 315, Pittsburgh, PA has submitted a Final Report (on behalf of his clients Thomas and Kimberly Coleman, 53 East Phillips Street, Coaldale, PA) concerning the remediation of site soils contaminated with petroleum hydrocarbon compounds. The report is intended to document remediation of the site to meet the Statewide health standard.

Submission Deadline for Certified Host Municipality Inspector Reimbursement Applications

The Department of Environmental Protection hereby announces the submission deadline for 1996 Certified Host Municipality Inspector Program Reimbursement Applications as March 31, 1997. Reimbursements are available to municipalities under the Municipal Waste Planning, Recycling and Waste Reduction Act (35 P. S. §§ 4000.101—4000.1904) (Act 101) and the Hazardous Sites Cleanup Act (35 P. S. §§ 6020.101—6020.1305) (Act 108). Municipalities include cities, boroughs, incorporated towns, townships and home rule municipalities.

All reimbursements are allocated from the Recycling Fund authorized under Act 101 for municipal waste facilities or from the Hazardous Sites Cleanup Fund under Act 108 for hazardous waste facilities. Reimbursements are available to any municipality which has a

municipal waste landfill, resource recovery, or commercial hazardous waste storage, treatment and disposal facilities located within its geographic borders. Upon application from any host municipality, the Department shall award reimbursements for authorized costs incurred for the salary and expenses of 1-2 Certified Host Municipality Inspectors. The reimbursement shall not exceed 50% of the approved costs of salary and expenses. Reimbursement is available only for Host Municipality Inspectors trained and certified by the Department.

The application for reimbursement contains tables for specifying the itemized expenses for certified inspectors and for calculating the total reimbursement request. Additionally, the application must be supported with: a) W-2 Forms, Wage and Tax Statements for the year reimbursement is requested; b) copies of weekly/monthly activity records; c) receipted itemized invoices; d) proof of attendance at training courses, meetings or functions; and e) a W-9 Form, Request for Taxpayer Identification Number and Certification. Complete instructions are included with the application, which is being distributed to all municipalities currently participating in the program. Persons who require an application or have any questions about this program should contact David Harris, Program Development Section, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Rachel Carson State Office Building, P. O. Box 8471, Harrisburg, PA 17105-8471, (717) 787-9870.

The deadline for submitting applications is 4 p.m. on March 31, 1997. Applications received by the Department after that date will not be considered.

Licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport infectious and chemotherapeutic waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Steel City Environmental Services, Inc., 210 Washington Avenue, Dravosburg, PA 15034; License No. **PA-HC 0188**; license issued December 13, 1996.

License issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Envirotran, Inc., 387 Gore Road, Conneaut, OH 44030; License No. **PA-AH 0543**; license issued December 11, 1996.

Amended license issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Environmental Equipment and Services, Inc., Route 322, P. O. Box 8, Swedesboro, NJ 08085; License No. **PA-AH 0472**; amended license issued December 13, 1996.

Ferrick Construction Co., Inc., 811 Ivy Hill Road, Philadelphia, PA 19150; License No. **PA-AH 0473**; amended license issued December 13, 1996.

Gary W. Gray Trucking, Inc., Route 46, P. O. Box 48, Delaware, NJ 07833; License No. **PA-AH 0474**; amended license issued December 13, 1996.

L.P.M. Corporation, 11 Bird Lane, Rye, NY 10580; License No. **PA-AH 0366**; amended license issued December 13, 1996.

Laidlaw Environmental Services (FS), Inc., Suite 600, 515 West Greens Road, Houston, TX 77067; License No. **PA-AH 0423**; amended license issued December 13, 1996.

Lincoln Environmental, Inc., 333 Washington Highway, Smithfield, RI 02917; License No. **PA-AH S204**; amended license issued December 13, 1996.

M&T Transport, Inc., P. O. Box 335, Richfield, OH 44286; License No. **PA-AH 0437**; amended license issued November 22, 1996.

Refiners Transport & Terminal Corporation, 1300 East 9th Street, Suite 1100, Cleveland, OH 44114; License No. **PA-AH 0343**; amended license issued December 13, 1996.

Tri-State Motor Transit Co., P. O. Box 113, Joplin, MO 64802; License No. **PA-AH 0346**; amended license issued December 13, 1996.

UXB International, Inc., 21641 Beaumeade Circle, Suite 301, Ashburn, VA 20147-6002; License No. **PA-AH 0346**; amended license issued December 10, 1996.

Renewal licenses issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Environmental Equipment and Services, Inc., Route 322, P. O. Box 8, Swederboro, NJ 08085; License No. **PA-AH 0472**; renewal license issued December 13, 1996.

Ferrick Construction Co., Inc., 811 Ivy Hill Road, Philadelphia, PA 19150; License No. **PA-AH 0473**; renewal license issued December 13, 1996.

Gary W. Gray Trucking, Inc., Route 46, P. O. Box 48, Delaware, NJ 07833; License No. **PA-AH 0474**; renewal license issued December 13, 1996.

L.P.M. Corporation, 11 Bird Lane, Rye, NY 10580; License No. **PA-AH 0366**; renewal license issued December 13, 1996.

Laidlaw Environmental Services (FS), Inc., Suite 600, 515 W. Greens Road, Houston, TX 77067; License No. **PA-AH 0423**; renewal license issued December 13, 1996.

Lincoln Environmental, Inc., 333 Washington Highway, Smithfield, RI 02917; License No. **PA-AH S204**; renewal license issued December 13, 1996.

Refiners Transport & Terminal Corporation, 1300 East 9th Street, Suite 1100, Cleveland, OH 44114; License No. **PA-AH 0343**; renewal license issued December 3, 1996.

Tri-State Motor Transit Co., P. O. Box 113, Joplin, MO 64802; License No. **PA-AH 0346**; renewal license issued December 13, 1996.

License expired under the Solid Waste Management Act (35 P. S. §§ 6018.1001—6018.1003) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Michigan Pumping Service, Inc., 605 Harrison Avenue, Trenton, NJ 48183; License No. **PA-AH S237**; license expired on November 30, 1996.

S.M.S. Tank Disposal Co., Inc. R. D. 3, Box 291, Punxsutawney, PA 15767; License No. **PA-AH 0467**; license expired on November 30, 1996.

Hazardous Waste Transporter License Voluntarily Terminated under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Infectious and Chemotherapeutic Waste Law (35 P. S. §§ 6019.1—6019.6) and regulations for license to transport hazardous waste.

Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, P. O. Box 8471, Harrisburg, PA 17105-8471.

Calgon Carbon Corporation, P. O. Box 717, Pittsburgh, PA 15230-0717; License No. **PA-AH 0129**; license terminated November 26, 1996.

Permits issued under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate solid waste processing or disposal area or site.

Southcentral Regional Office, Regional Solid Waste Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4588.

Permit No. 400690. Bio-Oxidation, Inc., (P. O. Box 8A, 120 Grant Street, Greencastle, PA 17225). Application to process medical waste at a site in Borough of Greencastle, **Franklin County**. Permit issued in the Regional Office December 17, 1996.

Permit No. 603130. Elwood Kyper Farm and William Wingert Farm, Borough of Huntingdon, 1001 Moore Street, Huntingdon, PA 16612. Application for operation of an agricultural utilization of sewage sludge sites in Borough of Huntingdon and Henderson Township, **Huntingdon County**. Permit issued in the Regional Office December 13, 1996.

Permits revoked under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and regulations to operate solid waste processing or disposal area or site.

Southcentral Regional Office, Regional Solid Waste Program Manager, One Ararat Boulevard, Harrisburg, PA 17110, (717) 657-4588.

Permit No. 603244. Willow Valley Farm, Borough of Carroll Valley, (P. O. Box 718, 5685 Fairfield Road, Carroll Valley, PA 17320). This permit has been revoked because the farmer no longer wishes sewage sludge be applied to his farm in Liberty Township, **Adams County**. Permit revoked in the Regional Office December 16, 1996.

Operating Permit applications received under the Air Pollution Control Act (35 P. S. §§ 4001—4015).

Northeast Regional Office, Bureau of Air Quality, 2 Public Square, Wilkes-Barre, PA 18711-0790.

The Department intends to issue an Air Quality Operating Permit for the air contamination sources and associated air cleaning devices described below for the specified companies.

Permit: **48-309-094**
Source: Storehall Clinker Hand w/Baghouse
Company: **Hercules Cement Company**
Location: Stockertown Borough
County: **Northampton**

Permit: **48-318-124**
Source: Flock Line #3 w/Cyclone & Precip.
Company: **J & J Flock Products Incorporated**
Location: Williams Township
County: **Northampton**

Permit: **66-302-004B**
Source: Boilers 2&4 w/Pulpgas/Scrubber
Company: **Procter & Gamble Paper Products**
Location: Washington Township
County: **Wyoming**

Permit: **66-315-012A**
Source: 4M Papermachine/Venturi Scrubber
Company: **Procter & Gamble Paper Products**
Location: Washington Township
County: **Wyoming**

Permit: **66-328-001A**
Source: Gas Turbine /6 Paper Machines
Company: **Procter & Gamble Paper Products**
Location: Washington Township
County: **Wyoming**

Operating Permits issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

Northeast Regional Office, Bureau of Air Quality, 2 Public Square, Wilkes-Barre, PA 18711-0790.

The Department has issued the following Air Quality Operating Permits for the operation of the air contamination sources and associated air cleaning devices described below for the specified companies.

Permit: **40-309-026A**
Source: Waste Material Recycling System
Company: **Celotex Corporation**
Location: Exeter Township
County: **Luzerne**

Permit: **45-310-013**
Source: Stone Crushing Plant w/Sprays
Company: **Bill Barry Excavating Inc.**
Location: Barrett Township
County: **Monroe**

Permit: **48-329-001A**
Source: Natural Gas Compressor Station
Company: **Columbia Gas Transmission Corp.**
Location: Williams Township
County: **Northampton**

Permit: **54-014**
Source: Three Boilers

Company: **I C I Explosives USA Incorporated**
Location: Walker Township
County: **Schuylkill**

Permit: **54-399-024**
Source: Air Arc Operation w/Collectors
Company: **Goulds Pump Incorporated**
Location: Ashland Borough
County: **Schuylkill**

Plan approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate and operate air contaminant sources or air cleaning devices.

Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

PA-63-180A. On December 5, 1996, a Plan Approval was issued to **Findlay Refractories**, (P. O. Box 517, Washington, PA 15301) for a CO-5 Cast Mixer Feed System at its Washington Plant located in Washington, **Washington County**.

Southcentral Regional Office, Air Quality Program, One Ararat Boulevard, Harrisburg, PA 17110.

21-5030. On December 11, 1996, the Department issued a Plan Approval to **Ahlstrom Filtration, Inc.** (P. O. Box A, Mount Holly Springs, PA 17065) for the installation of a boiler in Mount Holly Springs Borough, **Cumberland County**. The source is subject to 40 CFR 60, Subpart Dc, Standards of Performance for New Stationary Sources.

22-318-021A. On December 12, 1996, the Department issued a Plan Approval to **The Sherwin-Williams Company** (355 Eastern Drive, Harrisburg, PA 17111) for the installation of two powder coatings manufacturing lines in Swatara Township, **Dauphin County**.

36-309-029F. On December 12, 1996, the Department issued a Plan Approval to **Armstrong World Industries, Inc.** (P. O. Box 3001, Lancaster, PA 17604) for the modification of a No. 2 floor tile line system in Buildings 156B & C in Lancaster City, **Lancaster County**.

Plan Approval extensions issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate and operate air contaminant sources or air cleaning devices.

Southwest Regional Office, Bureau of Air Quality, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

63-399-002. On December 4, 1996, a Plan Approval expiration date was extended to June 1, 1997 for **McGrew Welding & Fabricating, Inc.** (P. O. Box 87, Donora, PA 15033) for belt covers and sprays on the materials handling process at its facility located in Donora Borough, **Washington County**.

04-307-094A. On December 4, 1996, a Plan Approval expiration date was extended to April 1, 1997 for **J & L Specialty Steel, Inc.**, (1500 W. Main Street, Midland, PA 15059) for a direct roll A & P line at its Midland Facility located in Midland Borough, **Beaver County**.

56-307-001E. On December 4, 1996, a Plan Approval expiration date was extended to June 1, 1996 for **FirstMiss Steel, Inc.** (P. O. Box 509, Hollsopple, PA 15935) for an electric arc furnace at its Stony Creek Plant located in Quemahoning Borough, **Somerset County**.

Plan Approvals issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and regulations to construct, modify, reactivate and operate air contaminant sources or air cleaning devices.

Northcentral Regional Office, Bureau of Air Quality, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

59-399-011A. On November 12, 1996, the Department issued plan approval to **Metalkraft Industries, Inc.** (P. O. Box 606, Wellsboro, PA 16901) for the construction of a powdered metal parts sintering furnace (S6) in Charleston Township, **Tioga County**.

17-302-022. On November 27, 1996, the Department issued plan approval to **Burke-Parsons-Bowlby Corporation** (P. O. Box 287, DuBois, PA 15801) for the construction of a wood-fired boiler and associated air cleaning device (a cyclone collector) in Sandy Township, **Clearfield County**.

14-310-004B. On November 27, 1996, the Department issued plan approval to **Bellefonte Lime Company, Inc.** (P. O. Box 448, Bellefonte, PA 16823) for the construction of a railcar unloading and stone handling system and associated air cleaning device (a water spray dust suppression system) at the Bellefonte Plant in Spring Township, **Centre County**.

8-318-023C. On November 27, 1996, the Department issued plan approval to **Rynone Manufacturing Corporation** (P. O. Box 128, Sayre, PA 18840) for the modification of a simulated marble vanity top production operation (increase in allowable styrene emission rate) in Sayre Borough, **Bradford County**.

Northeast Regional Office, Bureau of Air Quality, 2 Public Square, Wilkes-Barre, PA 18711-0790.

A Plan Approval has been issued by this office for the construction, modification, reactivation or operation of the air contamination sources and associated air cleaning devices described below for the specified companies.

Permit: **39-309-052**

Source: #1 Packhouse w/2 Baghouses

Issued: December 6, 1996

Company: **Lafarge Corporation**

Location: Whitehall Township

County: **Lehigh**

Permit: **39-309-053**

Source: Cement Silo Tunnel w/Baghouse

Issued: December 6, 1996

Company: **Lafarge Corporation**

Location: Whitehall Township

County: **Lehigh**

Permit: **40-305-019**

Source: Coal Drying and Packaging Plant

Issued: December 10, 1996

Company: **Lang Filter Media**

Location: City of Hazleton

County: **Luzerne**

MINING ACTIVITY ACTIONS

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 (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.21). The final action on

each application also constitutes action on the request for 401 water quality certification. Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Quality Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

District Mining Operations, R. D. 2, Box 603-C, Greensburg, PA 15601.

Coal Permits Issued

63803009R. Robinson Coal Company (P. O. Box 9347, Neville Island, PA 15225). Permit renewed for reclamation only of a bituminous surface/auger mine located in Robinson Township, **Washington County**, affecting 215.5 acres. Receiving streams an unnamed tributary to Robinson Run. Application received October 4, 1996. Renewal issued December 18, 1996.

District Mining Operations, P. O. Box 669, Knox, PA 16232.

33910101. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767), renewal of an existing bituminous strip and auger operation in Oliver Township, **Jefferson County** affecting 149.7 acres. This renewal is issued for reclamation only. Receiving streams two unnamed tributaries to Big Run and Big Run. Application received October 1, 1996. Permit issued December 2, 1996.

33910107. Original Fuels, Inc. (P. O. Box 343, Punxsutawney, PA 15767), renewal of an existing bituminous strip and auger operation in Beaver Township, **Jefferson County** affecting 91.5 acres. Receiving streams unnamed tributary to Red Run and unnamed tributary to Tarkiln Run. Application received October 1, 1996. Permit issued December 2, 1996.

Mining and Reclamation, 3913 Washington Road, McMurray, PA 15317.

30743704. Duquesne Light Company, (P. O. Box 457, Greensboro, PA 15338), to renew the permit for the Warwick No. 2 CRDA in Monongahela Township, **Greene County**, no additional discharge. Permit issued December 17, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

35910101T. Pioneer Aggregates, Inc., (202 Main Street, Laflin, PA 18702), transfer of an existing anthracite surface mine operation in Fell Township, **Lackawanna County** affecting 425.0 acres, receiving stream Wilson Creek. Transfer issued December 9, 1996.

54830104C2. Hardway Coal Company, (R. D. 1, Box 1181, Schuylkill Haven, PA 17972), correction to an existing anthracite surface mine in Cass Township, **Schuylkill County** affecting 54.4 acres, receiving stream none. Correction issued December 11, 1996.

19960101. City of Philadelphia (Girard Estates), (21 South 12th Street, Philadelphia, PA 19107-3684), commencement, operation and restoration of an anthracite surface mine operation in Conyngham, Union and Butler Townships, **Columbia and Schuylkill Counties**, affecting 867.0 acres, receiving stream Mahanoy Creek. Permit issued December 12, 1996.

49663009R2. Mallard Contracting Company, Inc., (Lehigh and Poplar Streets, Mt. Carmel, PA 17851), renewal of an existing anthracite surface mine operation

in Mt. Carmel and Conyngham Townships, **Northumberland and Columbia Counties** affecting 1200.0 acres, receiving stream Shamokin Creek. Renewal issued December 16, 1996.

54850107T. Lone Eagle Coal Company, Inc., (768 Water Street, Pottsville, PA 17901), transfer of an existing anthracite surface mine operation in Foster Township, **Schuylkill County** affecting 59.93 acres, receiving stream none. Transfer issued December 17, 1996.

District Mining Operations, P. O. Box 669, Knox, PA 16232.

Noncoal Permits Issued

300815-3075SM16-E-2. Hasbrouck Sand & Gravel, Inc. (R. D. 4, Titusville, PA 16354), application for a stream encroachment to conduct mining activities within 100 feet but no closer than 50 feet of Oil Creek in Oil Creek Township and Hydetown Borough, **Crawford County**. Receiving streams Thompson Run to Oil Creek. Application received June 26, 1996. Permit issued December 9, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

4875SM2C. Thomasville Stone and Lime Company, (P. O. Box 220, Thomasville, PA 17364-0200), correction to an existing quarry operation in Jackson Township, **York County** affecting 214.8 acres, receiving stream Little Conewago to Conewago Creek. Correction issued December 17, 1996.

7574SM5A3C3. Pennsy Supply, Inc., (1001 Paxton Street, P. O. Box 3331, Harrisburg, PA 17105), correction to existing noncoal mine permit to renew NPDES Permit in Dickinson Township, **Cumberland County**, affecting 395.3 acres, receiving stream unnamed tributary to Yellow Breeches Creek. Correction issued December 18, 1996.

Mineral Resources Management—District Mining, Pottsville District Office, 5 West Laurel Boulevard, Pottsville, PA 17901-2454.

General Small Noncoal Authorizations Granted

28960801. Ray D. Hornbaker, (13782 Blairs Valley Road, Mercersburg, PA 17236), commencement, operation and restoration of a small quarry operation in Montgomery Township, **Franklin County** affecting 2.0 acres, receiving stream none. Authorization granted December 10, 1996.

58960809. Douglas G. Kilmer, (R. R. 2, Box 85K, Union Dale, PA 18470), commencement, operation and restoration of a small quarry operation in Forest Lake Township, **Susquehanna County** affecting 2.0 acres, receiving stream none. Authorization granted December 16, 1996.

The Department of Environmental Protection (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 (33 U.S.C.A. § 1341(a)).

Any person aggrieved by this action may appeal, 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 the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, P. O. Box 8457, Harrisburg, PA 17105-8457, telephone (717) 787-3483. TDD users may

contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30 days of receipt of written notice of this action 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 telephone (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

Actions on applications filed 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 sections 5 and 402 of the act of June 22, 1937 (P. L. 1987, No. 394) (35 P. S. §§ 691.5 and 691.402) and notice of final action for certification under section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)) (Note: Permits issued for Small Projects do not include 401 Certification, unless specifically stated in the description).

Southcentral Regional Office, Water Management Program, Soils and Waterways Section, One Ararat Boulevard, Room 126, Harrisburg, PA 17110, telephone (717) 657-4590.

E36-620. Encroachment. Fulton Township, William Taylor, 777 Nottingham Road, Peach Bottom, PA 17563. To remove the existing structure, construct and maintain a reinforced concrete box culvert having an 18 feet span with a 6 feet rise across the Little Conowingo Creek on Soapstone Hill Road (T-466) (Wakefield, PA Quadrangle N: 3.1 inches; W: 3.7 inches) in Fulton Township, **Lancaster County**. A deminimus area of wetlands less than or equal to 0.05 acre will be filled for the relocation of Soapstone Hill Road.

Permits Issued and Actions on 401 Certifications

Northcentral Region, Water Management—Soils and Waterways, F. Alan Sever, Chief, 208 West Third St., Williamsport, PA 17701.

E08-293. Encroachment. Central Bradford County Economic Development Authority, R. R. 5, Box 5030G, Towanda, PA 18848. To construct and maintain a river front park including asphalt drives, athletic fields, picnic areas and a boat launching ramp in the floodway of the Susquehanna River. This project is located on the east bank of the Susquehanna River at the Route 6 bridge (Towanda, PA Quadrangle N: 2.30 inches; W: 8.60 inches) in Wysox Township, **Bradford County**.

E53-291. Encroachment. Wending Creek Farms, 5 West Third St., Coudersport, PA 16915. To construct and maintain a private single span bridge for timber management with a clear span of 30 feet and minimum underclearance of 6.5 feet across the Allegheny River. The project is located off SR 49 about 2.5 miles east of SR 44 (Sweden Valley, PA Quadrangle N: 13.3 inches; W: 12.6 inches) in Hebron Township.

E55-140. Encroachment. Shamokin Dam Borough, 144 W. 8th Ave., Shamokin Dam, PA 17876. To construct and maintain a reinforced box culvert with a span of 16 feet, a rise of 4 feet and a length of 32.3 feet in an unnamed tributary to the Susquehanna River located on Stettler Avenue and Maple Street (Sunbury, PA Quadrangle N: 16.9 inches; W: 11.0 inches) in the Borough of Shamokin Dam, **Snyder County**. This permit was issued

under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

Southeast Regional Office, Program Manager, Water Management Program, Lee Park, Suite 6010, 555 North Lane, Conshohocken, PA 19428.

E51-148. Encroachment. National Publishing Company, 11311 Roosevelt Boulevard, Philadelphia, PA 19154. To place fill material in 0.04 acre of wetlands associated with the proposed National Publishing Company building addition and parking lot expansion. This project also includes repair and maintenance of existing stormwater outfall structures, located along the eastern bank of an unnamed tributary to Walton Run. The project site is located adjacent to the north bound lane of the Roosevelt Boulevard (U. S. Route 1), near the intersection with Red Lion Road (Frankford, PA-NJ Quadrangle N: 17.4 inches; W: 1.7 inches), in the City of Philadelphia, **Philadelphia County**.

E51-158. Encroachment. Liberty Property Philadelphia, L. P. 65 Valley Stream Parkway, G. V. Corporate Center, Malvern, PA 19355. To place and maintain fill in 0.43 acre of isolated wetland (PEM), to facilitate the construction of a PNC Bank Operation Center located on a 30+/- acre parcel of land, between I-95 and Bartram Avenue, in the Eastwick section of Philadelphia (Philadelphia, PA-NJ Quadrangle N: 1.9 inches; W: 17.0 inches) in the City of Philadelphia, **Philadelphia County**.

E15-521. Encroachment. Watsons Mill Development Corporation, Inc., 193 Watsons Mill Road, Landenberg, PA 19350. To construct and maintain a 4 span covered bridge, 125-feet long, 15-foot wide, with a maximum under-clearance of 13 feet for the purpose of providing access to the Watsons Mill Subdivision in and along Broad Run located approximately 175 feet southwest from the intersection of Watsons Mill Road and Niven Bridge Lane (West Grove, PA-NJ Quadrangle N: 3.2 inches; W: 1.4 inches) in London Britain Township, **Chester County**.

DEP Northwest Regional Office, Soils and Waterways Section, 230 Chestnut Street, Meadville, PA 16335-3481, telephone (814) 332-6942.

E20-436. Encroachment. Crawford County Commissioners, Crawford County Courthouse, Meadville, PA 16335. To remove the existing bridge and to construct and maintain a prestressed concrete adjacent box beam bridge having a normal span of 55.6 feet and an underclearance of 11.9 feet on a 65 degree skew across Conneaut Creek on Jefferson Street (T-508) (Conneautville, PA Quadrangle N: 1.0 inch; W: 16.3 inches) in the Borough of Conneautville, **Crawford County**. This permit was issued under section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

[Pa.B. Doc. No. 97-14. Filed for public inspection January 3, 1997, 9:00 a.m.]

Air/Water Quality Technical Advisory Committee Air Subcommittee; Meeting Notice

Notice is hereby given of a public meeting of the A/WQTAC Air Subcommittee on January 10, 1997, to consider a draft Committal State Implementation Plan (SIP) Revision and associated regulations for submission to the U. S. Environmental Protection Agency. The draft regulations are based on the recommendations of the Southwest Pennsylvania Ozone Stakeholders Group. The

Air Subcommittee is authorized to act on behalf of the full A/WQTAC at this meeting. Action is anticipated for the draft SIP and regulatory revisions relating to Stage II gasoline vapor recovery and Low RVP/RFG gasoline. The meeting on January 10 is expected to begin at 10 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg.

Questions concerning this meeting can be directed to Terry Black, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, at (717) 787-9495 or through e-mail at Black.Terry@a1.dep.state.pa.us.

Persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation, should contact Wick Havens at the above address or telephone number; or for TDD users, the AT&T Relay Service at 1 (800) 654-5984 to discuss how the Department can best accommodate their needs.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 97-15. Filed for public inspection January 3, 1997, 9:00 a.m.]

Sunset Review Schedule for 1997

This schedule includes the Department of Environmental Protection's regulations, by chapter, which will undergo a sunset review in 1997. The Department will publish an annual sunset schedule which will contain the *Pennsylvania Code* chapters which will be reviewed by the Department. Each regulation will be reviewed to determine whether the regulation effectively fulfills the goals for which it was intended and remains consistent with the following principles contained in Executive Order 1996-1 (regarding Regulatory Review and Promulgation):

1. Regulations shall address a compelling public interest.
2. Costs of regulations shall not outweigh their benefits.
3. Regulations shall be written in clear, concise and, when possible, nontechnical language.
4. Regulations shall address definable public health, safety or environmental risks.
5. Where Federal regulations exist, Pennsylvania's regulations shall not exceed Federal standards unless justified by a compelling and articulable Pennsylvania interest or required by State law.
6. Compliance shall be the goal of all regulations.
7. Where viable nonregulatory alternatives exist, they shall be preferred over regulations.
8. Regulations shall be drafted and promulgated with early and meaningful input from the regulated community.
9. Regulations shall not hamper Pennsylvania's ability to compete effectively with other states.
10. All agency heads shall be held directly accountable for regulations promulgated by their respective agencies.

The chapters listed below have been under review by the Department since August 1995 as part of the Department's Regulatory Basics Initiative. These chapters were reviewed to identify regulations which contain standards

or requirements more stringent than Federal law; impose disproportionate economic costs; have a history of significant noncompliance; are prescriptive or technology specific; inhibit the application of new green technologies; do not support a pollution prevention approach; are obsolete or redundant; or lack clarity. This Initiative will result in proposed rulemakings which will be listed on the Department's Regulatory Agenda, which is published semiannually in February and July.

Both the Sunset Review Schedule and the Regulatory Agenda are available on the Department's World Wide Web site at <http://www.dep.state.pa.us> (choose Public Participation Center).

Chapter 71. Administration of Sewage Facilities Planning Program

Chapter 72. Administration of Sewage Facilities Permitting Program

Chapter 73. Standards for Sewage Disposal Facilities

Chapter 76. Solid Waste-Resource Recovery Development

Chapter 77. Noncoal Mining

Chapter 78. Oil and Gas Wells

Chapter 79. Oil and Gas Conservation

Chapter 80. Gas Well Classification

Chapter 85. Bluff Recession and Setback

Chapter 86. Surface and Underground Coal Mining: General

Chapter 87. Surface Mining of Coal

Chapter 88. Anthracite Coal.

Chapter 89. Underground Mining of Coal and Coal Preparation Facilities

Chapter 90. Coal Refuse Disposal

Chapter 91. General Provisions

Chapter 92. National Pollutant Discharge Elimination System

Chapter 93. Water Quality Standards

Chapter 94. Municipal Wasteload Management

Chapter 95. Wastewater Treatment Requirements

Chapter 97. Industrial Wastes

Chapter 101. Special Water Pollution Regulations

Chapter 102. Erosion Control

Chapter 103. Financial Assistance

Chapter 105. Dam Safety and Waterway Management

Chapter 106. Flood Plain Management

Chapter 109. Safe Drinking Water

Chapter 111. Storm Water Management—Grants and Reimbursement

Chapter 121. General Provisions—Air Resources

Chapter 122. National Standards of Performance for New Stationary Sources

Chapter 123. Standards for Contaminants

Chapter 124. National Emission Standards for Hazardous Air Pollutants

Chapter 126. Standards for Motor Fuels

Chapter 127. Construction, Modification, Reactivation and Operation of Sources

Chapter 128. Alternative Emission Reduction Limitations

Chapter 129. Standards for Sources

Chapter 131. Ambient Air Quality Standards

Chapter 133. Local Air Pollution Agencies

Chapter 135. Reporting of Sources

Chapter 137. Air Pollution Episodes

Chapter 139. Sampling and Testing

Chapter 141. Variances and Alternate Standards

Chapter 143. Disbursements from the Clean Air Fund

Chapter 207. Noncoal Mines

Chapter 209. Coal Mines

Chapter 210. Use of Explosives

Chapter 211. Storage, Handling and Use of Explosives

Chapter 215. General Provisions

Chapter 216. Registration of Radiation-Producing Machines

Chapter 217. Licensing of Radioactive Material

Chapter 218. Fees

Chapter 219. Standards for Protection Against Radiation

Chapter 220. Notices, Instructions and Reports to Workers; Inspections

Chapter 221. X-rays in the Healing Arts

Chapter 223. Veterinary Medicine

Chapter 224. Medical Use of Radioactive Materials

Chapter 225. Radiation Safety Requirements for Industrial Radiographic Operations

Chapter 226. Radiation Safety Requirements for Wireline Service Operations and Subservice Tracer Studies

Chapter 227. Radiation Safety Requirements for Analytical X-ray Equipment, X-ray Gauging Equipment and Electron Microscopes

Chapter 228. Radiation Safety Requirements for Particle Accelerators

Chapter 230. Packaging and Transportation of Radioactive Material

Chapter 236. Low-Level Radioactive Waste Management and Disposal

Chapter 237. Rebuttable Presumption of Liability of the Operator of the Regional Low-Level Waste Facility

Chapter 240. Radon Certification

Chapter 241. Designer's Reports for Regulated Facilities

Chapter 243. Nuisances

Chapter 245. Administration of the Storage Tank and Spill Prevention Program

Chapter 260. Definitions and Requests for Determination

Chapter 261. Criteria, Identification and Listing of Hazardous Waste

Chapter 262. Generators of Hazardous Waste

Chapter 263. Transporters of Hazardous Waste

Chapter 264. New and Existing Hazardous Waste Management Facilities Applying for a Permit

Chapter 265. Interim Status Standards for Hazardous Waste Management Facilities and Permit Program for New and Existing Hazardous Waste Management Facilities

Chapter 266. Special Standards for the Management of Certain Hazardous Waste Activities

Chapter 267. Financial Responsibility Requirements for Hazardous Waste Storage, Treatment and Disposal Facilities

Chapter 269. Siting.

Chapter 270. Permit Program

Chapter 271. Municipal Waste Management—General Provisions

Chapter 272. Municipal Waste Planning, Recycling and Waste Reduction

Chapter 273. Municipal Waste Landfills

Chapter 275. Land Application of Sewage Sludge

Chapter 277. Construction/Demolition Waste Landfills

Chapter 279. Transfer Facilities

Chapter 281. Composting Facilities

Chapter 283. Resource Recovery and Other Processing Facilities

Chapter 285. Storage, Collection and Transportation of Municipal Waste

Chapter 287. Residual Waste Management—General Provisions

Chapter 288. Residual Waste Landfills

Chapter 289. Residual Waste Disposal Impoundments

Chapter 291. Land Application of Residual Waste

Chapter 293. Transfer Facilities for Residual Waste

Chapter 295. Composting Facilities for Residual Waste

Chapter 297. Incinerators and Other Processing Facilities

Chapter 299. Storage and Transportation of Residual Waste

The Department will publish a sunset review schedule on an annual basis. Regulations in future years will be evaluated using the principles outlined above.

For additional information, please contact Sharon Freeman, DEP Regulatory Coordinator, P. O. Box 2063, Harrisburg, PA 17105-2063, telephone (717) 783-1303; or e-mail Freeman.Sharon@a1.dep.state.pa.us.

JAMES M. SEIF,
Secretary

[Pa.B. Doc. No. 97-16. Filed for public inspection January 3, 1997, 9:00 a.m.]

DEPARTMENT OF HEALTH

Health Policy Board Meeting; Public Meeting on Sunset of Certificate of Need

The Health Policy Board is scheduled to hold a meeting on January 21, 1997, at 10 a.m. in Room 812, Health and Welfare Building, Commonwealth and Forster Streets, Harrisburg, PA.

The Department and the Board will conduct a public meeting commencing at 10:30 a.m. at the same location to discuss certain issues resulting from the termination of the Certificate of Need program. These issues will be limited to a consideration of those health care services which were previously subject to Certificate of Need review but not to licensure by the Department, and whether those services should now be subject to licensure by the Department.

Those individuals or organizations who wish to speak at the public meeting should contact James Steele at (717) 783-2500 on or before January 15, 1997, to schedule a period of time to present their testimony.

For additional information, or for persons with a disability who desire to attend the meetings and require an auxiliary aid, service or other accommodation to do so, contact Robin Bowman at (717) 783-2500.

This meeting is subject to cancellation without notice.

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

[Pa.B. Doc. No. 97-17. Filed for public inspection January 3, 1997, 9:00 a.m.]

Laboratories Approved to Determine Urine Controlled Substance Content Under the Clinical Laboratory Act, the Vehicle Code, the Fish and Boat Code, and the Game and Wildlife Code

The following laboratories are licensed by the Department of Health under the Clinical Laboratory Act (35 P. S. §§ 2151—2165) and/or the Federal Clinical Laboratory Improvement Act of 1967 (42 U.S.C.A. § 263a and are currently approved by the Department under 28 Pa. Code § 5.50 (relating to approval to provide special analytical services) to perform analyses of urine for the determination of controlled substances or their biotransformation products. This approval is based on demonstrated proficiency in tests conducted by the Bureau of Laboratories of the Pennsylvania Department of Health. These laboratories are also approved and designated for purposes of the Vehicle Code, 75 Pa.C.S. §§ 1547 and 3755 (relating to chemical testing to determine amount of alcohol or controlled substance; reports by emergency room personnel), the Fish and Boat Code, 30 Pa.C.S. § 5125 (relating to chemical testing to determine amount of alcohol or controlled substance) and the Game and Wildlife Code, 34 Pa.C.S. § 2502 (relating to hunting or furtaking under the influence of alcohol or controlled substance), as qualified to perform the types of

services which will reflect the presence of controlled substances or their biotransformation products in urine.

Depending upon their capability and performance in proficiency surveys, laboratories are approved to perform screening and/or confirmatory urine drug analyses. Laboratories approved to perform screening tests only are designated on the approval list by an "S" after the laboratory's name. Laboratories approved to perform confirmatory testing only are designated by a "C" following the laboratory's name. Those approved to perform both screening and confirmatory analyses are designated by the letters "SC." Screening analyses provide a presumptive indication that a controlled substance is present. Confirmatory testing is used to substantiate screening results.

Persons seeking forensic urine drug analysis services from any of the listed laboratories should determine that the laboratory employs techniques and procedures acceptable for the purpose. They should also determine that the director of the facility is agreeable to performing analyses for that purpose. Persons seeking the analyses are responsible for specifying the extent to which the presence of a controlled substance is to be verified. That specification should be predicated upon the purpose for which the analysis is being sought.

The list of approved laboratories will be revised semiannually and published in the *Pennsylvania Bulletin*. Questions regarding this list should be directed to M. Jeffery Shoemaker, Ph.D., Director, Division of Chemistry and Toxicology, Department of Health, Bureau of Laboratories, P. O. Box 500, Exton, PA 19341-0500, (610) 363-8500. Persons with a disability may also submit questions to Dr. Shoemaker in alternative formats, such as audio tape, braille or using TDD: (717) 783-6514. Persons with a disability who require an alternative format of this document (for example, large print, audio tape, braille), should contact Dr. Shoemaker so that he may make the necessary arrangements.

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

Abington Memorial Hospital-S
1200 Old York Road
Abington, PA 19001
215-576-2350

ACT Lab Services, Inc.-SC
270 Commerce Drive
Fort Washington PA 19034
215-283-6370

Albert Einstein Medical Center North-SC
5500 Old York Road
Philadelphia, PA 19141
215-456-6100

Allegheny County Department of Labs., Toxicology
Section-S
10 County Office Building
Pittsburgh, PA 15219
412-355-6873

Allegheny General Hospital Dept. Lab. Med.-S
320 East North Avenue
Pittsburgh, PA 15212
412-359-3521

Allegheny University Hospital-Center City-S
Broad and Vine Streets, MS 113
Philadelphia, PA 19102
215-448-7154

Allegheny University Hospital-East Falls-S
3300 Henry Avenue
Philadelphia, PA 19129
215-842-6615

Allegheny University STAT-TOX-SC
Broad and Vine Streets, Mail Stop 431
Philadelphia PA 19102-1192
215-762-7828

Altoona Hospital-S
620 Howard Avenue
Altoona, PA 16601
814-946-2340

American Medical Laboratories-SC
14225 Newbrook Drive
Chantilly, VA 22021
703-802-6900

Analytic Biochemistries, Inc.-SC
1680-D Loretta Avenue
Feasterville, PA 19053
215-322-9210

Associated Clinical Laboratories-SC
1526 Peach Street
Erie, PA 16501
814-453-6621

Associated Regional & Univ. Path.-SC
500 Chipeta Way
Salt Lake City, UT 84108
800-242-2787

Ayer Clinical Lab-Penn Hospital-S
Eighth and Spruce Streets
Philadelphia, PA 19107
215-829-3541

Bendiner & Schlesinger, Inc.-SC
47 Third Avenue
New York, N.Y. 10003
212-254-2300

Bradford Hospital-S
116-156 Interstate Parkway
Bradford, PA 16701
814-834-8282

Brandywine Hospital and Trauma Center-S
Route 30 Bypass
Coatesville, PA 19320
610-383-8000

Brownsville General Hospital-S
125 Simpson Road
Brownsville, PA 15417
412-785-7200

Canonsburg General Hospital-S
RD 1, Box 147, Route 519
Canonsburg PA 15317
412-745-6100

Carlisle Hospital-S
246 Parker Street
Carlisle PA 17013
717-249-1212

Cedar Crest Emergicenter-S
1101 South Cedar Crest Blvd.
Allentown, PA 18103
610-433-4260

Centre Community Hospital-S
1800 East Park Avenue
State College, PA 16803
814-234-6117

Chambersburg Hospital-S
112 North Seventh Street
Chambersburg, PA 17201
717-267-7152

Charles Cole Memorial Hospital-S
RD 3, U.S. Route 6
Coudersport, PA 16915
814-274-9300

Chester County Hospital-S
701 East Marshall Street
West Chester, PA 19380
610-431-5182

Chestnut Hill Hospital-S
8835 Germantown Avenue
Philadelphia, PA 19118
215-248-8630

Children's Hospital of Philadelphia-S
One Children's Center, 34th & Civic Center Blvd.
Philadelphia, PA 19104
215-590-1000

Clarion Hospital-S
1 Hospital Drive
Clarion, PA 16214
814-226-9500

Clintox Laboratories-SC
601 Gay Street
Phoenixville, PA 19460
610-933-6550

Community General Hospital-S
145 North 6th Street
Reading, PA 19603
610-378-8350

Community General Osteopathic Hospital-S
4300 Londonderry Road, P. O. Box 3000
Harrisburg, PA 17109
717-657-7214

Community Hospital of Lancaster-S
1100 East Orange Street
Lancaster PA 17604
717-397-3711

Community Medical Center-S
1822 Mulberry Street
Scranton, PA 18510
717-969-8000

CompuChem Laboratories, Inc.-SC
P. O. Box 12652, 3308 Chapel Hill
Research Triangle Park, NC 27709
919-549-8263

Conemaugh Valley Memorial Hospital-S
1086 Franklin Street
Johnstown, PA 15905
814-534-9000

Corning Clinical Laboratories, Inc.-SC
1901 Sulphur Spring Road
Baltimore, MD 21227
301-247-9100

Corning Clinical Laboratories, Inc.-SC
875 Greentree Road, 4 Parkway Center
Pittsburgh PA 15220-3610
412-920-7600

Corning Clinical Laboratories, Inc.-SC
900 Business Center Drive
Horsham PA 19044
215-957-9300

Corning Clinical Laboratories, Inc.-SC
One Malcolm Avenue
Teterboro, NJ 07608
201-288-0900

Crozer-Chester Medical Center-SC
15th St. & Upland Avenue
Chester, PA 19013
215-447-2000

Delaware County Memorial Hospital-S
501 North Lansdowne Avenue
Drexel Hill, PA 19026
610-284-8100

Delaware Valley Medical Center-S
200 Oxford Valley Road
Langhorne, PA 19047
215-949-5275

Department of Pathology & Lab Med-HUP-SC
3400 Spruce Street
Philadelphia, PA 19104
215-662-3435

Divine Providence Hospital-S
1100 Grampian Blvd.
Williamsport, PA 17701
717-326-8167

Doylestown Hospital-S
595 West State Street
Doylestown, PA 18901
215-345-2250

DrugScan, Inc.-SC
1119 Mearns Road, P. O. Box 2969
Warminster, PA 18974
215-674-9310

DrugScan, Inc.-Limerick Division-S
Sanatoga & Evergreen Roads
Sanatoga, PA 19464
610-327-1200

DrugScan, Inc.-Peach Bottom Division-S
1848 Lay Road (Atom Road)
Delta, PA 17314
717-456-3026

Easton Hospital-S
250 South 21st Street
Easton, PA 18042
610-250-4140

Elk County Regional Medical Center-S
94 Hospital Street
Ridgway, PA 15853
814-776-6111

Episcopal Hospital-S
Front Street and Lehigh Avenue
Philadelphia, PA 19125
215-427-7333

Fitness for Duty Center-S
Pennsylvania Power and Light Company
Berwick, PA 18603
717-542-3336

Forbes Regional Health Center-S
2570 Haymaker Road
Monroeville, PA 15146
412-858-2560

Frankford Hospital-Torresdale Division-S
Knights and Red Lion Roads
Philadelphia, PA 19114
215-612-4000

Frankford Hospital-Frankford Campus-S
Frankford Avenue and Wakeling Street
Philadelphia, PA 19124
215-831-2068

Frick Hospital and Community Health Center-S
508 S. Church Street
Mount Pleasant, PA 15666
412-547-1500

Geisinger Medical Center-SC
North Academy Road
Danville, PA 17822
717-271-6338

Geisinger Wyoming Valley Medical Center-S
1000 E. Mountain Drive
Wilkes-Barre, PA 18711
717-826-7830

Germantown Hospital & Medical Center-S
One Penn Blvd.
Philadelphia, PA 19144
215-951-8800

GHS-Parkview Hospital-S
1331 E. Wyoming Avenue
Philadelphia, PA 19124
215-537-7430

GHS-City Avenue Hospital-S
4150 City Avenue, Dept. of Pathology
Philadelphia, PA 19131
215-871-1000

Gnaden Huetten Memorial Hospital-S
11th and Hamilton Streets
Lehigh, PA 18235
610-377-1300

Good Samaritan Hospital-S
4th and Walnut Streets, PO Box 1281
Lebanon PA 17042
717-270-7500

Good Samaritan Medical Center-S
1020 Franklin Street
Johnstown, PA 15905
814-533-1906

Good Samaritan Regional Medical Center-S
700 East Norwegian Street
Pottsville, PA 17901
717-622-3400

GPU Nuclear Corp., TMI Med. Dept.-S
P. O. Box 480
Middletown, PA 17057
717-948-8189

Graduate Hospital-S
1 Graduate Plaza-Pepper Pavilion, 4th Floor
Philadelphia, PA 19146
215-893-2240

Harrisburg Hospital-S
South Front Street
Harrisburg, PA 17101
717-782-3131

Hazleton General Hospital-S
East Broad Street
Hazleton, PA 18201
717-454-2441

Health Network Laboratories-SC
2024 Lehigh Street
Allentown, PA 18103
610-402-8150

Health Quest Medical Laboratories, Inc.-S
1503 Sunset Drive, Suite 4
Pottstown, PA 19464
610-327-2520

Healthcare/MetPath-SC
24451 Telegraph Road
Southfield, MI 48034
800-444-0106

Holy Spirit Hospital-SC
503 North 21st Street
Camp Hill, PA 17011
717-763-2206

Horizon Hospital System-Greenville Campus-S
110 North Main Street
Greenville PA 16125
412-588-2100

Horizon Hospital System-Shenango Campus-S
2200 Memorial Drive
Farrell PA 16121
412-981-3500

Indiana Hospital-S
P. O. Box 788
Indiana, PA 15701
412-357-7166

Jeanes Hospital-S
7600 Central Avenue
Philadelphia, PA 19111
215-728-2347

John F. Kennedy Memorial Hospital-S
Cheltenham and Langdon Streets
Philadelphia, PA 19124
215-831-7203

Kensington Hospital-S
136 West Diamond Street
Philadelphia, PA 19122
215-426-8100

Keystone Clinical Laboratories, Inc.-S
2524 Ford Road
Bristol PA 19007
215-788-5000

Lab Corp of America Holdings-SC
1447 York Court
Burlington, NC 27216
800-334-5161

Lab Corp of America Holdings-SC
69 First Avenue - PO Box 500
Raritan, NJ 08869
201-526-2400

LabOne, Inc.-SC
8915 Lenexa Drive
Overland Park, KS 66214
913-888-1770

Laboratory Corp of America-SC
13900 Park Center Road
Herndon, VA 22071
703-742-3100

Lancaster General Hospital-S
555 North Duke Street-P. O.Box 3555
Lancaster, PA 17603
717-299-5511

Lancaster General Hospital-Susquehanna Division-S
631 Poplar Street
Columbia, PA 17512
717-684-2841

Latrobe Area Hospital-S
West Second Avenue
Latrobe, PA 15650
412-537-1550

Lee Hospital-S
320 Main Street
Johnstown, PA 15901
814-533-0130

Lewistown Hospital-S
Highland Avenue
Lewistown, PA 17044
717-248-5411

Lock Haven Hospital-S
24 Cree Drive
Lock Haven, PA 17745
717-893-5000

Lower Bucks Hospital-S
501 Bath Road
Bristol, PA 19007
215-785-9200

Magee Women's Hospital-S
Forbes Avenue and Halket Street
Pittsburgh, PA 15213
412-647-4651

Main Line Clinical Laboratories-Bryn Mawr CP-S
Bryn Mawr Avenue
Bryn Mawr, PA 19010
610-526-3554

Main Line Clinical Laboratories-Lankenau CP-S
100 East Lancaster Avenue
Wynnewood, PA 19096
215-645-2615

Main Line Clinical Laboratories-Paoli Memorial CP-S
255 West Lancaster Avenue
Paoli, PA 19301
610-648-1000

Main Line Medical Laboratory-S
225 Executive Drive, Suite 8
Moorestown, NJ 08057
609-829-4888

Meadville Medical Center-Liberty Street-S
751 Liberty Street
Meadville, PA 16335
814-336-3121

Medical College Hospital-Bucks County Campus-S
225 Newtown Road
Warminster PA 18974
215-441-6700

MedExpress/National Lab Center-SC
3955 Vantech Drive
Memphis, TN 38115
901-795-1515

Medlab Clinical Testing, Inc.-SC
212 Cherry Lane
New Castle, DE 19720
800-633-5221

MedTox Laboratories, Inc.-SC
402 West County Road D
New Brighton, MN 55112
612-636-7466

Mercy Catholic Medical Center-Fitzgerald Division-S
Lansdowne Avenue and Bailey Road
Darby, PA 19023
610-237-4175

Mercy Catholic Medical Center-Misericordia Division-S
5301 Cedar Avenue
Philadelphia, PA 19143
215-748-9170

Mercy Hospital-S
2500 Seventh Avenue
Altoona, PA 16602
814-949-4495

Mercy Hospital-S
Pride and Locust Streets
Pittsburgh PA 15219
412-232-7831

Methodist Hospital Div./TJUH, Inc.-S
2301 South Broad Street
Philadelphia, PA 19148
215-952-9059

MetWest Inc., d/b/a Corning Nichols Institute-SC
7470-A Mission Valley Road
San Diego, CA 92108-4406
800-446-4728

Miner's Hospital of N. Cambria-S
Crawford Avenue and First Street
Spangler, PA 15775
814-948-7171

Montgomery Hospital-S
Powell and Fornance Streets
Norristown, PA 19401
610-270-2173

Nason Hospital-S
Nason Drive
Roaring Spring, PA 16673
814-224-6215

National BioStudios-S
5846 Distribution Drive
Memphis, TN 38141
901-795-1700

National Medical Services, Inc.-SC
2300 Stratford Avenue
Willow Grove, PA 19090
215-657-3565

Nazareth Hospital-S
2601 Holme Avenue
Philadelphia, PA 19152
215-335-6245

North Penn Hospital-S
100 Med Campus Drive
Lansdale, PA 19446
215-368-2100

Northwest Medical Center-Oil City Campus-S
174 E. Bissell Avenue
Oil City, PA 16301
814-677-1711

Omega Medical Laboratories, Inc.-SC
2001 State Hill Road, Suite 100
Wyomissing, PA 19610
610-378-1900

Penna. Dept. of Health, Bureau of Labs.-SC
P. O. Box 500
Exton, PA 19341-0500
610-363-8500

Pharmchem Laboratories, Inc.-SC
1505-A O'Brien Drive
Menlo Park, CA 94025
415-328-6200

Phoenixville Hospital-S
140 Nutt Road
Phoenixville, PA 19460
610-933-9281

Pittsburgh Criminalistics-SC
1320 5th Avenue
Pittsburgh, PA 15219
412-391-6118

Pocono Medical Center Lab.-S
206 East Brown Street
East Stroudsburg, PA 18301
717-476-3544

Polyclinic Medical Center-S
2601 North Third Avenue
Harrisburg, PA 17110
717-782-4141

Pottstown Memorial Medical Center-S
1600 East High Street
Pottstown, PA 19464
610-327-7111

Premier Research Worldwide-S
124-34 South 15th Street
Philadelphia PA 19102
215-972-0420

Presbyterian Medical Center of UPHS-S
51 North 39th Street
Philadelphia, PA 19104
215-662-6000

Princeton Biomedical Laboratories, Inc.-S
2000-B Hartel Complex
Levittown, PA 19057
215-943-0700

Psychomedics Corporation-SC
5832 Uplander Way
Culver City CA 90230
800-522-7424

Quintiles Laboratories, Ltd.-SC
5500 Highlands Parkway, Suite 600
Smyrna GA 30082
710-434-8492

Reading Hospital & Medical Center-S
6th and Spruce Streets
Reading, PA 19603
610-378-6080

Robert Packer Hospital-S
200 S. Wilbur Avenue
Sayre, PA 18840
717-888-6666

Roxborough Memorial Hospital-S
5800 Ridge Avenue
Philadelphia, PA 19128
215-483-9900

Sacred Heart Hospital-S
Fourth and Chew Streets
Allentown, PA 18102
610-776-4727

Saint Clair Memorial Hospital-S
1000 Bower Hill Road
Pittsburgh PA 15243
412-561-4900

Saint Joseph Hospital-S
250 College Avenue, P. O. Box 3509
Lancaster, PA 17604
717-291-8022

Saint Mary Hospital-S
Langhorne and Newtown Roads
Langhorne PA 19047
215-750-2162

Scientific Testing Labs, Inc.-SC
463 Southlake Boulevard
Richmond VA 23236
800-977-9130

Shadyside Hospital-S
5230 Centre Avenue
Pittsburgh PA 15232
412-622-2315

Sharon Regional Health System-S
740 East State Street
Sharon, PA 16146
412-983-3911

Sierra Analytical Laboratories-SC
625 East Drinker Street
Dunmore, PA 18512
717-341-2224

Skippack Medical Laboratory-S
3887 Skippack Pike
Skippack, PA 19474
610-584-1669

SmithKline Beecham Clinical Laboratories, Inc.-SC
400 Egypt Road
Norristown, PA 19403
610-631-4200

SmithKline Bio-Science Laboratories-SC
7600 Tyrone Avenue
Van Nuys, CA 91405
818-376-6259

Somerset Hospital-S
225 South Center Avenue
Somerset, PA 15501
814-443-2626

South Hills Health System-Jefferson-S
575 Coal Valley Road
Pittsburgh PA 15236
412-469-5723

Southern Chester County Medical Center-S
1015 West Baltimore Pike
West Grove, PA 19390
610-869-1080

St. Francis Central Hospital-S
1200 Centre Avenue
Pittsburgh, PA 15219
412-562-3060

St. Francis Hospital of New Castle-S
1000 South Mercer Street
New Castle PA 16101
412-658-3511

St. Francis Medical Center-SC
400-45th Street
Pittsburgh, PA 15201
412-622-4838

St. Joseph Quality Medical Laboratory-SC
215 North 12th Street, Box 316
Reading, PA 19603
610-378-2000

St. Joseph's Hospital-Div. NPHS-S
16th Street and Girard Avenue
Philadelphia, PA 19130
215-787-9000

St. Margaret's Memorial Hospital-S
815 Freeport Road
Pittsburgh PA 15215
412-784-4000

St. Mary's Regional Medical Center-S
763 Johnsonburg Road
St. Mary's PA 15857
814-834-8519

Suburban General Hospital-S
100 South Jackson Avenue
Bellevue, PA 15202
412-734-6000

Suburban General Hospital-S
2701 DeKalb Pike
Norristown PA 19404
610-278-2075

Taylor Hospital-S
175 E. Chester Pike
Ridley Park, PA 19078
610-595-6450

Temple University Hospital-S
3401 North Broad Street
Philadelphia, PA 19140
215-221-3453

The Medical Center-Beaver, PA, Inc.-S
1000 Dutch Ridge Road
Beaver, PA 15009
412-728-7000

Thomas Jefferson University Hospital-S
125 South 11th Street-204 Pavilion
Philadelphia, PA 19107
215-955-6374

Toxi-Con-SC
120 Monahan Avenue-Suite 101
Dunmore, PA 18512
717-963-0722

University Hospital-Milton S. Hershey Medical Center-S
500 University Avenue
Hershey, PA 17033
717-531-8353

University of Pittsburgh Medical Center/Beaver Valley-S
2500 Hospital Drive-Pathology Department
Aliquippa, PA 15001
412-857-1238

University of Pittsburgh Medical Center-CLSI-SC
Room 5929 Main Tower/CLSI
200 Lothrop Street
Pittsburgh PA 15213-2582
412-647-7813

Valley Forge Medical Center and Hospital-S
1033 W. Germantown Pike
Norristown, PA 19403
610-539-8500

The Western Pennsylvania Hospital-S
4800 Friendship Avenue
Pittsburgh PA 15224
412-578-5779

Western Reserve Care System-SC
North Side Medical Center-500 Gypsy Lane
Youngstown, OH 44504
216-740-3794

Westmoreland Hospital-S
532 W. Pittsburgh Street
Greensburg, PA 15601
412-832-4365

Wilkes-Barre General Hospital-SC
Corner North River and Auburn Streets
Wilkes-Barre, PA 18764
717-829-8111

Williamsport Hospital and Medical Center-S
777 Rural Avenue
Williamsport, PA 17701
717-321-2300

York Hospital-S
1001 South George Street
York, PA 17405
717-771-2696

[Pa.B. Doc. No. 97-18. Filed for public inspection January 3, 1997, 9:00 a.m.]

Preferred Provider Agreement Filed By Delta Dental of Pennsylvania

In a letter dated December 16, 1996, received December 18, 1996, Delta Dental of Pennsylvania requested Department of Health review and approval under the provisions of 40 Pa.C.S. § 6324(a) of a new preferred dental contract, "DeltaPreferred Option Dentist Agreement." The agreement is for use with two new DeltaPreferred Option programs for which a reduced usual, customary and reasonable level will form the basis of payment to preferred dentists.

A copy of the filing is available for public inspection within 30 days of publication of this notice, by appointment only, at the Department of Health, Bureau of Health Care Financing, Room 1030 Health and Welfare Building, Harrisburg, PA 17120, telephone (717) 787-5193.

Interested parties are invited to submit written comments, suggestions or objections to Frank Clark, Acting Director, Bureau of Health Care Financing, at the address listed above. Persons with a disability may submit comments, suggestions and objections in alternative formats, such as audio tape, braille or using the Department of Health's TD (717-783-6414). Persons with a disability who require alternative arrangements to enable their inspection of the application should contact Frank Clark, at (717) 787-5193.

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

[Pa.B. Doc. No. 97-19. Filed for public inspection January 3, 1997, 9:00 a.m.]

Preventive Health Advisory Committee

The Preventive Health Advisory Committee is scheduled to hold a meeting on Thursday, January 9, 1997, from 9:30 a.m. to 3:30 p.m. in room 812 of the Health and Welfare Building, Harrisburg, PA. Anyone wishing to attend the meeting or who has questions regarding the meeting should contact Emilie M. Tierney, Director, Bureau of Preventive Health Programs, at (717) 787-6214.

Persons who require reasonable accommodations or who have special needs in accordance with the Americans with Disabilities Act of 1990 should contact Emilie M.

Tierney at (717) 787-6214 at least 10 days prior to the meeting.

This meeting is subject to cancellation without notice.

DANIEL F. HOFFMANN, FACHE,
Acting Secretary

[Pa.B. Doc. No. 97-20. Filed for public inspection January 3, 1997, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Unemployment Compensation Benefit Rate Table

The purpose of this notice is to effect the automatic extension of the Unemployment Compensation Benefit Rate Table. Each year the maximum weekly benefit rate is calculated as 66 2/3% of the average weekly wage in covered employment for the preceding fiscal year. The maximum weekly benefit rate for unemployment compensation purposes in Pennsylvania during calendar year 1997 will be \$362.

Under the authority contained in Section 201 of Article II and Section 404(e)(2) of Article IV of the Unemployment Compensation Law (43 P. S. § 761 and 804(e)(2))

and 34 Pa. Code § 65.111 (relating to benefit table), the table for 1997 is being adopted by this notice and will be codified at 34 Pa. Code Chapter 65, Appendix A. See 14 Pa.B. 4688 (December 29, 1984).

The deadline for conformity is January 1, 1997 as established by Section 404(e)(2) of the Unemployment Compensation Law.

Any questions concerning this notice should be directed to Herbert W. Hoffman, Executive Deputy Secretary, Labor and Industry Building, Harrisburg, PA 17120.

JOHNNY J. BUTLER,
Secretary

UNEMPLOYMENT COMPENSATION MAXIMUM WEEKLY BENEFIT RATE TABLE

	1996	1997
Average covered employment for preceding fiscal year	4,965,705	5,007,747
Average weekly wage for preceding fiscal year	\$527.26	\$541.78
66-2/3 percent of average weekly wage	\$351.51	\$361.19
Maximum weekly benefit rate	\$352	\$362
Maximum dependents allowance	\$8	\$8
Total maximum weekly benefit	\$360	\$370

<i>Part A</i> Highest Quarterly Wage	<i>Part B</i> Rate of Compensation	<i>Part C</i> Qualifying Wages	<i>Part D</i> Amount of Compensation	<i>Part E</i>
\$ 800—812	\$ 35	\$ 1,320	\$ 910	\$ 560
813—837	36	1,360	936	576
838—862	37	1,400	962	592
863—887	38	1,440	988	608
888—912	39	1,480	1,014	624
913—937	40	1,520	1,040	640
938—962	41	1,560	1,066	656
963—987	42	1,600	1,092	672
988—1,012	43	1,640	1,118	688
1,013—1,037	44	1,680	1,144	704
1,038—1,062	45	1,720	1,170	720
1,063—1,087	46	1,760	1,196	736
1,088—1,112	47	1,800	1,222	752
1,113—1,162	48	1,840	1,248	768
1,163—1,187	49	1,880	1,274	784
1,188—1,212	50	1,920	1,300	800
1,213—1,237	51	1,960	1,326	816
1,238—1,262	52	2,000	1,352	832
1,263—1,287	53	2,040	1,378	848
1,288—1,312	54	2,080	1,404	864
1,313—1,337	55	2,120	1,430	880
1,338—1,362	56	2,160	1,456	896
1,363—1,387	57	2,200	1,482	912
1,388—1,412	58	2,240	1,508	928
1,413—1,437	59	2,280	1,534	944
1,438—1,462	60	2,320	1,560	960
1,463—1,487	61	2,360	1,586	976
1,488—1,512	62	2,400	1,612	992
1,513—1,537	63	2,440	1,638	1,008
1,538—1,562	64	2,480	1,664	1,024
1,563—1,587	65	2,520	1,690	1,040
1,588—1,612	66	2,560	1,716	1,056

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
1,613—1,637	67	2,600	1,742	1,072
1,638—1,662	68	2,640	1,768	1,088
1,663—1,687	69	2,680	1,794	1,104
1,688—1,712	70	2,720	1,820	1,120
1,713—1,737	71	2,760	1,846	1,136
1,738—1,762	72	2,800	1,872	1,152
1,763—1,787	73	2,840	1,898	1,168
1,788—1,812	74	2,880	1,924	1,184
1,813—1,837	75	2,920	1,950	1,200
1,838—1,862	76	2,960	1,976	1,216
1,863—1,887	77	3,000	2,002	1,232
1,888—1,912	78	3,040	2,028	1,248
1,913—1,937	79	3,080	2,054	1,264
1,938—1,962	80	3,120	2,080	1,280
1,963—1,987	81	3,160	2,106	1,296
1,988—2,012	82	3,200	2,132	1,312
2,013—2,037	83	3,240	2,158	1,328
2,038—2,062	84	3,280	2,184	1,344
2,063—2,087	85	3,320	2,210	1,360
2,088—2,112	86	3,360	2,236	1,376
2,113—2,137	87	3,400	2,262	1,392
2,138—2,162	88	3,440	2,288	1,408
2,163—2,187	89	3,480	2,314	1,424
2,188—2,212	90	3,520	2,340	1,440
2,213—2,237	91	3,560	2,366	1,456
2,238—2,262	92	3,600	2,392	1,472
2,263—2,287	93	3,640	2,418	1,488
2,288—2,312	94	3,680	2,444	1,504
2,313—2,337	95	3,720	2,470	1,520
2,338—2,362	96	3,760	2,496	1,536
2,363—2,387	97	3,800	2,522	1,552
2,388—2,412	98	3,840	2,548	1,568
2,413—2,437	99	3,880	2,574	1,584
2,438—2,462	100	3,920	2,600	1,600
2,463—2,487	101	3,960	2,626	1,616
2,488—2,512	102	4,000	2,652	1,632
2,513—2,537	103	4,040	2,678	1,648
2,538—2,562	104	4,080	2,704	1,664
2,563—2,587	105	4,120	2,730	1,680
2,588—2,612	106	4,160	2,756	1,696
2,613—2,637	107	4,200	2,782	1,712
2,638—2,662	108	4,240	2,808	1,728
2,663—2,687	109	4,280	2,834	1,744
2,688—2,712	110	4,320	2,860	1,760
2,713—2,737	111	4,360	2,886	1,776
2,738—2,762	112	4,400	2,912	1,792
2,763—2,787	113	4,440	2,938	1,808
2,788—2,812	114	4,480	2,964	1,824
2,813—2,837	115	4,520	2,990	1,840
2,838—2,862	116	4,560	3,016	1,856
2,863—2,887	117	4,600	3,042	1,872
2,888—2,912	118	4,640	3,068	1,888
2,913—2,937	119	4,680	3,094	1,904
2,938—2,962	120	4,720	3,120	1,920
2,963—2,987	121	4,760	3,146	1,936
2,988—3,012	122	4,800	3,172	1,952
3,013—3,037	123	4,840	3,198	1,968
3,038—3,062	124	4,880	3,224	1,984
3,063—3,087	125	4,920	3,250	2,000
3,088—3,112	126	4,960	3,276	2,016

NOTICES

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
3,113—3,137	127	5,000	3,302	2,032
3,138—3,162	128	5,040	3,328	2,048
3,163—3,187	129	5,080	3,354	2,064
3,188—3,212	130	5,120	3,380	2,080
3,213—3,237	131	5,160	3,406	2,096
3,238—3,262	132	5,200	3,432	2,112
3,263—3,287	133	5,240	3,458	2,128
3,288—3,312	134	5,280	3,484	2,144
3,313—3,337	135	5,320	3,510	2,160
3,338—3,362	136	5,360	3,536	2,176
3,363—3,387	137	5,400	3,562	2,192
3,388—3,412	138	5,440	3,588	2,208
3,413—3,437	139	5,480	3,614	2,224
3,438—3,462	140	5,520	3,640	2,240
3,463—3,487	141	5,560	3,666	2,256
3,488—3,512	142	5,600	3,692	2,272
3,513—3,537	143	5,640	3,718	2,288
3,538—3,562	144	5,680	3,744	2,304
3,563—3,587	145	5,720	3,770	2,320
3,588—3,612	146	5,760	3,796	2,336
3,613—3,637	147	5,800	3,822	2,352
3,638—3,662	148	5,840	3,848	2,368
3,663—3,687	149	5,880	3,874	2,384
3,688—3,712	150	5,920	3,900	2,400
3,713—3,737	151	5,960	3,926	2,416
3,738—3,762	152	6,000	3,952	2,432
3,763—3,787	153	6,040	3,978	2,448
3,788—3,812	154	6,080	4,004	2,464
3,813—3,837	155	6,120	4,030	2,480
3,838—3,862	156	6,160	4,056	2,496
3,863—3,887	157	6,200	4,082	2,512
3,888—3,912	158	6,240	4,108	2,528
3,913—3,937	159	6,280	4,134	2,544
3,938—3,962	160	6,320	4,160	2,560
3,963—3,987	161	6,360	4,186	2,576
3,988—4,012	162	6,400	4,212	2,592
4,013—4,037	163	6,440	4,238	2,608
4,038—4,062	164	6,480	4,264	2,624
4,063—4,087	165	6,520	4,290	2,640
4,088—4,112	166	6,560	4,316	2,656
4,113—4,137	167	6,600	4,342	2,672
4,138—4,162	168	6,640	4,368	2,688
4,163—4,187	169	6,680	4,394	2,704
4,188—4,212	170	6,720	4,420	2,720
4,213—4,237	171	6,760	4,446	2,736
4,238—4,262	172	6,800	4,472	2,752
4,263—4,287	173	6,840	4,498	2,768
4,288—4,312	174	6,880	4,524	2,784
4,313—4,337	175	6,920	4,550	2,800
4,338—4,362	176	6,960	4,576	2,816
4,363—4,387	177	7,000	4,602	2,832
4,388—4,412	178	7,040	4,628	2,848
4,413—4,437	179	7,080	4,654	2,864
4,438—4,462	180	7,120	4,680	2,880
4,463—4,487	181	7,160	4,706	2,896
4,488—4,512	182	7,200	4,732	2,912
4,513—4,537	183	7,240	4,758	2,928
4,538—4,562	184	7,280	4,784	2,944
4,563—4,587	185	7,320	4,810	2,960
4,588—4,612	186	7,360	4,836	2,976

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
4,613—4,637	187	7,400	4,862	2,992
4,638—4,662	188	7,440	4,888	3,008
4,663—4,687	189	7,480	4,914	3,024
4,688—4,712	190	7,520	4,940	3,040
4,713—4,737	191	7,560	4,966	3,056
4,738—4,762	192	7,600	4,992	3,072
4,763—4,787	193	7,640	5,018	3,088
4,788—4,812	194	7,680	5,044	3,104
4,813—4,837	195	7,720	5,070	3,120
4,838—4,862	196	7,760	5,096	3,136
4,863—4,887	197	7,800	5,122	3,152
4,888—4,912	198	7,840	5,148	3,168
4,913—4,937	199	7,880	5,174	3,184
4,938—4,962	200	7,920	5,200	3,200
4,963—4,987	201	7,960	5,226	3,216
4,988—5,012	202	8,000	5,252	3,232
5,013—5,037	203	8,040	5,278	3,248
5,038—5,062	204	8,080	5,304	3,264
5,063—5,087	205	8,120	5,330	3,280
5,088—5,112	206	8,160	5,356	3,296
5,113—5,137	207	8,200	5,382	3,312
5,138—5,162	208	8,240	5,408	3,328
5,163—5,187	209	8,280	5,434	3,344
5,188—5,212	210	8,320	5,460	3,360
5,213—5,237	211	8,360	5,486	3,376
5,238—5,262	212	8,400	5,512	3,392
5,263—5,287	213	8,440	5,538	3,408
5,288—5,312	214	8,480	5,564	3,424
5,313—5,337	215	8,520	5,590	3,440
5,338—5,362	216	8,560	5,616	3,456
5,363—5,387	217	8,600	5,642	3,472
5,388—5,412	218	8,640	5,668	3,488
5,413—5,437	219	8,680	5,694	3,504
5,438—5,462	220	8,720	5,720	3,520
5,463—5,487	221	8,760	5,746	3,536
5,488—5,512	222	8,800	5,772	3,552
5,513—5,537	223	8,840	5,798	3,568
5,538—5,562	224	8,880	5,824	3,584
5,563—5,587	225	8,920	5,850	3,600
5,588—5,612	226	8,960	5,876	3,616
5,613—5,637	227	9,000	5,902	3,632
5,638—5,662	228	9,040	5,928	3,648
5,663—5,687	229	9,080	5,954	3,664
5,688—5,712	230	9,120	5,980	3,680
5,713—5,737	231	9,160	6,006	3,696
5,738—5,762	232	9,200	6,032	3,712
5,763—5,787	233	9,240	6,058	3,728
5,788—5,812	234	9,280	6,084	3,744
5,813—5,837	235	9,320	6,110	3,760
5,838—5,862	236	9,360	6,136	3,776
5,863—5,887	237	9,400	6,162	3,792
5,888—5,912	238	9,440	6,188	3,808
5,913—5,937	239	9,480	6,214	3,824
5,938—5,962	240	9,520	6,240	3,840
5,963—5,987	241	9,560	6,266	3,856
5,988—6,012	242	9,600	6,292	3,872
6,013—6,037	243	9,640	6,318	3,888
6,038—6,062	244	9,680	6,344	3,904
6,063—6,087	245	9,720	6,370	3,920
6,088—6,112	246	9,760	6,396	3,936

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
6,113—6,137	247	9,800	6,422	3,952
6,138—6,162	248	9,840	6,448	3,968
6,163—6,187	249	9,880	6,474	3,984
6,188—6,212	250	9,920	6,500	4,000
6,213—6,237	251	9,960	6,526	4,016
6,238—6,262	252	10,000	6,552	4,032
6,263—6,287	253	10,040	6,578	4,048
6,288—6,312	254	10,080	6,604	4,064
6,313—6,337	255	10,120	6,630	4,080
6,338—6,362	256	10,160	6,656	4,096
6,363—6,387	257	10,200	6,682	4,112
6,388—6,412	258	10,240	6,708	4,128
6,413—6,437	259	10,280	6,734	4,144
6,438—6,462	260	10,320	6,760	4,160
6,463—6,487	261	10,360	6,786	4,176
6,488—6,512	262	10,400	6,812	4,192
6,513—6,537	263	10,440	6,838	4,208
6,538—6,562	264	10,480	6,864	4,224
6,563—6,587	265	10,520	6,890	4,240
6,588—6,612	266	10,560	6,916	4,256
6,613—6,637	267	10,600	6,942	4,272
6,638—6,662	268	10,640	6,968	4,288
6,663—6,687	269	10,680	6,994	4,304
6,688—6,712	270	10,720	7,020	4,320
6,713—6,737	271	10,760	7,046	4,336
6,738—6,762	272	10,800	7,072	4,352
6,763—6,787	273	10,840	7,098	4,368
6,788—6,812	274	10,880	7,124	4,384
6,813—6,837	275	10,920	7,150	4,400
6,838—6,862	276	10,960	7,176	4,416
6,863—6,887	277	11,000	7,202	4,432
6,888—6,912	278	11,040	7,228	4,448
6,913—6,937	279	11,080	7,254	4,464
6,938—6,962	280	11,120	7,280	4,480
6,963—6,987	281	11,160	7,306	4,496
6,988—7,012	282	11,200	7,332	4,512
7,013—7,037	283	11,240	7,358	4,528
7,038—7,062	284	11,280	7,384	4,544
7,063—7,087	285	11,320	7,410	4,560
7,088—7,112	286	11,360	7,436	4,576
7,113—7,137	287	11,400	7,462	4,592
7,138—7,162	288	11,440	7,488	4,608
7,163—7,187	289	11,480	7,514	4,624
7,188—7,212	290	11,520	7,540	4,640
7,213—7,237	291	11,560	7,566	4,656
7,238—7,262	292	11,600	7,592	4,672
7,263—7,287	293	11,640	7,618	4,688
7,288—7,312	294	11,680	7,644	4,704
7,313—7,337	295	11,720	7,670	4,720
7,338—7,362	296	11,760	7,696	4,736
7,363—7,387	297	11,800	7,722	4,752
7,388—7,412	298	11,840	7,748	4,768
7,413—7,437	299	11,880	7,774	4,784
7,438—7,462	300	11,920	7,800	4,800
7,463—7,487	301	11,960	7,826	4,816
7,488—7,512	302	12,000	7,852	4,832
7,513—7,537	303	12,040	7,878	4,848
7,538—7,562	304	12,080	7,904	4,864
7,563—7,587	305	12,120	7,930	4,880
7,588—7,612	306	12,160	7,956	4,896

<i>Part A Highest Quarterly Wage</i>	<i>Part B Rate of Compensation</i>	<i>Part C Qualifying Wages</i>	<i>Part D Amount of Compensation</i>	<i>Part E</i>
7,613—7,637	307	12,200	7,982	4,912
7,638—7,662	308	12,240	8,008	4,928
7,663—7,687	309	12,280	8,034	4,944
7,688—7,712	310	12,320	8,060	4,960
7,713—7,737	311	12,360	8,086	4,976
7,738—7,762	312	12,400	8,112	4,992
7,763—7,787	313	12,440	8,138	5,008
7,788—7,812	314	12,480	8,164	5,024
7,813—7,837	315	12,520	8,190	5,040
7,838—7,862	316	12,560	8,216	5,056
7,863—7,887	317	12,600	8,242	5,072
7,888—7,912	318	12,640	8,268	5,088
7,913—7,937	319	12,680	8,294	5,104
7,938—7,962	320	12,720	8,320	5,120
7,963—7,987	321	12,760	8,346	5,136
7,988—8,012	322	12,800	8,372	5,152
8,013—8,037	323	12,840	8,398	5,168
8,038—8,062	324	12,880	8,424	5,184
8,063—8,087	325	12,920	8,450	5,200
8,088—8,112	326	12,960	8,476	5,216
8,113—8,137	327	13,000	8,502	5,232
8,138—8,162	328	13,040	8,528	5,248
8,163—8,187	329	13,080	8,554	5,264
8,188—8,212	330	13,120	8,580	5,280
8,213—8,237	331	13,160	8,606	5,296
8,238—8,262	332	13,200	8,632	5,312
8,263—8,287	333	13,240	8,658	5,328
8,288—8,312	334	13,280	8,684	5,344
8,313—8,337	335	13,320	8,710	5,360
8,338—8,362	336	13,360	8,736	5,376
8,363—8,387	337	13,400	8,762	5,392
8,388—8,412	338	13,440	8,788	5,408
8,413—8,437	339	13,480	8,814	5,424
8,438—8,462	340	13,520	8,840	5,440
8,463—8,487	341	13,560	8,866	5,456
8,488—8,512	342	13,600	8,892	5,472
8,513—8,537	343	13,640	8,918	5,488
8,538—8,562	344	13,680	8,944	5,504
8,563—8,587	345	13,720	8,970	5,520
8,588—8,612	346	13,760	8,996	5,536
8,613—8,637	347	13,800	9,022	5,552
8,638—8,662	348	13,840	9,048	5,568
8,663—8,687	349	13,880	9,074	5,584
8,688—8,712	350	13,920	9,100	5,600
8,713—8,737	351	13,960	9,126	5,616
8,738—[or more]—8,762	352	[*] 14,000	9,152	5,632
8,763—8,787	353	14,040	9,178	5,648
8,788—8,812	354	14,080	9,204	5,664
8,813—8,837	355	14,120	9,230	5,680
8,838—8,862	356	14,160	9,256	5,696
8,863—8,887	357	14,200	9,282	5,712
8,888—8,912	358	14,240	9,308	5,728
8,913—8,937	359	14,280	9,334	5,744
8,938—8,962	360	14,320	9,360	5,760
8,963—8,987	361	14,360	9,386	5,776
8,988—or more	362	14,400	9,412	5,792

*The claimant will be ineligible for benefits unless 20% of the [\$14,000] \$14,400 qualifying wages was paid in a quarter or quarters other than the high quarter.

[Pa.B. Doc. No. 97-21. Filed for public inspection January 3, 1997, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Retention of Engineering Firms

**McKean County
Reference No. 08430AG2037**

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately five inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on S. R. 0219, Section C04, Tally Ho climbing lanes.

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an engineering agreement based on the Departments evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking. The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors resumes with emphasis on construction inspection capabilities and specialized experience in the maintenance and protection of traffic, soils, structures, concrete, asphalt paving and drainage.
- b. Past performance.
- c. Understanding of Departments requirements, policies and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.
- f. Workload.

The qualifications and experience required of the firms inspectors will be established by the Department for each work order, and the qualifications of the firms proposed employes will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Insp. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	3 (3)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	1 (0)

The numbers in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science degree in Civil Engineering or a Bachelor of Science degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year 1997 will be the following rates:

<i>Payroll Classification</i>	<i>Payroll Rate</i>
Transportation Construction Inspector Supervisor (TCIS)	\$38.90 (ST) \$44.88 (OT)
Transportation Construction Inspector (TCI)	\$34.42 (ST) \$39.28 (OT)
Technical Assistant (TA)	\$24.60 (ST) \$27.00 (OT)

Maximum reimbursable per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting. The maximum rate per hour of inspection includes all costs to have the inspector on the project site.

The firm selected may be required to attend a preconstruction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item, and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation or construction.

Letters of interest for this project must include a letter, signed by the individuals proposed for all TCIS positions, giving their approval to use their names in the letter of interest for this specific project. The goal for Disadvantaged Business Enterprise (DBE) participation in this agreement shall be 15% of the total contract price. Additional information concerning DBE participation in

this agreement is contained in the General Requirements and Information section after the advertised projects.

Transmittal letters for the letters of interest shall be four pages or less.

A maximum of two resumes for the TCIS classification and four resumes for the TCI classifications shall be included with the letters of interest. No resumes are required for the TA classification. The second copy of the letter of interest and required forms, (see general requirements and information section) shall be sent to: District Engineer, Engineering District 2-0, 1924-30 Daisy St., P. O. Box 342, Clearfield, PA 16830.

Technical questions concerning the requirements for this project should be directed to Vasco A. Ordonez, P.E., District 2-0, at (814) 765-0439. Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Cameron, Centre, Clearfield, Clinton, Elk, Juniata, Mifflin, McKean and Potter Counties
Reference No. 08430AG2038**

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately five inspectors, under the Districts Permit Supervisor, for construction inspection and documentation services on various highway occupancy permit construction projects in Cameron, Centre, Clearfield, Clinton, Elk, Juniata, Mifflin, McKean and Potter Counties. The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an open-end contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors resumes with emphasis on construction inspection capabilities and specialized experience in the maintenance and protection of traffic, soils, structures, concrete, asphalt paving and drainage.
- b. Past performance.
- c. Understanding of Departments requirements, policies and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.
- f. Ability to provide CPM scheduling.

The qualifications and experience required of the firms inspectors will be established by the Department for each work order, and the qualifications of the firms proposed employes will be reviewed and approved by the Department. It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	5 (5)

The numbers in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the level required for the Inspection Classification.
- 2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 4. Hold a Bachelor of Science degree in Civil Engineering or a Bachelor of Science degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
- 5. Hold an Associate degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year 1997 will be the following rates:

<i>Payroll Classification</i>	<i>Payroll Rate</i>
Transportation (TCI) Construction Inspector	\$34.42 (ST) \$39.28 (OT)

Maximum reimbursable rate per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting. The maximum rate per hour of inspection includes all costs to have the inspector on the project site.

The firm selected may be required to attend a preconstruction conference with the Department and/or the permittee and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; insure that the specific and general requirements of the permit are carried out in the best interest of the Department; and perform other duties as may be required.

Transmittal letters for the letters of interest shall be four pages or less.

A maximum of six resumes shall be included with the letters of interest.

The second copy of the letter of interest and required forms, (see general requirements and information section) shall be sent to: District Engineer, Engineering District 2-0, 1924-30 Daisy St., P. O. Box 342, Clearfield, PA 16830.

Technical questions concerning the requirements for this project should be directed to Vasco A. Ordonez, P.E., District 2-0, at (814) 765-0439. Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Mifflin County
Reference No. 08430AG2039**

The Department of Transportation will retain engineering firm to provide supplementary construction inspection

staff of approximately 16 inspectors, under the Department's Inspector-in-Charge, for construction inspection and documentation services on S. R. 0322, Section B01, Milroy Bypass Project, Mifflin County.

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an open-end contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors resumes with emphasis on construction inspection capabilities and specialized experience in the maintenance and protection of traffic, soils, structures, concrete, asphalt paving and drainage.
- b. Past performance.
- c. Understanding of Department's requirements, policies and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.
- f. Workload.

The qualifications and experience required of the firms inspectors will be established by the Department for each Work Order, and the qualifications of the firms proposed employees will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Manager (TCM-1) (NICET Highway Construction Level 4 or equivalent)	12 (2)
Transportation Construction Insp. Super. (TCIS) (NICET Highway Construction Level 3 or equivalent)	1 (1)
Transportation Construction Inspector Materials (TCI Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	8 (8)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	4 (0)

The numbers in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

- 1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of

Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the level required for the Inspection Classification.

- 2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
- 4. Hold a Bachelor of Science degree in Civil Engineering or a Bachelor of Science degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
- 5. Hold an Associate degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year 1997 will be the following rates:

<i>Payroll Classification</i>	<i>Payroll Rate</i>	
Transportation Construction Manager 1 (TCM-1)	\$43.96 (ST)	\$51.20 (OT)
Transportation Construction Inspector Supervisor (TCIS)	\$38.90 (ST)	\$44.88 (OT)
Transportation Construction Inspector Materials (TCI—M)	\$35.42 (ST)	\$40.53 (OT)
Transportation Construction Inspector (TCI)	\$34.42 (ST)	\$39.28 (OT)
Technical Assistant (TA)	\$24.60 (ST)	\$27.00 (OT)

Maximum reimbursable direct payroll rates for subsequent calendar years, if applicable, will be established at the scope of work meeting. The firm selected may be required to attend a preconstruction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item; and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation or construction.

Letters of interest for this project must include a letter, signed by the individuals proposed for all TCM-1 and/or TCIS positions, giving their approval to use their names in the letter of interest for this specific project.

The goal for Disadvantaged Business Enterprise (DBE) participation in this agreement shall be 15% of the total contract price. Additional information concerning DBE participation in this agreement is contained in the General Requirements and Information section after the advertised projects.

The second copy of the letter of interest and required forms, (see general requirements and information section)

shall be sent to: District Engineer, Engineering District 2-0, 1924-30 Daisy St., P. O. Box 342, Clearfield, PA 16830.

Technical questions concerning the requirements for this project should be directed to Vasco A. Ordonez, P.E., District 2-0, at (814) 765-0439. Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Open-End Contract
Bridge Inspection
Reference No. 08430AG2040**

The Department of Transportation will retain an engineering firm for an open-end contract to perform State-wide periodic NBIS bridge and various structural safety inspections for designated bridges and structures on the State System throughout the Commonwealth. This contract can also include special studies and investigations of structural problems on an as-needed basis and also selected nonroutine local bridges. This contract will be for a period of 60 months from the date of execution with projects assigned on an as-needed basis. The maximum amount of the open-end contract will be \$1.0 million.

The selected firm will be required to provide all necessary professional and nonpresenile services, work, material and equipment necessary to inspect/reinspect and evaluate the condition of State owned bridges and structures at various locations and also selected nonroutine local bridges. The firm will provide updates inspection reports including a bridge load capacity rating/re-inventory and operation ratings based on existing conditions for AASHTO and PDT loadings using the Department's computer programs and/or other programs with prior approval when the Department's program is not applicable, may be required.

Firms responding to this solicitation shall provide the following additional information in their letter of interest:

1. Indicate the lead person or subconsultant on each of the expert service elements and indicate the qualifications and experience of the lead person or subconsultant specifically related to each expert service area.
2. Indicate how the firm will provide "on demand" responses for urgent problems.
3. Indicate internal procedures for cost containment and quality assurances.
4. Indicate computer capabilities including PDT programs and other software.

The Department will establish an order of ranking of a minimum of five firms for the purpose of negotiating based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation.

The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Responses to the information requested above.
- b. Specialized technical expertise and experience of the individuals committed to this project.
- c. Capabilities of the proposed team to address the bridge inspection, engineering evaluations and recommendations, and related aspects identified in the advertisement.

d. Prior technical successes and timeliness in performing work, especially bridge inspection work, with the Department.

e. Available staffing and "on demand" responses capabilities in the event of emergencies.

f. Location, current workload, cost containment and quality assurances program.

The engineering services studies identified above are the general work activities that can be expected under this contract.

Letters of interest for this project will only be accepted from individuals, firms or corporations duly authorized to engage in the practice of engineering. If an individual, firm or corporation not authorized to engage in the practice of engineering desires to submit a letter of interest, said individual, firm or corporation may do so as part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

A second copy of the letter of interest and required forms, (see general requirement and information section) shall be sent to The Director, Bureau of Design, Attention: Chief Bridge Engineering, Forum Place, 7th Floor, 555 Walnut Street, Harrisburg, PA 17101-1900.

Project management will be by the Bridge Quality Assurance Division, Bureau of Design. Engineering inspections will be directed by the respective District Office.

Technical questions concerning the requirements of this project should be directed to Harold C. Rodgers, P.E., at (717) 787-3767.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Bucks, Chester, Delaware, Montgomery,
Philadelphia Counties
Reference No. 08430AG2041**

The Department of Transportation will retain an engineering firm to provide supplementary construction inspection staff of approximately two inspectors, under the Department's Inspector-In-Charge, for electrical construction inspection and documentation services on various S.R.'s and Department property (highway, sign lighting and maintenance stockpile electrical work in Bucks, Chester, Delaware, Montgomery and Philadelphia Counties).

The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an Engineering Agreement based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be required prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firm submitting letters of interest:

- a. Each TCIS shall have at least his or her own Pennsylvania Journeyman electrician's license.
- b. Show the expiration date for the electrician's license in the resumes of the prospective TCIS.
- c. Have knowledge of PennDOT Publication 203 Short Term Maintenance and Protection of Traffic.
- d. Past performance.

e. Workload.

The qualifications and experience required of the firm's inspectors will be established by the Department, and the qualifications of the firm's proposed employes will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Insp. Supr. (TCIS)	2

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar years, 1997 will be the following rate;

<i>Payroll Classification</i>	<i>Rate per hour</i>	
Transportation Construction Inspection Supervisor (TCIS)	\$38.90 (ST)	\$44.88 (OT)

Maximum reimbursable per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting. The maximum rate per hour of inspection includes all cost to have the inspection on the project site.

The firm selected may be required to attend a preconstruction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item. TCIS personnel must be able to climb a ladder up to 24 feet high. There will be inspection done at night (10 p.m. to 6 a.m.) for one person and inspection done during the day (8 a.m. to 4 p.m.) for one person. This contract would run for 2 years. Each TCIS must have at least his or her own Journeyman Electrician's license. Each TCIS will work under the supervision of the Department Project Manager who has the responsibility in the District 6-0 Maintenance Unit for inspecting all electrical repairs done under maintenance contracts for highway and sign lighting, storm and groundwater pumping stations at various locations on Interstate Highways, lighting and electrical work at Department maintenance buildings and stockpile parking areas, electrical work in District 6-0 office building, and lighting electrical repairs at the Tourist center on I-95 Delaware County and the Tourist Center on I-95 in Bucks County. The work is spread over Bucks, Chester, Delaware, Montgomery and Philadelphia Counties with the bulk of the work being in the City of Philadelphia. The work includes the inspection of lighting and electrical work being done by contractors in accordance with the installation procedures, Department standards for lighting and electrical work, Form 408, and design criteria in the maintenance contract. Also included is inspection of electrical components and systems such as permanent and temporary electrical components and systems such as permanent and temporary electrical circuits, service cables, electrical switches, receptacles and junction boxes, and control panels and transformers. Work may involve high electrical voltage (over 12,000 volts). The TCIS must be able to conduct job conferences and assist the Depart-

ment Supervisor in resolving construction and materials problems and be able to prepare inspection reports on a daily basis. Seventy percent of inspector's work will require inspection of workmanship and materials at Department facilities and ensure that the building and support electrical systems in the overall stockpile areas meet electrical codes, safety standards, and plans and specifications.

Inspect four pumping stations owned by the Department in the City of Philadelphia and monitor contractor's progress. Read, interpret and understand the circuit maps, shed and salt dome plans and maps, standard drawings and electrical maintenance contracts that will be supplied to the inspectors by the Department. Determine the possible causes of power outages along highway lighting systems by checking the circuit breakers in cabinets or checking blown fuses in the circuit breakers in panels. Perform other duties as may be required.

Letters of Interest for this project must include a letter, signed by the individual proposed for TCIS positions, giving their approval to use their names in the letter of interest for a maximum of three resumes for the TCI classification shall be included with the letter of interest for this specific project.

The District's copy of the letter of interest and required forms (see general requirements and information section) shall be sent to: Andrew Warren, District Administrator, 200 Radnor-Chester Road, St. Davids, PA 19087.

Technical questions concerning the requirements for this project should be directed to James Kirkpatrick, District 6-0 at (610) 964-6553.

Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

**Cameron, Centre, Clearfield, Clinton, Elk, Juniata, McKean, Mifflin and Potter Counties
Reference No. 08430AG2042**

The Department of Transportation will retain an engineering firm for an open-end contract to provide supplementary construction inspection staff under the Department's Inspectors-in-Charge to perform construction inspection services on various projects in Engineering District 2-0, that is Cameron, Centre, Clearfield, Clinton, Elk, Juniata, McKean, Mifflin and Potter Counties. The contract will include roadway and bridge construction projects, and material plan inspection. The contract will be for a minimum period of 30 months with a minimum cost of \$750,000.

It is anticipated that a maximum supplementary construction inspection staff of 15 inspectors will be required for this assignment. The Department will establish an order of ranking of a minimum of three firms for the purpose of negotiating an open-end contract based on the Department's evaluation of the acceptable letters of interest received in response to this solicitation. The ranking will be established directly from the letters of interest. Technical proposals will not be requested prior to the establishment of the ranking.

The following factors, listed in order of importance, will be considered by the Department during the evaluation of the firms submitting letters of interest:

- a. Review of inspectors resumes with emphasis on construction inspection capabilities and specialized experience in the maintenance and protection of traffic, soils, structures, concrete, asphalt paving and drainage.

- b. Past performance.
- c. Understanding of Departments requirements, policies and specifications.
- d. Number of available inspectors in each payroll classification.
- e. Number of NICET certified inspectors in each payroll classification.
- f. Ability to provide CPM scheduling.

The qualifications and experience required of the firms inspectors will be established by the Department for each Work Order, and the qualifications of the firms proposed employes will be reviewed and approved by the Department.

It is anticipated that the supplementary construction inspection staff for this assignment will consist of the following number of inspectors who meet the requirements for the following inspection classifications:

<i>Classification</i>	<i>No. of Inspectors</i>
Transportation Construction Inspector Materials (TCI Materials) (NICET Highway Materials Level 2 or equivalent)	1 (1)
Transportation Construction Inspector (TCI) (NICET Highway Construction Level 2 or equivalent)	11 (11)
Technical Assistant (TA) (NICET Highway Construction Level 1 or equivalent)	4 (0)

The numbers in parenthesis above indicate the number of inspectors in each Classification that must meet at least one of the following requirements:

1. Be certified by the National Institute for Certification in Engineering Technologies (NICET) in the field of Transportation Engineering Technology, subfield of Highway Construction, or subfield of Highway Materials, at the level required for the Inspection Classification.
2. Be registered as a Professional Engineer by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
3. Be certified as an Engineer-in-Training by the Commonwealth of Pennsylvania with the required highway experience specified for the Inspection Classification.
4. Hold a Bachelor of Science degree in Civil Engineering or a Bachelor of Science degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.
5. Hold an Associate degree in Civil Engineering Technology with the required highway experience specified for the Inspection Classification.

The maximum reimbursement per hour of inspection for each Department Payroll Classification for calendar year 1997 will be the following rates:

<i>Payroll Classification</i>	<i>Rate Per Hour</i>	
Transportation Construction Inspector Materials (TCI—M)	\$35.42 (ST)	\$40.53 (OT)

<i>Payroll Classification</i>	<i>Rate Per Hour</i>	
Transportation Construction Inspector (TCI)	\$34.42 (ST)	\$39.28 (OT)
Technical Assistant (TA)	\$24.60 (ST)	\$27.00 (OT)

Maximum reimbursable per hour of inspection for subsequent calendar years, if applicable, will be established at the scope of work meeting. The maximum rate per hour of inspection includes all costs to have the inspector on the project site.

The firm selected may be required to attend a preconstruction conference with the Department and the construction contractor for this project. Under the supervision and direction of the Department, the selected firm will be required to keep records and document the construction work; prepare current and final estimates for payment to the construction contractor; assist the Department in obtaining compliance with the labor standards, safety and accident prevention, and equal opportunity provisions of the contract item, and perform other duties as may be required. Firms applying must have qualified personnel capable of climbing structures during painting, rehabilitation or construction.

Transmittal letters for the letters of interest shall be four pages or less.

A maximum of 14 resumes for the TCI classification and two resumes for the TCI-M classification shall be included with the letter of interest. No resumes are required for the TA classification.

The second copy of the letter of interest and required forms, (see general requirements and information section) shall be sent to: District Engineer, Engineering District 2-0, 1924-30 Daisy St., P.O. Box 342, Clearfield, PA 16830.

Technical questions concerning the requirements for this project should be directed to Vasco A. Ordonez, P.E., District 2-0, at (814) 765-0439. Questions concerning the submittal of the letter of interest can be directed to the Consultant Agreement Division at (717) 783-9309.

General Requirements and Information

Firms interested in providing the above work and services are invited to submit two copies of a letter of interest and required forms for each Project Reference Number for which the applicant wishes to be considered.

One copy of the letter of interest and required forms must be submitted to Director, Bureau of Design, Consultant Selection Committee, Forum Place, 555 Walnut Street, 7th Floor, Harrisburg, PA 17101-1900.

The letter of interest and required forms must be received within 13 calendar days of this notice. The deadline for receipt of a letter of interest at the above address is 4:30 p.m. prevailing time of the thirteenth day.

The second copy of the letter of interest and required forms must be submitted to the appropriate District Engineer/Administrator or the Bureau Director as indicated in the individual advertisement. This copy must be postmarked or delivered on or before the deadline indicated above.

If an individual, firm or corporation not authorized to engage in the practice of engineering desires to submit a letter of interest, said individual, firm or corporation may do so as part of a joint venture with an individual, firm or

corporation which is permitted under State law to engage in the practice of engineering.

If a Joint Venture responds to a project advertisement, the Department of Transportation will not accept separate Letters of Interest from the Joint Venture constituents. A firm will not be permitted to submit on more than one Joint Venture for the same Project Reference Number. Also a firm that responds to a project as a prime may not be included as a designated subcontractor to another firm that responds as a prime to the project. Multiple responses under any of the foregoing situations will cause the rejection of all responses of the firm or firms involved. The above does not preclude a firm from being set forth as a designated subcontractor to more than one prime responding to the project advertisement.

If a goal for Disadvantaged Business Enterprise (DBE) participation is established for an advertised project, firms expressing interest in the project must agree to ensure that Disadvantaged Business Enterprise (DBE) firms as defined in the Intermodal Surface Transportation Efficiency Act of 1991 and currently certified by the Department of Transportation shall have the maximum opportunity to participate in any subcontracting or furnishing supplies or services approved under Form 442, Section 1.10(a). The act requires that firms owned and controlled by women (WBEs) be included, as a presumptive group, within the definition of Disadvantaged Business Enterprise (DBE). The goal for DBE participation shall be as stated in the individual project advertisement. Responding firms shall make good faith efforts to meet the DBE goal using DBEs (as they were defined prior to the act), WBEs or combinations thereof.

Proposed DBE firms must be certified at the time of submission of the letter of interest. If the selected firm fails to meet the goal established, it shall be required to demonstrate its good faith efforts to attain the goal.

Responses are encouraged by small engineering firms, disadvantaged business enterprise engineering firms and other engineering firms who have not previously performed work for the Department of Transportation.

Each letter of interest must include the following:

1. The project reference number for which the applicant wishes to be considered.
2. The firm's legal name, factious name (if applicable), and the firm's Federal identification number.
3. If the project advertisement indicated the Department will retain an engineering firm for the project, the applicant must indicate the names and license number of individuals who are directing heads or employees of the firm who is responsible of the firm's engineering activities, and whose names and seal shall be stamped on all plans, specifications, plats and reports issued by the firm.
4. Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project." The Standard Form 255 must be signed, dated and filled out in its entirety including Item No. 6 listing the proposed subconsultants and the type of work or service they will perform on the project.

If a Disadvantage Business Enterprise (DBE) goal is specified for the project the DBE must be currently certified by the Department of Transportation, and the name of the firm and the work to be performed must be indicated in Item No. 6.

If a Woman Business Enterprise (WBE) firm is substituted for the DBE, the WBE firm must also be presently certified by the Department of Transportation and indicated in Item 6.

5. Standard Form 254, "Architect-Engineer for Related Services Questionnaire" not more than 1 year old as of the date of this advertisement, must accompany each letter of interest for the firm, each party to a joint venture and for each subconsultant the firm or joint venture is proposing to use for the performance of professional services regardless of whether the subconsultant is an individual, a college professor of a Company, unless an acceptable Standard Form 254 for the prie and *each* subconsultant/subcontractor is on file in both the Bureau of Design and the Engineering District Office of Central Office Bureau identified in the individual project advertisement.

If the Standard Form 254 is not submitted with the letter of interest the transmittal letter shall indicate the dates that the Standard Forms 254 were submitted to the Bureau of Design and appropriate Engineering District/Central Office Bureau.

6. A "Workload Projection" form for the prime and each subconsultant/subcontractor. The "Workload Projection" form should indicate the firms current and anticipated workload compared to the anticipated capacity available during the agreement projected time frame.

4. Firms with out-of-State headquarters or corporations not incorporated in Pennsylvania must include with each letter of interest a copy of their registration to do business in the Commonwealth as provided by the Department of State. Firms who are not registered to do business in Pennsylvania at the time of this advertisement must document that they have applied for registration to the Department of State, Corporation Bureau. The telephone number for the Corporation Bureau is (717) 787-1057 or (717) 787-2004.

8. The latest audited overhead rate of the prime consultant and each subconsultant.

The assignment of the agreement/contract for the above advertisements will be made to one of the firms who submitted an acceptable letter of interest in response to this project advertisement. The assignment will be made based on the Department's evaluation of the firm's qualification and capabilities. The Department reserves the right to reject all letters submitted, to cancel the solicitations requested under this notice, and/or to readvertise solicitation for the work and services.

BRADLEY L. MALLORY,
Secretary

[Pa.B. Doc. No. 97-22. Filed for public inspection January 3, 1997, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meeting Notice

The following meetings of the Health Care Cost Containment Council have been scheduled: Wednesday, January 8, 1997, Education Committee at 10:30 a.m., Data Systems Committee, 1:30 p.m. The meetings will be held at the Health Care Cost Containment Council, 225 Market Street, Suite 400, Harrisburg, PA 17101. Thursday, January 9, 1997, Council Meeting at 10 a.m. The meeting will be held in the Conference Center at the Pennsylvania State Employees Benefits Trust Fund, 150 South 43rd Street, Harrisburg, PA. The meetings are open to the

public. Persons who need accommodation due to a disability and want to attend the meetings should contact Cherie Kauffman, Health Care Cost Containment Council, 225 Market Street, Harrisburg, PA 17101, (717) 232-6787, at least 24 hours in advance so that arrangements can be made.

ERNEST J. SESSA,
Executive Director

[Pa.B. Doc. No. 97-23. Filed for public inspection January 3, 1997, 9:00 a.m.]

INSURANCE DEPARTMENT

Allstate Insurance Company; Homeowners Insurance Program

On December 13, 1996, the Insurance Department received from Allstate Insurance Company a filing for a rate level and rules change for Homeowners insurance.

The company requests an overall 7.1% increase, amounting to \$7.58 million annually, to be effective March 17, 1997.

Unless formal administrative action is taken prior to February 11, 1997, the subject filing may be deemed approved by operation of law.

Copies of the filing are available for public inspection during normal working hours, by appointment, at the Insurance Department's offices in Harrisburg, Philadelphia, Pittsburgh and Erie.

Interested parties are invited to submit written comments, suggestions or objections to Jin Liu, Insurance Department, Office of Rate and Policy Regulation, Bureau of Property and Casualty Insurance, Actuarial Review Division, 1311 Strawberry Square, Harrisburg, PA 17120, within 30 days of publication of this notice in the *Pennsylvania Bulletin*.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 97-24. Filed for public inspection January 3, 1997, 9:00 a.m.]

Application and Request for a Certificate of Authority

Franklin Homeowners Assurance Company has applied for a Certificate of Authority to operate as a stock casualty insurance company in Pennsylvania. The initial filing was received on December 17, 1996, and was made under the requirements set forth under the Business Corporation Law of 1988, 15 Pa.C.S. § 1 et seq. Persons wishing to comment on the grounds of public or private interest to the issuance of the Department's order approving this Certificate of Authority are invited to submit a written statement to the Insurance Department within 15 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party, identification of the application to which the statement is addressed and a concise statement with sufficient detail to inform the Insurance Department of the exact basis of the statement. Written statements should be directed to Robert Brackbill, Insurance Company Licensing Special-

ist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2660.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 97-25. Filed for public inspection January 3, 1997, 9:00 a.m.]

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has requested a hearing, as authorized by section 9(a) of the act of June 5, 1968 (P. L. 140, No. 78) (40 P. S. § 1008.9(a)) in connection with their company's termination of the insured's automobile policy.

The hearing will be held in the Capitol Associates Building, 901 North Seventh Street, Second Floor Hearing Room, Harrisburg, PA 17102.

Appeal of Raeford McIlwaine; file no. 96-121-06083; Nationwide Insurance Company; doc. no. P96-12-013; January 16, 1997, 1 p.m.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The representative of the company must bring relevant claims files, documents, photographs, drawings, witnesses and the like necessary to substantiate the case. The insured must bring any evidence which the insured may want to offer at the hearing. The hearing will be held in accordance with the requirements of sections 9 and 10 of the act (40 P. S. §§ 1008.9 and 1008.10) and 1 Pa. Code Part II (relating to the General Rules of Administrative Practice and Procedure).

After the hearing, the Insurance 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 is subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the above-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Tracey Pontius, Agency Coordinator at (717) 787-4289.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 97-26. Filed for public inspection January 3, 1997, 9:00 a.m.]

Surplus Lines Advisory Organization

Under the provisions of section 1611 of Article XVI of The Insurance Company Law of 1921 (40 P. S. § 991.1611), the Insurance Commissioner of the Commonwealth of Pennsylvania is authorized to contract with a surplus lines advisory organization for advice and assistance in performing certain functions relative to the placement of surplus lines insurance. The Insurance Commissioner has contracted with the Pennsylvania Surplus Lines Association to function in such capacity, including receipt and review of all filings made by licensees under laws and regulations regulating the placement of surplus lines insurance.

All surplus lines licensees are hereby notified that all filings relating to the placement of surplus lines insurance shall be made with the Pennsylvania Surplus Lines Association and not with the Insurance Department. All filings shall be made in accordance with the procedures outlined in the procedures manual of the Pennsylvania Surplus Lines Association. You will be receiving a mailing which will include the procedures manual from the Pennsylvania Surplus Lines Association within 2 weeks of the date of this notice.

Contact the Pennsylvania Surplus Lines Association at The Pennsylvania Surplus Lines Association, Exton Professional Building, Suite 313, 319 North Pottstown Pike, Exton, PA 19341, (610) 594-1340 or 1 (888) 209-3230, FAX: 610-594-7623.

For questions concerning the contents of this notice, contact Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2144.

LINDA S. KAISER,
Insurance Commissioner

[Pa.B. Doc. No. 97-27. Filed for public inspection January 3, 1997, 9:00 a.m.]

LIQUOR CONTROL BOARD

Expiration of Leases

The following Liquor Control Board leases will expire:

Columbia County, Wine & Spirits Shoppe # 1901, Berwick Plaza, 1530 W. Front Street, Berwick, PA 18603-4321.

Lease Expiration Date: August 31, 1997

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 3,500 to 4,000 net useable square feet of new or existing retail commercial space within Briar Creek Township, along U. S. Route 11.

Proposals due: January 24, 1997, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney, (717) 657-4228

Monroe County, Wine & Spirits Shoppe # 4507, Blakeslee Village Shop, Intersection Routes 115 and 940, Blakeslee, PA 18610-0040.

Lease Expiration Date: April 30, 1998.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 4,000 net useable square feet of new or existing retail commercial space at the intersection of Routes 115 and 940, Blakeslee.

Proposals due: January 24, 1997, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney, (717) 657-4228

Franklin County, Wine & Spirits Shoppe # 2806.

Lease retail commercial space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Pennsylvania Liquor Control Board with approximately 2,500 to 4,000 net useable square feet of new or existing retail commercial space within the vicinity of Exit 5 of Interstate 81, along PA Route 316.

Proposals due: January 24, 1997, at 12 noon

Department: Pennsylvania Liquor Control Board
Location: Bureau of Real Estate, Brandywine Plaza, 2223 Paxton Church Road, Harrisburg, PA 17110-9661
Contact: Charles D. Mooney, (717) 657-4228

JOHN E. JONES,
Chairperson

[Pa.B. Doc. No. 97-28. Filed for public inspection January 3, 1997, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Railroad With Hearing

A-00109325. City of Philadelphia. An application has been made to the Pennsylvania Public Utility Commission, under the provisions of Public Utility Code, for approval of:

(1) the reconstruction of the overhead bridge (AMTRAK) No. 7505; City No. 320/615) AAR 531 581 R) carrying Linden Avenue, west of State Road, over and above the grade of the tracks of National Railroad Passenger Corporation in the City of Philadelphia; and

(2) the allocation of costs and expenses incident thereto.

A public hearing on this application will be held Tuesday, February 18, 1997, at 10 a.m. in an available Hearing Room, 13th Floor, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interests may appear and be heard if they so desire.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-29. Filed for public inspection January 3, 1997, 9:00 a.m.]

Railroad With Hearing

C-00968573. Reading, Blue Mountain and Northern Railroad Company. A complaint has been made to the Pennsylvania Public Utility Commission, under the provisions of Public Utility Code, requesting that the Pennsylvania Public Utility Commission fine the Reading, Blue Mountain and Northern Railroad Company for the illegal activity and impose such other sanctions and remedies as the Commission may deem appropriate.

A public hearing on this application will be held Friday, March 7, 1997, at 10 a.m. in an available Hearing Room,

Ground Floor, North Office Building, North Street and Commonwealth Avenue, Harrisburg, PA, when and where all persons in interests may appear and be heard if they so desire.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-30. Filed for public inspection January 3, 1997, 9:00 a.m.]

**Railroad
With Hearing**

C-00968791. Robert Harpster v. Consolidated Rail Corporation. A complaint has been made to the Pennsylvania Public Utility Commission, under the provisions of Public Utility Code, about being ordered to work on Conemaugh Line and that he is not qualified to do so. He wants this unsafe practice to stop.

A public hearing on this application will be held Tuesday, February 4, 1997, at 10 a.m. in an available Hearing Room, Ground Floor, North Office Building, North Street and Commonwealth Avenue, Harrisburg, PA, when and where all persons in interests may appear and be heard if they so desire.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-31. Filed for public inspection January 3, 1997, 9:00 a.m.]

**Railroad
With Hearing**

I-00960050. Southeastern Pennsylvania Transportation Authority. Investigation into matters pertaining to the maintenance, inspection and/or disposition of the rail-highway crossing (AAR 531 786 J) carrying Sunnyside Road (T-356) over and above the grade of the tracks of Southeastern Pennsylvania Transportation Authority in Penn Township, Chester County.

A public hearing on this investigation will be held Thursday, February 6, 1997, at 10 a.m. in an available Hearing Room, 13th Floor, Philadelphia State Office Building, Broad and Spring Garden Streets, Philadelphia, PA, when and where all persons in interests may appear and be heard if they so desire.

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-32. Filed for public inspection January 3, 1997, 9:00 a.m.]

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. Publication of this notice shall be considered as sufficient notice to all carriers holding authority from this Commission. Applications will be considered without

hearing in the absence of protests to the application. Protests to the applications published herein are due on or before January 27, 1997 as set forth at 52 Pa. Code § 3.381 (relating to the applications for the transportation of property and persons). The protest shall also indicate whether it applies to the temporary authority application or the permanent application or both.

Applications of the following for approval of the beginning of the exercise of the right and privilege of operating as common carriers for transportation of persons as described under each application.

A-0011355 (TA). E Z Transport, Inc. (6600 Hall Road, Columbus, OH 43119), a corporation of the State of Ohio—temporary authority—persons, in paratransit service, between points in the county of Erie, and from points in said county, to points in Pennsylvania, and return. Application for permanent authority appeared in the *Pennsylvania Bulletin*, Volume 26, No. 52, December 28, 1996.

Property, Excluding Household Goods In Use

The following applications for the authority to transport property, excluding household goods in use, between points in Pennsylvania, have been filed with the Pennsylvania Public Utility Commission. Public comment to these applications may be filed, in writing with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265 on or before January 21, 1997.

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|------------------|---|
| A-00113615 | Winfield Peters, t/d/b/a Winfield Peters Excavating & Landscaping
P. O. Box 86, Nanticoke, PA 18634 |
| A-00113616 | Blanche Kratzberg
R. R. 11, 31 Concord Drive, Irwin, PA 15642 |
| A-00113617 | Briggs Earthwork, Inc.
646 West Main Street, Ridgway, PA 15853; David S. Pontzer, 9 South Mill Street, Ridgway, PA 15853 |
| A-00113618 | Justin Truck Transportation, Inc.
P. O. Box 771, Mount Pocono, PA 18344 |
| A-00113625 | Aero Bulk Carriers, Inc.
4519 Cascade Road, Building II-B, Grand Rapids, MI 49546; Louise R. Schrage, 2310 Grant Building, Pittsburgh, PA 15219-2383 |
| A-00112684, F. 2 | Knauer's Express and Storage Company
1801 Venice Avenue, Atlantic City, NJ 08401 |
| A-00111857, F. 2 | Franklin D. Jennings, t/d/b/a Frank Jennings
R. R. 2, Box 320B, West Union Road, Canton, PA 17724 |
| A-00113620 | S.C.C.S., Inc., t/d/b/a J R Transportation
P. O. Box 333, Landisville, PA 17538 |
| A-00113621 | Douglas D. Horvath, t/d/b/a Horvath Hauling
19 South Church Street, Mt. Pleasant, PA 15666 |

- A-00113622 Scrap, Salvage & Surplus, Inc.
123A McShane Road, Fenelton, PA
16034
- A-00113623 Robert H. Roby, t/d/b/a Roby's LP Gas/
Garage
R. D. 7, Box 85F, Wellsboro, PA
16901
- A-00113624 Concrete Safety, LLC
9190 Old Route 22, Bethel, PA
19507-9838

JOHN G. ALFORD,
Secretary

[Pa.B. Doc. No. 97-33. Filed for public inspection January 3, 1997, 9:00 a.m.]

TURNPIKE COMMISSION

Request for Expanded Letters of Interest

The Turnpike Commission is seeking interested firms to submit Expanded Letters of Interest for the following project:

Reference No. 3-093. Environmental Engineering firm for an open-end Environmental Services Contract to provide environmental services for site characterization and remediation, and emergency response for underground storage tank facility compliance as required by the Department of Environmental Protection.

The services will include various projects being performed simultaneously with short completion schedules. The contract will be for a period of 2 years or maximum cost of \$500,000, whichever occurs first.

Direct inquiries to Deanne S. Metro, P.E., at (717) 939-9551, Extension 3731.

General Requirements and Information

Firms interested in performing the above services are invited to submit Expanded Letters of Interest to Paul A. Edmunds, P.E., Acting Deputy Executive Director—Engineering/Chief Engineer, Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The Expanded Letters of Interest must include in the heading the project reference number indicated in the advertisement. A Standard Form 254, "Architect-Engineer and Related Services Questionnaire," not more than 1 year old as of the date of this advertisement, and Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project," must accompany each letter of interest. If the firm has multiple offices, the location of the office performing the work must be identified.

Firms with out-of-State headquarters or corporations not incorporated in Pennsylvania must include with each letter of interest a copy of their registration to do business in the Commonwealth as provided by the Department of State.

The Turnpike Commission currently limits its participation in the remuneration of principals or consultant employees performing work on projects to \$72,800 per annum or \$35 per hour or their actual audited remuneration, whichever is less. The Commission currently limits

its participation in the consultant's indirect payroll costs (overhead) on design projects to 130% and the consultant's actual audited overhead rate, whichever is less.

The following factors will be considered by the Committee during their evaluation of the firms submitting letters of interest:

(A) Specialized experience and technical competence of firm.

(B) Past record of performance with respect to cost control, work quality and ability to meet schedules. The specific experience of individuals who constitute the firms shall be considered.

(C) Expanded Letters of Interest should include an indication of the prime consultant's and subconsultant's current workload by submitting Form D-427 (as revised 6/89) listing all Department of Transportation and Turnpike Commission projects.

(D) Location of consultant's office where the work will be performed.

(E) Listing of subconsultants intended. Any deviation from the subconsultants listed in the letter of interest will require written approval from the Commission, if selected.

(F) Special requirements of the project.

(G) Other factors, if any, specific to the project.

Each firm shall demonstrate in its Expanded Letter of Interest its ability to perform the specific requirements indicated for this project by including a maximum three page report on this subject.

The Expanded Letters of Interest and required forms must be received by 4 p.m., Friday, January 17, 1997. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Expanded Letters of Interest received in response to this solicitation, the order of selection will be established for the purpose of entering into an Open-End Agreement with the highest ranked firm. Technical Proposals or Requests for Proposals will not be requested.

The assignment of the above services will be made to one of the firms responding to this notice, but the Commission reserves the right to reject all letters of interest submitted, to cancel the solicitation requested under this notice and/or to readvertise solicitation for these services.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 97-34. Filed for public inspection January 3, 1997, 9:00 a.m.]

Retention of Engineering Firm

Systemwide

Reference No. 3-092

The Turnpike Commission will retain four engineering firms for open-end contracts for engineering services on various projects located on the entire length of the Pennsylvania Turnpike System.

The services will encompass a wide range of design efforts with the possibility of several different types of projects being designed under short completion schedules.

The anticipated types of projects include bridge replacements or bridge rehabilitation with minor approach work; roadway rehabilitation or resurfacing projects; capital improvement projects (bridges or roadway); minor location studies, traffic studies, or any other engineering-related activity as determined by the Engineering Department to expedite a project. Each contract will be for a maximum cost of \$750,000, or for a period of 2 years, whichever occurs first.

Each firm may be required to: perform field surveys; plot topography and cross sections; prepare submissions for utility verification and relocation engineering; prepare submissions for field view meetings; prepare all pertinent submissions and material necessary for the Commission to prepare the application to the Pennsylvania Public Utility Commission (PUC) and for a PUC field conference; attend and supply any required information for all PUC meetings during the design of a project; develop erosion control details and narrative; develop right-of-way plans; prepare hydraulic report for waterway approvals; prepare type, size and location report; prepare structure drawings, including culverts, bridges and sign supports, for repair, rehabilitation or replacement; prepare traffic control plans with narrative; procure core borings; provide soil and foundation engineering reports; investigate utility and property involvements; perform traffic counts and speed and delay studies; and prepare construction plans, specifications and estimates.

Direct inquiries to Jeffrey C. Davis at (717)939-9551 ext. 5160.

General Requirements and Information

Firms interested in performing the above services are invited to submit Expanded Letters of Interest to Paul A. Edmunds, P.E., Acting Deputy Executive Director—Engineering/Chief Engineer, Administration Building located on Eisenhower Boulevard at the Harrisburg-East Interchange near Highspire, PA (Mailing Address: P. O. Box 67676, Harrisburg, PA 17106-7676).

The Expanded Letters of Interest must include in the heading the project reference number indicated in the advertisement. A Standard Form 254, "Architect-Engineer and Related Services Questionnaire," not more than 1 year old as of the date of this advertisement, and Standard Form 255, "Architect-Engineer and Related Services Questionnaire for Specific Project," must accompany each letter of interest. If the firm has multiple offices, the location of the office performing the work must be identified.

Firms with out-of-State headquarters or corporations not incorporated in Pennsylvania must include with each letter of interest a copy of their registration to do business in the Commonwealth as provided by the Department of State.

The Turnpike Commission currently limits its participation in the remuneration of principals or consultant employees performing work on projects to \$72,800 per annum or \$35 per hour or their actual audited remunera-

tion, whichever is less. The Commission currently limits its participation in the consultant's indirect payroll costs (overhead) on design projects to 130% and the consultant's actual audited overhead rate, whichever is less.

The following factors will be considered by the Committee during their evaluation of the firms submitting letters of interest:

(A) Specialized experience and technical competence of firm.

(B) Past record of performance with respect to cost control, work quality and ability to meet schedules. The specific experience of individuals who constitute the firms shall be considered.

(C) Expanded letters of interest should include an indication of the prime consultant's and subconsultant's current workload by submitting Form D-427 (as revised 6/89) listing all Department of Transportation and Turnpike Commission projects.

(D) Location of consultant's office where the work will be performed.

(E) Listing of subconsultants intended. Any deviation from the subconsultants listed in the letter of interest will require written approval from the Commission, if selected.

(F) Special requirements of the project.

(G) Other factors, if any, specific to the project.

Each firm shall demonstrate in its Expanded Letter of Interest its ability to perform the specific requirements indicated for this project by including a maximum three page report on this subject.

The Expanded Letters of Interest and required forms must be received by 4 p.m., January 17, 1997. Any letters of interest received after this date and time will be time-stamped and returned.

Based on an evaluation of acceptable Expanded Letters of Interest received in response to this solicitation, the order of selection will be established for the purpose of entering into an open-end agreement with the four highest ranked firms. Technical Proposals or Requests for Proposals will not be requested.

The assignment of the above services will be made to four of the firms responding to this notice, but the Commission reserves the right to reject all letters of interest submitted, to cancel the solicitation requested under this notice and/or to readvertise solicitation for these services.

JAMES F. MALONE, III,
Chairperson

[Pa.B. Doc. No. 97-35. Filed for public inspection January 3, 1997, 9:00 a.m.]

FEDERAL SURPLUS PROPERTY PROGRAM

DEPARTMENT OF GENERAL SERVICES

INVENTORY AND INFORMATION

The Department of General Services, Bureau of Supplies and Surplus Operations oversees the Federal Surplus Property Program within the Commonwealth of Pennsylvania in accordance with the Federal Property and Administrative Services Act of June 30, 1949, 63 Stat. 377 as amended. Personal property is made available on an equitable basis to our State Agency for allocation to eligible organizations at minimal service charges. Available property can include office equipment and furniture, clothing, hand tools, hardware, light machinery, heavy equipment and much more. Some of the equipment is new, while some may require repair, but all of the property is useful, and is available to your organization at a fraction of the cost of buying retail. Most nonprofit, tax-exempt organizations, such as municipalities, schools, emergency management agencies, day care centers and other public service organizations are eligible and have saved thousands of dollars annually through the use of federal surplus property.

All federal surplus property is donated on a first-come, first-served basis to eligible nonprofit organizations within the Commonwealth. A nominal cost is incurred by the participants in the form of a service charge to cover the state's cost of administering the program. Questions about the availability of items or about your organization's ability to participate in the Federal Surplus Property Program should be directed to: The Department of General Services, Bureau of Supplies and Surplus Operations, Federal Surplus Property Program, P. O. Box 1365, 2221 Forster Street, Harrisburg, PA 17105, or call TOLL-FREE 1-800-235-1555.

VEHICLES AND HEAVY EQUIPMENT

Engine. Mfg. Cummins, diesel, 6 cylinder, Model NHC-250, either new or rebuilt. Only 1 available, excellent condition, stock number 2815-96-0192-005, \$1,500.00 ea.

Crane. Mfg. Baldwin-Lima-Hamilton Corporation, 5 ton, 4 wheel, 6 cylinder, gas engine. Only 1 available, good condition, stock number 3810-96-0499-002, \$2,625.00 ea.

Truck. Mfg. General Motors, 1984 and 1985, Blazer, 4x4, 6.2 litre, v-8, diesel, automatic. Several available, good condition, \$2,250.00—\$3,000.00 ea.

BUILDING MATERIALS

Pipe. Mfg. unknown, pvc, 3", schedule 80, 20' long. Plenty available, NEW, stock number 4710-96-0229-006, \$7.50 ea.

Sandbag. Mfg. unknown, canvas, 100 bags/bundle, sold by the bundle. Plenty available, NEW, stock number 8105-96-0447-001, \$10.00 ea.

Post. Mfg. unknown, fence, steel, 8'. Plenty available, good condition, stock number 5660-96-0035-003, \$2.00 ea.

BUSINESS AND RESIDENTIAL FURNISHINGS

Table. Mfg. Rishel, Division of Hon Industries, printer, wood, 36" x 30" x 30". Limited quantities available, NEW, stock number 7110-96-0351-093, \$37.50 ea.

Cabinet. Mfg. varies, lateral file, metal, 2, 4 and 5 drawer. Limited quantities available, good condition, \$15.00—\$75.00 ea.

Desk. Mfg. varies, wood and metal, double pedestal. Plenty available, good condition, \$5.00—\$30.00 ea.

Cabinet. Mfg. varies, filing, 4 and 5 drawer, legal and letter. Plenty available, good condition, \$40.00—\$60.00 ea.

CLOTHING, TEXTILES AND PERSONAL ITEMS

Mitten. Mfg. Illinois Glove Co., shell, cold weather, with trigger finger, large. Plenty available, NEW, stock number 8415-95-0554-003, \$1.50 ea.

Trousers. Mfg. Menlo Ind., cold weather, woodland camouflage, 50% nylon/50% cotton, waist size 31—35 inches. Plenty available, NEW, stock number 8415-93-0528-024, \$5.00 ea.

Sun Glasses. Mfg. Rochester Optical Co. Inc., spectacle type, neutral gray, plastic lens, black plastic frame. Plenty available, NEW, stock number 8465-96-0222-009, \$.75 ea.

Long Johns. Mfg. J. E. Morgan, thermal underwear, long sleeve shirts and ankle length drawers, various sizes, guaranteed not to shrink. Plenty available, NEW, stock number 8415-96-0446-001, \$2.50 ea.

ELECTRICAL AND ELECTRONICS

Inverter. Mfg. Vanner, Model SP00112, 20-30 vdc input, 120 vac output. Limited quantities available, NEW, stock number 6130-95-0648-004, \$12.50 ea.

Wire. Mfg. Cerrowire, 14 gauge, solid, 500'/roll. Limited quantities available, NEW, stock number 6145-96-0111-006, \$2.50 ea.

Heat Gun. Mfg. Master Appliance Corporation, heat gun, Model HG-301A. Several available, good condition, stock number 3439-96-0737-013, \$35.00 ea.

Multimeter. Mfg. Digiter, Model 2180, 4 number digital read out. Plenty available, good condition, stock number 6625-96-0137-032, \$18.75 ea.

OFFICE MACHINES AND SUPPLIES

Typewriter. Mfg. IBM, Selectric II and III. Plenty available, conditions vary, \$18.75—\$125.00 ea.

Envelopes. Mfg. Union Envelope Co., plain, 12" x 16", 1/2 mx/carton. Plenty available, good condition, stock number 7530-96-0198-001, \$3.00 ea.

Computer. Mfg. varies, IBM compatible, 286, 5-1/4" and 3-1/2" disk drives, hard drive, complete with keyboard, monitor and printer. Limited quantities available, good condition, \$100.00 ea.

OILS, PAINTS AND CHEMICALS

Paint. Mfg. varies, spray, 10-12 oz. can, color varies. Plenty available, NEW, stock number 8010-00-0007-001, \$.75 ea.

Oil. Mfg. AM Writing Ink Co., penetrating, type II, for loosening frozen metallic parts, 15 oz./can. Limited quantities available, NEW, stock number 9150-96-0520-006, \$1.50 ea.

Coating. Mfg. Hentzen Coatings, Inc., polyurethane, single component, chemical agent resistant, black, 5 gallon/can. Plenty available, NEW, stock number 8010-96-0078-002, \$10.00 ea.

Oil. Mfg. Ashland Industrial Products, preservative, tectyl 930, used as a factory fill or break in oil for all new or rebuilt engines, 55 gallons/drum. Plenty available, NEW, stock number 9150-95-0538-001, \$10.00 ea.

Oil. Mfg. South Coast Terminals, Inc., lubricating oil, engine, grade 30, 5 gallons/can, sold by the can. Plenty available, NEW, stock number 9150-96-0641-008, \$15.00 ea.

Fluid. Mfg. Royal Lubricants Company, Inc., hydraulic fluid, 1 gallon/can, sold by the can. Plenty available. NEW, stock number 9150-96-0706-008, \$4.00 ea.

PLUMBING/HEATING/AIR CONDITIONING EQUIPMENT

Tee. Mfg. unknown, pvc, 3", schedule 40. Limited quantities available, NEW, stock number 4730-95-0498-004, \$.50 ea.

Bowl. Mfg. American Standard, toilet, Cadet RF 3.5, white, uses 4029/4078 tank. Limited quantities available, stock number 4510-96-0010-004, \$7.50 ea.

Heater. Mfg. Valad Electrical Co., space, 240 volt, Model, FW 625-1. Only 1 available, good condition, stock number 4520-94-0258-008, \$30.00 ea.

Bowl. Mfg. unknown, lavatory bowl. Several available, good condition, stock number 4510-96-0515-004, \$20.00 ea.

SHOP AND TRADE EQUIPMENT

Lathe. Mfg. Monarch Machine Co., Model 12 CK, 14.5" actual swing, 30" between centers. Only 1 available, good condition, stock number 3416-96-0287-002, \$2,500.00 ea.

Machine. Mfg. Racine Tool and Machine Co., cut off, hydraulic, Model unknown, 220/440 volt, 3 phase. Only 1 available, good condition, stock number 3419-96-0235-001, \$750.00 ea.

Spreader. Mfg. Bishman, Model 427, tire spreader. Only 2 available, NEW, stock number 4910-96-0605-005, \$125.00 ea.

MISCELLANEOUS

Sundries. Mfg. Pride Products, Inc., ration supplement, personal care items including shampoo, toothpaste, soap, razors, deodorant, powder, lotion, sunblock, etc., supplies 100 persons for 1 day. Plenty available, NEW, \$18.75 ea.

Omelet. Mfg. Vaneer Foods, Inc., with sausage and potatoes or bacon and cheese, thermostabilized, 4 102 ounce trays/box, 18 portions/tray, 30-40 minute heating time. Plenty available, NEW, \$7.50 ea.

Battery. Mfg. Eveready, Energizer, size D, sold by the dozen. Plenty available, NEW, \$3.00 ea.

Cabinet. Mfg. Nelson, Model BD-4, ice cream cabinet. Only 2 available, NEW, stock number 4110-96-0728-001, \$175.00 ea.

Bag. Mfg. Cecile Industries, Inc., evacuation bag, casualty sleeping bag, insulated with liner and carry bag. Plenty available, NEW, stock number 6530-96-0666-003, \$37.50 ea.

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 97-36. Filed for public inspection January 3, 1997, 9:00 a.m.]

STATE CONTRACTS INFORMATION

DEPARTMENT OF GENERAL SERVICES

Notices of invitations for bids and requests for proposals on State contracts for services and commodities for which the bid amount is reasonably expected to be over \$10,000, are published in the State Contracts Information Section of the *Pennsylvania Bulletin* prior to bid opening date. Information in this publication is intended only as notification to its subscribers of available bidding and contracting opportunities, and is furnished through the Department of General Services, Vendor Information and Support Division. No action can be taken by any subscriber or any other person, and the Commonwealth of Pennsylvania is not liable to any subscriber or any other person, for any damages or any other costs incurred in connection with the utilization of, or any other reliance upon, any information in the State Contracts Information Section of the *Pennsylvania Bulletin*. Interested persons are encouraged to call the contact telephone number listed for the particular solicitation for current, more detailed information.

EFFECTIVE JULY 1, 1985, A VENDOR'S FEDERAL IDENTIFICATION NUMBER (NUMBER ASSIGNED WHEN FILING INCOME TAX DOCUMENTS) OR SOCIAL SECURITY NUMBER IF VENDOR IS AN INDIVIDUAL, MUST BE ON ALL CONTRACTS, DOCUMENTS AND INVOICES SUBMITTED TO THE COMMONWEALTH.

Act 266 of 1982 provides for the payment of interest penalties on certain invoices of "qualified small business concerns". A qualified small business concern is an independently owned, operated for profit, business employing 100 or fewer employes and is not a subsidiary or affiliate of a corporation otherwise not qualified.

Such penalties apply to invoices for goods or services when payments are not made by the required payment date or within a 15 day grace period thereafter. The small business concern must include on every invoice submitted to the Commonwealth: "(name of vendor) is a qualified small business concern as defined at 4 Pa. Code § 2.32".

For information on the required payment date and annual interest rate, please call the Pennsylvania Department of Commerce, Small Business Action Center, 483 Forum Building, 783-5700.

Reader's Guide

- ① Service Code Identification Number
- ② Commodity/Supply or Contract Identification No.
- ③ Contract Information
- ④ Department
- ⑤ Location
- ⑥ Duration
- ⑦ (For Commodities: Contact: Vendor Services Section 717-787-2199 or 717-787-4705)

REQUIRED DATA DESCRIPTIONS

- ① Service Code Identification Number: There are currently 39 state service and contractual codes. See description of legend.
- ② Commodity/Supply or Contract Identification No.: When given, number should be referenced when inquiring of contract of Purchase Requisition. If more than one number is given, each number represents an additional contract.
- ③ Contract Information: Additional information for bid preparation may be obtained through the departmental contracting official.
- ④ Department: State Department or Agency initiating request for advertisement.
- ⑤ Location: Area where contract performance will be executed.
- ⑥ Duration: Time estimate for performance and/or execution of contract.
- ⑦ Contact: (For services) State Department or Agency where vendor inquiries are to be made.
(For commodities) Vendor Services Section (717) 787-2199 or (717) 787-4705

GET THAT COMPETITIVE EDGE—FOR FREE!

Do you want to do business with your state government? The Treasury Department's office of Contract Information Services can assist you by providing you with information that may be helpful to you in successfully bidding on State contracts.

Act 244 of 1980 requires Commonwealth departments and agencies to file with the Treasury Department a copy of all contracts involving an expenditure of \$5,000 or more.

These fully executed contracts usually contain the vendor's name, dollar value, effective and termination dates and contract specifications. Some contracts also include the names of other bidding vendors and the bid proposal compiled by the awarded vendor. There is a minimal cost for photocopying contracts.

Allow the Treasury Department to "make a difference for you." For contract information call the office of Contract Information Services TOLL-FREE (in Pennsylvania) at 1-800-252-4700 or (717) 787-4586. Or you may write or visit the office at Room G13, Finance Building, Harrisburg, Pa. 17120.

CATHERINE BAKER KNOLL,
State Treasurer

Online Subscriptions At <http://www.statecontracts.com> 1-800-334-1429 x340

Commodities

8229760 Chemicals and Chemical Products—50 gallon transline herbicide as mfg. by dow-elanco (no sub).

Department: Transportation
Location: Harrisburg, Dauphin County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1596116 Construction and Building Materials—1 lot, furnish only replacement windows, double hung, heavy gauge vinyl, fusion welded sash, 7/8" insulated glass.

Department: Corrections
Location: Camp Hill, Cumberland County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1450186 Envelopes—200M, tyvek expansion (2 pack)—4-1/2" x 10-12"H x 4"D

Department: Revenue
Location: Middletown, Dauphin County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1501056 Envelopes—20M, kraft w/cellophane window, booklet style, 8 3/4" x 11 1/4" open gummed flap, # 32 brown kraft. Return address and other copy printed in black ink

Department: Banking
Location: Harrisburg, Dauphin County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1398116 Food Prep and Serving Equip—750 cs. 3 compartment styrofoam trays w/3 section hinged lid, all plastic china foam, 250/case

Department: Corrections
Location: Camp Hill, Cumberland County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1565236 Hunting Licenses—a total of 4,843,680 License Tags, Stamps, and Reports for the 1997 season.

Department: Game Commission
Location: Harrisburg, Dauphin County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1589116 Plumbing, Heating and Sanitation Equip.—50 ea. American STD, prison sink fitting # 2250.108 and 50 ea. Eljer prison sink fitting # 559-0861-06.

Department: Corrections
Location: Graterford, Montgomery County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1541216 Pumps—1 ea. Boiler Feedwater: Peerless model, # 1-1/2—TUT 7-4 or approved equal

Department: Public Welfare
Location: Polk Ctr., Polk, Venango County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1583116 Pumps—3 ea. Pumpex—Model KP203-3250, or approved equal, 36 hp, 1750 RPM 8" discharge electric submersible pumps complete with guide rail adapter.

Department: Corrections
Location: Graterford, Montgomery County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 783-6241 or call (717) 787-2199 or (717) 787-4705

1579116 Refrigerator and A/C equipment—repair parts for boiler grate system. Various quantities/styles of side skids, seals, drive shafts, sprockets, idler shafts, rods, and links.

Department: Corrections
Location: Graterford, Montgomery County, PA
Duration: Indeterminate 1996-97
Contact: Vendor Services: Fax request to (717) 6241 or call (717) 787-2199 or (717) 787-4705

SERVICES

Auctioneer Services—03

2620 Auctioneering services to be provided to the Department of General Services, State Surplus Property Division. The successful bidder will provide State Surplus Property with an auctioneer who is experienced in selling objects of historical and collectable nature primarily of European origin at public auction. Auctioneer is required to publicize the sales nationally and internationally through catalogs. Catalogs must be distributed in the following countries: England, Germany, Austria, Switzerland, Italy, Spain, Japan, Hong Kong and the United States. The auctioneer must have representatives in these countries.

Department: General Services
Location: State Surplus Property Division, 2221 Forster Street, Harrisburg, PA 17125
Duration: February 1, 1997 through January 31, 1998
Contact: Tom Ford, (717) 787-9038

Audio/Video—04

8000-04 The Contractor shall provide maintenance service to existing NEC Neax telephone system at SCI-Waynesburg.

Department: Corrections
Location: State Correctional Institution—Waynesburg, R. D. 1 Box 67, Waynesburg, PA 15370
Duration: 7/1/97 through 6/30/2000
Contact: Judith Cook, Purchasing Agent, (412) 627-6185, ext. 4009

Computer Related Services—08

BOP 1997-02 Provide a computerized fax system to be used by the Department of General Services. This system will include software, PC with color monitor and modem, and be capable of sending a minimum of 1,000 pages simultaneously. Vendor will use the current DGS vendor list to setup a data base to be used by this system. Once the system is set up, DGS employees will use it to send a one page fax abstract to potential bidders. The service will be billed monthly on a cost per page or cost per minute basis.

Department: General Services
Location: 414 North Office Building, Harrisburg, PA 17125
Duration: 12 months
Contact: Paul Wolf, (717) 783-1627

Construction and Construction Maintenance—09

Contract No. FDC-215-225 Demolition: provide and place 3/4" roof sheathing, 2" x 10" framing lumber, 5/8" gypsum board, 3" batt insulation and EPDM roofing system; trim work, and gutter repairs. All work is located at Maurice K. Goddard State Park.

Department: Conservation and Natural Resources
Location: New Vernon Township, Mercer County
Duration: 90 days
Contact: Construction Management Section, (717) 787-5055

FM 067896-04 The scope of this project shall include but is not necessarily limited to the following: 1. Furnish and install under drain systems. 2. Widen and overlay existing walkways. 3. Remove and replace walkways in various locations. 4. Provide catch basins and piping tied into existing drainage systems. 5. Provide erosion control during construction. 6. Finish grade and seed disturbed areas.

Department: Public Welfare
Location: Bensalem Youth Development Center, 3701 Old Trevoese Road, Bensalem, PA 19020
Duration: March 1997 through June 30, 1997
Contact: Sharon Maxwell, Purchasing Agent, (215) 953-6406

FM 067896-05, The scope of this project shall include but is not necessarily limited to the following: 1. Furnish and install under drain system. 2. Widen and overlay existing walkways. 3. Remove and replace walkways in various locations. 4. Provide catch basins and piping tied into existing drainage systems. 5. Provide erosion control during construction. 6. Finish grade and seed disturbed areas.

Department: Public Welfare
Location: Bensalem Youth Development Center, 3701 Old Trevoese Road, Bensalem, PA 19020
Duration: March 1997 through June 30, 1997
Contact: Sharon Maxwell, Purchasing Agent, (215) 953-6406

MAI-2716 Contractor shall provide asphalt paving/excavating at the State Correctional Institution at Albion. Listing of specific commodities and services can be obtained by contacting the institutional contact person.

Department: Corrections
Location: State Correctional Institution at Albion, 10745 Rt. 18, Albion, PA 16475-0001
Duration: January 1, 1997 through December 31, 1997
Contact: Lesley S. Hill, Purchasing Agent II, (814) 756-5778

080938 Lehigh County, Group 5-96-POC3C; Lehigh County, Group 5-96-POC3D.

Department: Transportation
Location: District 5-0
Duration: FY 1996-97
Contact: V. C. Shah, (717) 787-5914

304-07379 Resurfacing the parking lot and drive area, also the loading dock area of the Governor's Residence.

Department: General Services
Location: Bureau of Buildings and Grounds, Governor's Residence, 2035 N. Front Street, Harrisburg, PA 17102
Duration: 1/24/97 through 6/30/97
Contact: Anthony Crouthamel, (717) 787-1192

DGS A 180-1ADA.1 Project Title: ADA Ramp and Parking Modifications. Brief Description: Provide new concrete ramps, walkways and parking areas to meet ADA requirements. General Construction. Plans Deposit: \$25.00 per set. Payable to: Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail request to: Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid Date: Wednesday, January 22, 1997 at 2:00 p.m.

Department: General Services
Location: Kettle Creek State Park, Clinton County, Pennsylvania
Duration: 120 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

DGS A 951-43.4 Revised Rebid Project Title: High Voltage Service—Underground Voltage Replacement. Brief Description: Replace existing five (5) KY cables, five (5) KV automatic transfer switches, five (5) KV switches and associated equipment with new. Electrical Construction. Plans Deposit: \$25.00 per set. Payable to: Commonwealth of Pennsylvania. Refundable upon return of plans and specifications in reusable condition as construction documents within 15 days after the bid opening date. The bidder is responsible for the cost of delivery of the plans and specifications. Contact the office listed below to arrange for delivery of documents. A separate check must be submitted to cover the cost of delivery. Mail request to: Department of General Services, Room 107, Headquarters Building, 18th and Herr Streets, Harrisburg, PA 17125, (717) 787-3923. Bid Date: Wednesday, January 29, 1997 at 11:00 a.m. A pre-bid conference has been scheduled for Wednesday, January 8, 1997 at 1:00 p.m. in the DGS trailer on the grounds at H. G. Andrews Center, Johnstown, Cambria Co., PA. Contact Person: Mr. W. McCleester, telephone (814) 255-8335. All contractors who have secured contract documents are invited and urged to attend this pre-bid conference. Any and all bulletin issued prior to December 27, 1996, are hereby cancelled.

Department: General Services
Location: Hiram G. Andrews Center, Johnstown, Cambria County, Pennsylvania
Duration: 250 calendar days from date of initial job conference
Contact: Contract Bidding Unit, (717) 787-6556

Engineering Services and Consultation—14

CU-9701 Cheyney University of Pennsylvania of the State System of Higher Education is interested in obtaining the services of Design Professionals to provide Open-Ended Architectural and Engineering Services for a 1-year period, renewable up to three years. Interested professionals can obtain the Request for Interest from Blake Powers at (610) 399-2298 or FAX (610) 399-2056. Proposals from the professionals are due on January 31, 1997 at 2:00 p.m. at the Facilities Management Office, Jones-Hilton Building. The System encourages responses from small firms, minority firms, women-owned firms and firms which have not previously performed work for the System, and will consider joint ventures which will enable these firms to participate in System professional services contracts.

Department: Cheyney University
Location: Cheyney and Creek Roads, Cheney, PA 19319-0200
Duration: 1 year with renewable options
Contact: Antonia Williams, Contract Administrator, (610) 399-2360

RFP 1997-R-1 The Department of General Services and Office of Administration requires an Engineering and Quality Assurance Consultant to assist the Commonwealth in the design and implementation of a Statewide mobile radio and system. Services required include: project management/administration; site selection; tower design; microwave and two-way mobile radio propagation analyses; soils analyses; frequency reuse studies, creation of specifications for towers, shelters, microwave and mobile radio systems, and operation center requirements; assistance with evaluation of vendor proposals; and QA services such as design review, factory inspections, and installation and site/system testing and acceptance. For an RFP copy please call (717) 787-1459 or FAX 705-0165.

Department: General Services
Location: DGS/Bureau of Purchasing/Telecommunications Division, 2221 Forster Street—G-13, Harrisburg, PA 17103
Duration: 4 years
Contact: John W. Obradovich, (717) 787-1459

S2:73-101.1 Stream rehabilitation work consisting of removing 135' of existing failed wall and replace with 135' of new gabion wall.

Department: Environmental Protection—Project Inspection
Location: Unnamed Tributary to Streets Run, Borough of Baldwin, Allegheny County
Duration: 60 calendar days after the official starting date
Contact: Construction Contracts, (717) 783-7994

Firefighting Services—18

CRE-0186 The Contractor shall provide annual fire alarm check and emergency repair services to our Spectronics Fire Alarm System located at institution. Complete system check to include cleaning all system devices and panels, check all wiring and connectors, check system operations and programming, check batteries and recommend replacement where necessary, test battery back-up system (19) panels. Bidders must be authorized factory dealer for Spectronic with factory trained technicians and provide proof of factory training at the request of institution. Complete bid specifications on file in agency Purchasing Department.

Department: Corrections
Location: State Correctional Institution at Cresson, P. O. Box A, Old Route 22, Cresson, PA 16699-0001
Duration: July 1, 1997 to June 30, 1999 (2 years)
Contact: Barbara A. Lloyd, Purchasing Agent, (814) 886-8181 x 166

Food—19

8877 Poultry and poultry products.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: April—June 1997
Contact: Arletta K. Ney, P.A., (717) 372-5070

8878 Frozen vegetables and fruits.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: April—June 1997
Contact: Arletta K. Ney, P.A., (717) 372-5070

8879 Miscellaneous frozen foods.

Department: Public Welfare
Location: Selingsgrove Center, Box 500, Route 522, Selingsgrove, PA 17870
Duration: April—June 1997
Contact: Arletta K. Ney, P.A., (717) 372-5070

Heating, Ventilation, Air Conditioning—22

Project No. 100 Provide emergency and routine repair work for plumbing system. The contractor must respond to the call within four (4) hours of receiving a call either directly or via a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid Proposal forms used to submit bids are available from the State Army Board.

Department: Military and Veterans Affairs
Location: PAARNG Armory, 1501 Allen St., Lehigh County, Allentown, PA
Duration: July 1, 1997—June 30, 2000
Contact: Emma Schreff, (717) 861-8518

Project No. 117 Provide emergency and routine repair work for plumbing system. The contractor must respond to the call within four (4) hours of receiving a call either directly or via a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid Proposal forms used to submit bids are available from the State Armory Board.

Department: Military and Veterans Affairs
Location: PAARNG Armory, 205 E. Washington St., Corry, Erie County, PA
Duration: July 1, 1997—June 30, 2000
Contact: Emma Schroff, (717) 861-8518

Project No. 118 Provide emergency and routine repair work for plumbing system. The contractor must respond to the call within four (4) hours of receiving a call either directly or via a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid Proposal forms used to submit bids are available from the State Armory Board.

Department: Military and Veterans Affairs
Location: PAARNG Armory, 97-99 Shewell Avenue, Doylestown, Bucks County, PA
Duration: July 1, 1997—June 30, 2000
Contact: Emma Schroff, (717) 861-8518

Project No. 119 Provide emergency and routine repair work for plumbing system. The contractor must respond to the call within four (4) hours of receiving a call either directly or via a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid Proposal forms used to submit bids are available from the State Armory Board.

Department: Military and Veterans Affairs
Location: PAARNG Armory, 271 Washington St., East Stroudsburg, Monroe County, PA
Duration: July 1, 1997—June 30, 2000
Contact: Emma Schroff, (717) 861-8518

Project No. 120 Provide emergency and routine repair work for plumbing system. The contractor must respond to the call within four (4) hours of receiving a call either directly or via a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid Proposal forms used to submit bids are available from the State Armory Board.

Department: Military and Veterans Affairs
Location: PAARNG Armory, 350 East 6th St., Erie, Erie County, PA
Duration: July 1, 1997—June 30, 2000
Contact: Emma Schroff, (717) 861-8518

Project No. 121 Provide emergency and routine repair work for plumbing system. The contractor must respond to the call within four (4) hours of receiving a call either directly or via a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid Proposal forms used to submit bids are available from the State Armory Board.

Department: Military and Veterans Affairs
Location: PAARNG Armory, R. D. 4, Box 283, Everett, Bedford County, PA
Duration: July 1, 1997—June 30, 2000
Contact: Emma Schroff, (717) 861-8518

Project No. 122 Provide emergency and routine repair work for plumbing system. The contractor must respond to the call within four (4) hours of receiving a call either directly or via a recording device. Replacement parts must be as originally installed or of equal quality and function. The contractor must agree to redeem manufacturer's warranty on parts where applicable, and further agree to guarantee workmanship and replacement parts, provided by his firm for a 90 day period. Bid Proposal forms used to submit bids are available from the State Armory Board.

Department: Military and Veterans Affairs
Location: PAARNG Armory, 315 W. Confederate Ave., Gettysburg, Adams County, PA
Duration: July 1, 1997—June 30, 2000
Contact: Emma Schroff, (717) 861-8518

8000-01 The Contractor shall provide maintenance on any mechanical (heating, ventilation and air conditioning) system. The Contractor shall provide preseason check and calibration of heating and air conditioning system.

Department: Corrections
Location: State Correctional Inst., R. D. 1, Box 67, Waynesburg, PA 15370
Duration: July 1, 1997 through June 30, 2000
Contact: Judith Cook, Purchasing Agent, (412) 627-6185

Project No. 409-DO Lock Haven University of Pennsylvania, of the State System of Higher Education (SSHE) is seeking bids for General, Plumbing, Electrical, Mechanical, and Sprinkler System Construction for the renovation/upgrade of the University; Bentley Dining Hall, Project No. 409-DO. A pre-bid meeting will be held on January 22, 1997 (12:00) in Price Auditorium. All prospective contractors are encouraged to attend. Bids are due and will be publically opened on February 5, 1997, at 11:00 a.m. For further information, or to request contract documents at a non-refundable fee of \$125, bidders can contact Deborah Predmore of Brinjac, Kambic and Associates, 114 North Second St., Harrisburg, PA 17101, phone (717) 233-4502. Prevailing wages and contract bonds apply. The System encourages responses from small firms, minority firms, women-owned firms, and firms which may have not previously performed work for the System, and will consider joint-ventures which will enable these firms to participate in System contract. Requested Edition of PA Bulletin: January 4, 1997.

Department: Lock Haven University—State System of Higher Education
Location: Lock Haven University, Bentley Dining Hall
Duration: 240 calendar days—from date of notice to proceed
Contact: Brinjac, Kambic and Associates, (717) 233-4502

Janitorial Services—23

No. 8178 Furnish all labor, materials and equipment to clean approximately 5659 windows and approximately 250 glass door panels inside and outside at the Ebensburg Center and approximately 346 glass windows, 81 door panels, 9 outside doors, 60 garage doors and 473 partitions at the Altoona Center. Cleaning will be done twice per year. Bid specifications can be received from the Purchasing Office of the Ebensburg Center.

Department: Public Welfare
Location: Ebensburg and Altoona Centers, Ebensburg Center: Rt. 22 West, Ebensburg, Cambria County, PA 15931; Altoona Center: 1515 Fourth St., Altoona, Blair County, PA 16601
Duration: July 1, 1997 through June 30, 2000
Contact: Cora Davis, Purchasing Agent I, (814) 472-0288

Lodging/Meeting Facilities—27

SP320253 Provide meeting facilities, lodging and meals for the Department of Environmental Protection/Department of Conservation and Natural Resources' Supervisory Academy.

Department: Environmental Protection
Location: Within a 10-mile radius downtown Lancaster, Pennsylvania
Duration: Through June 30, 1997
Contact: Ally Castaneira, (717) 787-2471

X102288 Provide meeting rooms, lodging, and meals for the Department of Environmental Protection/Department of Conservation and Natural Resources' clerical conference for approximately 125 attendees.

Department: Environmental Protection
Location: Within a 10 mile radius of the City of Lancaster, Pennsylvania
Duration: Through December 31, 1997, with an option to renew
Contact: Ally Castaneira, (717) 787-2471

Mailing Services—28

256 Mail Service. To transport various packages throughout the Commonwealth of Pennsylvania and, in some instances, to points beyond the Commonwealth but within the borders of the Continental United States. Packages to be delivered will originate from the Correctional Industries at S.C.I. Cambridge Springs, Cambridge Springs, Pennsylvania, and will be of various sizes and weights: averaged total monthly poundage is approximately 75 pounds.

Department: Corrections
Location: Correctional Industries—S.C.I. Cambridge Springs, 451 Fullerton Avenue, Cambridge Springs, Crawford County, PA 16403
Duration: April 1, 1997 through June 30, 2000
Contact: Cheryl Snook, Purchasing Agent 2, (814) 355-4874 x 251

Medical Services—29

No. 8177 Physical Therapy Services: Vendor to provide complete Physical Therapy Services for individuals of both the Ebensburg and Altoona Centers. Individuals at the Centers are severely and profoundly retarded. Complete bid specifications can be received from the Purchasing Office at the Ebensburg Center.

Department: Public Welfare/Ebensburg Center and Altoona Center
Location: Ebensburg Center, Rt. 22 West, Ebensburg, Cambria County, PA 15931; Altoona Center, 1515 Fourth St., Altoona, Blair County, PA 16601
Duration: July 1, 1997 through June 30, 2000
Contact: Cora Davis, Purchasing Agent I, (814) 472-0288

9999-1500-000 Contractor shall provide dental laboratory services, dental prosthetic appliances, etc. for the resident population at the State Regional Correctional Facility—Mercer.

Department: Corrections
Location: State Regional Correctional Facility, 801 Butler Pike, Route 258 South, Mercer, PA 16137-9651
Duration: July 1, 1997—June 30, 2000
Contact: John J. Pitonyak, (412) 662-1837

Property Maintenance—33

FM-191 Furnish all labor, materials and equipment for removal of snow, salting and cinderling from the driveway and parking areas at the PA State Police, Greensburg Headquarters, Crime Laboratory, 100 North Westmoreland Avenue, P.O. Box "P", Greensburg, PA 15601-0436. Detailed work schedule and bid must be obtained from the Facility Management Division, (717) 783-5484.

Department: State Police
Location: Facility Management Division, Greensburg Headquarters and Crime Laboratory, 100 North Westmoreland Ave., P.O. Box "P", Greensburg, PA 15601-0436
Duration: 2/1/97 to 6/30/99
Contact: Deshawn Lewis or Joan Berkoski, (717) 783-5484

090-000213 Roadside Mowing: Somerset County (SR 219), two (2) guaranteed mowing cycles and one (1) optional cycle for year (two-year contract), 253.5 acres per cycle.

Department: Transportation
Location: Maintenance District 9-7 (Somerset County), Somerset County—(SR 219)
Duration: April 1, 1997 to March 31, 1999 (2 years)
Contact: Joe Demko, 9-0 Roadside Specialist, (814) 940-5151

11096016 This work consists of roadside mowing on Interstate 79, S.R. 0422 and S.R. 0060 in Lawrence County. Frequency of mowing will be three cycles per growing season.

Department: Transportation
Location: Maintenance District 11-4, Lawrence County
Duration: 5/1/97 through 4/30/99 with 1 2-year renewal clause
Contact: Joe DiPietro, (412) 429-4954

Real Estate Services—35

954A Lease office space to the Commonwealth of Pennsylvania. Proposals are invited to provide the Department of Public Welfare with 10,583 useable sq. ft. of new or existing office space in Donora, Washington County or Monessen, Westmoreland County, with minimum parking for twenty-seven (27) vehicles, within the following boundaries: Donora, North: 10th St., South: 4th St., East: Meldon St., West: McKean St. or Monessen, North: Donner St., South: Schoonmaker St., East: Monongahela St., West: 9th St. In areas where street or public parking is not available, an additional eighteen parking spaces are required. Proposals due: February 24, 1997. Solicitation No.: 92438.

Department: General Services
Location: Real Estate, 505 North Office Bldg., Harrisburg, PA 17125
Duration: Indeterminate 1996-97
Contact: Doris Deckman or Cynthia T. Lentz, (717) 787-4394

Sanitation Services—36

064-97-1 Disposal of Municipality Waste (Note: Loads X Tonnage rate). The Contractor's disposal site shall be an approval solid waste disposal and/or processing facility having a valid permit number approval by the Department of Environmental Protection Bureau of Solid Waste Management, and on Montgomery County Waste auth. Approval list.

Department: Transportation
Location: Within the boundaries of Montgomery County
Duration: 8/1/97 to 2/28/98
Contact: Alice Rohrbach, (610) 275-2368

8000-02 The Contractor shall supply dumpsters and remove trash from the premises at SCI—Waynesburg.

Department: Corrections
Location: State Correctional Institution, R. D. 1, Box 67, Waynesburg, PA 15370
Duration: 7/1/97 through 6/30/2000
Contact: Judith Cook, Purchasing Agent, (412) 627-6185

Vehicle, Heavy Equipment and Powered Machinery Services—38

124-004 12' Hopper Assemble for Rosco Chip Spreader—S/N 29818 SPR-H.

Department: Transportation
Location: PA Dept. of Transportation, 89 Murtland Ave., Washington, PA 15301
Duration: 2/1/97 to 3/30/97
Contact: Mitch Ekovich, (412) 223-4490

124-005 Purchase and install service body and crane on existing Ford Chassis, Equipment # 020-8034, as per specifications in bid package.

Department: Transportation
Location: PA Dept. of Transportation, 89 Murtland Ave., Washington, PA 15301
Duration: 2/1/97 to 3/30/97
Contact: Mitch Ekovich, (412) 223-4490

1997-SER-2 For the rental of summer equipment as follows: Pike County: welder and mobile road patcher. District-wide: 125 ton lattice crane; 90 ton lattice crane; 60 ton hydraulic crane; 35 ton truck crane; 22 ton rubber tire crane; 18 ton rubber tire crane; trailer mounted concrete pump; portable concrete pump; bulldozer, 225 hp; loader, rubber tire mounted with 3 1/2 CY bucket; loader, crawler mounted with 3 CY bucket, and concrete bucket.

Department: Transportation

Location: Lackawanna, Luzerne, Pike, Susquehanna, Wayne and Wyoming Counties

Duration: January 1, 1997 to December 31, 1997

Contact: Dennis Giordano, (717) 963-3071

20-96-01 Provide executive police training to commissioned officers through June 30, 2000. Training to address essential police management topics such as: organizational culture, total quality management, team building, leadership, liability concerns, dealing with the news media, law enforcement trends, etc.

Department: State Police

Location: Pennsylvania State Police Academy, Hershey, PA

Duration: April 1, 1997 through June 30, 2000

Contact: Lt. Harold Lacey, (717) 533-9111

[Pa.B. Doc. No. 97-37. Filed for public inspection January 3, 1997, 9:00 a.m.]

Miscellaneous—39

CEB-1-96/97 Development and presentation of a course of instruction in death investigation for newly elected coroners, chief coroner, and full-time deputy coroners with an examination to measure completion of the program as stipulated in Act 22 of 1988.

Department: Office of Attorney General

Location: Harrisburg, PA

Duration: One (1) year w/option to renew for four (4), one (1) year contracts

Contact: M. Rebecca Harley, (717) 783-6275

DESCRIPTION OF LEGEND

- | | |
|--|---|
| <p>1 Advertising, Public Relations, Promotional Materials</p> <p>2 Agricultural Services, Livestock, Equipment, Supplies & Repairs: Farming Equipment Rental & Repair, Crop Harvesting & Dusting, Animal Feed, etc.</p> <p>3 Auctioneer Services</p> <p>4 Audio/Video, Telecommunications Services, Equipment Rental & Repair</p> <p>5 Barber/Cosmetology Services & Equipment</p> <p>6 Cartography Services</p> <p>7 Child Care</p> <p>8 Computer Related Services & Equipment Repair: Equipment Rental/Lease, Programming, Data Entry, Payroll Services, Consulting</p> <p>9 Construction & Construction Maintenance: Buildings, Highways, Roads, Asphalt Paving, Bridges, Culverts, Welding, Resurfacing, etc.</p> <p>10 Court Reporting & Stenography Services</p> <p>11 Demolition—Structural Only</p> <p>12 Drafting & Design Services</p> <p>13 Elevator Maintenance</p> <p>14 Engineering Services & Consultation: Geologic, Civil, Mechanical, Electrical, Solar & Surveying</p> <p>15 Environmental Maintenance Services: Well Drilling, Mine Reclamation, Core & Exploratory Drilling, Stream Rehabilitation Projects and Installation Services</p> <p>16 Extermination Services</p> <p>17 Financial & Insurance Consulting & Services</p> <p>18 Firefighting Services</p> <p>19 Food</p> <p>20 Fuel Related Services, Equipment & Maintenance to Include Weighing Station Equipment, Underground & Above Storage Tanks</p> <p>21 Hazardous Material Services: Abatement, Disposal, Removal, Transportation & Consultation</p> | <p>22 Heating, Ventilation, Air Conditioning, Electrical, Plumbing, Refrigeration Services, Equipment Rental & Repair</p> <p>23 Janitorial Services & Supply Rental: Interior</p> <p>24 Laboratory Services, Maintenance & Consulting</p> <p>25 Laundry/Dry Cleaning & Linen/Uniform Rental</p> <p>26 Legal Services & Consultation</p> <p>27 Lodging/Meeting Facilities</p> <p>28 Mailing Services</p> <p>29 Medical Services, Equipment Rental and Repairs & Consultation</p> <p>30 Moving Services</p> <p>31 Personnel, Temporary</p> <p>32 Photography Services (includes aerial)</p> <p>33 Property Maintenance & Renovation—Interior & Exterior: Painting, Restoration, Carpentry Services, Snow Removal, General Landscaping (Mowing, Tree Pruning & Planting, etc.)</p> <p>34 Railroad/Airline Related Services, Equipment & Repair</p> <p>35 Real Estate Services—Appraisals & Rentals</p> <p>36 Sanitation—Non-Hazardous Removal, Disposal & Transportation (Includes Chemical Toilets)</p> <p>37 Security Services & Equipment—Armed Guards, Investigative Services & Security Systems</p> <p>38 Vehicle, Heavy Equipment & Powered Machinery Services, Maintenance, Rental, Repair & Renovation (Includes ADA Improvements)</p> <p>39 Miscellaneous: This category is intended for listing all bids, announcements not applicable to the above categories</p> |
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GARY E. CROWELL,
Secretary

Contract Awards

The following awards have been made by the Department of General Services, Bureau of Purchases:

Requisition or Contract #	Awarded On	To	In the Amount Of
1240116-01	12/11/96	Dennis A. Sneary, Inc.	24,566.50
1251166-01	12/12/96	The United Telephone Company of Pennsylvania	44,968.65
1264216-01	12/12/96	Myers Furnace Supply Co.	20,282.00
1275726-01	12/10/96	Americom Telephone Systems	7,565.95
1280206-01	12/12/96	Register Chevrolet, Inc.	61,736.00
1289116-01	12/17/96	Mid Atlantic Fire and Air	8,721.00
1304116-01	12/12/96	R. E. Michel Co., Inc.	11,649.00
1340726-01	12/4/96	Marco Computer Products	18,000.00
1350386-01	12/13/96	Print-O-Stat, Inc.	10,750.00
1370186-01	12/12/96	Commercial Envelope	2,924.50
1372306-01	12/17/96	Rick Waters Boatbuilders	31,503.00
1379206-01	12/13/96	Marketing & Sales Group, Inc.	8,200.00
1405116-01	12/12/96	Pittsburgh Plumbing & Heating Supply Corp.	10,388.00
1406216-01	12/12/96	Central Service Supply Co.	16,301.64
1411116-01	12/17/96	Ag-Chem, Inc.	9,335.66
1411116-02	12/17/96	Helena Chemical Co.	1,752.20

Requisition or Contract #	Awarded On	To	In the Amount Of
1436116-01	12/12/96	The Baase Co., Inc.	15,274.00
3610-03	12/30/96	Panasonic Communications Sys.	10,000.00
3610-03	12/30/96	Phillips Office Products, Inc.	10,000.00
3610-03	12/30/96	Canon USA Inc.	10,000.00
3610-03	12/30/96	G. E. Richards, Inc.	10,000.00
3610-03	12/30/96	Eastman Kodak Company	15,000.00
3610-03	12/30/96	Pitney Bowes	15,000.00
3610-03	12/30/96	Xerox Corporation	30,000.00
3610-03	12/30/96	Gestetner Corporation	5,000.00
4110-01	01/01/97	Weinstein Supply Corp.	64,302.18
8135-02	01/01/97	Frank W. Winne & Son, Inc.	43,755.26
8160570-01	12/12/96	Sherwin Williams/Conlux	41,233.50
8206880-01	12/12/96	Umberger's of Fontana, Inc.	10,725.00
8217120-01	12/11/96	Slope Indicator Co.	10,500.00
8231730-01	12/11/96	Lincoln Supply & Equip. Div.	240,000.00
8925-02	01/01/97	Feeser's Inc.	756,931.50
8925-02	01/01/97	Karetas Foods, Inc.	7,520.00
8925-02	01/01/97	Weis Food Service	14,100.00

GARY E. CROWELL,
Secretary

[Pa.B. Doc. No. 97-38. Filed for public inspection January 3, 1997, 9:00 a.m.]

NOTICES

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Community Services Block Grant State Plan for 1997-98

The Department of Community and Economic Development (Department) publishes its Community Services Block Grant Program State Plan to the Department of Health and Human Services for the 1997-98 program year.

Comments will be received at a public hearing to be held at 10 a.m., Tuesday, January 16, 1997 in Room 321 of the Forum Building, Commonwealth Avenue and Walnut Street, Harrisburg, PA 17120.

Written comments may be submitted to Dennis Darling, Director of the Community Empowerment Office, Department of Community and Economic Development, Room 352 Forum Building, Harrisburg, PA 17120, until 5 p.m. on January 16, 1997.

Persons with a disability who wish to attend this hearing and require an auxiliary aid, service or other accommodations to participate in the proceedings should contact Dennis Darling at (717) 787-1984 to discuss how the Department may best accommodate their needs.

THOMAS HAGEN,
Secretary

Legislative Background and Purpose

The Community Services Block Grant (CSBG) is a Federal block grant program administered by the United States Department of Health and Human Services, Administration for Children and Family, Office of Community Services. Created by the Omnibus Budget Reconciliation Act of 1981, the CSBG replaced eight Federal categorical programs originally authorized under the Economic Opportunity Act of 1964.

The Commonwealth of Pennsylvania accepted the CSBG for the purpose of providing a full range of services and activities having a measurable and potentially major impact on the causes of poverty in a community, or those areas of a community where poverty is a particularly acute problem.

Recognizing the importance of a commitment by the State, the Pennsylvania General Assembly, as a matter of public policy, affirmed the commitment of the Commonwealth to eliminating the causes and effects of poverty by reenacting and amending the Community Services Act of July 10, 1986 (act) (P. L. 1263, No. 116). The act is also intended to stimulate a better focusing of human and financial resources on the goal of eliminating poverty by providing for the continuity of programs which presently exist throughout the Commonwealth for this purpose; and delineates the activities for which the Federal funds can be used.

Report on 1996 Goals and Objectives

A. Introduction

The Department of Community and Economic Development (Department) continued its efforts to have Community Action Agencies increase the provision of comprehen-

sive family development/case management services so that the families served have a greater opportunity to achieve self-sufficiency. During the 1996 program year, family development/case management services remained a top Statewide priority. We also continued to administer our case management demonstration project which was initiated during the 1994 program year. An independent evaluation of the demonstration project, after the initial year of funding, indicated that the agencies involved in the project had made significant progress in their efforts to help families achieve self-sufficiency through a comprehensive family development/case management approach.

For the 1996 program year, other Statewide priorities included holistic community development, the provision of housing services, emergency assistance to homeless families and individuals, employment, job training and educational programs and services designed to reduce the school drop-out rate for low-income youth.

During the 1996 program year, the Department (through a subcontract with the CAP Directors Association), also provided training to all Community Action Agencies, as well as Department staff, concerning the utilization of outcome based objectives and evaluation methods. Many agencies included acceptable outcome based objectives and evaluation measures in their proposals. We will provide additional training to those agencies that may require it on all levels of Outcome-Based Management (OBM) implementation.

B. Progress on 1996 Program Objectives

Approximately 5 months before the start of the program year, agencies are informed of their annual allocation and are provided with instructions for the proper submission of their proposals. Agency proposals are reviewed for board, fiscal and program compliance with State legislative requirements, CSBG Act requirements and the Department's Guidelines and Administrative Directives for CSBG programs.

Agencies submit quarterly program progress reports for each category of service provided. For the purpose of this Plan, the projected number of persons served for the 12-month period from July 1, 1996 to June 30, 1997, is the unduplicated count of persons served by service category. The number of individuals served is a projected count developed by reviewing the contracts of all agencies funded for the period, July 1, 1996, to June 30, 1997. Actual figures for the period from July 1, 1996, to December 30, 1996 (and a more accurate projection of the entire program year) will be available for review, upon request, by the Office of Community Services (OCS) by May 1, 1997.

The following is the status of the objectives as listed in the 1996 State Plan.

Objective #1

To increase the number of Community Action Agencies involved in holistic approaches to community development. Activities involved in this effort will include, but not be limited to, defining and implementing community strategies, linking housing and social services, coordination of workforce development and economic development, community based leadership development and community institution building, including community development credit unions or banks, and micro-enterprise development.

Results

It is projected that 235 individuals will benefit directly from CSBG funded efforts to build their communities and 408 individuals will benefit through other community development programs administered with CSBG funds.

As an example, the Community Action Agency of Delaware County (CAADC) concentrated its efforts in a 10-year comprehensive Neighborhood Plan for a distressed neighborhood, The Madison Street area of Chester City. In addition to CSBG support for staff involved in the development and rehabilitation of low income housing in that area, CAADC continued to provide technical assistance through CSBG funds for the creation and development of the community's East Side Neighborhood Action Council. Continuing leadership training was provided to the group's six representative "Sector Leaders" who served as officers on the Council and worked with six to ten Block Captains. The group set agendas and met monthly with an average turnout of 35 to 40 residents. Projects included a community "Clean-Up Day," organization of a Townwatch and organization of a drug prevention project. Elected officials and social service providers were invited to educate, respond and work with the community.

Objective # 2

To promote and increase the number of Community Action Agencies using a holistic approach to move low-income families and individuals toward self-sufficiency. This would be accomplished by a case management/family development approach within the agency and/or by a collaborative multi-agency approach to the multiple needs of low-income persons.

Results

The Commonwealth has continued to encourage Community Action Agencies to utilize CSBG funds to provide an holistic approach when servicing the multiple needs of low-income individuals. The four CAA's chosen under the case management demonstration project in 1994 will be funded for a third and final year to solidify the department's commitment to expand the use of holistic case management. The case management demonstration projects are designed to show the positive effects of outcome based case management services for low income individuals in achieving self sufficiency.

At the Community Action Program of Lancaster County, from July 1, 1994, to June 30, 1996, 114 families received at least 6 months of intensive case management services and were evaluated for outcomes. Among the 114 primary adults of these families, the program achieved an 88% outcome success rating as determined by an independent evaluation consultant. In addition, the program has effectively demonstrated that nonprofits can collaborate with government agencies in meeting Federal self-sufficiency mandates and delivering services to low income individuals.

It is estimated that 8,451 individuals will benefit directly from CSBG funded case management services and another 10,702 individuals will benefit through the use of CSBG funds to administer case management programs.

Objective # 3

Promote and facilitate the use of outcome-based management techniques by Community Action Agencies. Included will be efforts to promote and increase the number of Community Action Agencies that utilize effective outcome-based objectives and evaluation methods in their annual CSBG proposals.

Results

Through a CSBG discretionary funds grant to a subcontractor, the Community Action Association of Pennsylvania (CAAP) through the Commonwealth provided specialized training and onsite assistance in outcome-based management to Community Action Agencies across Pennsylvania. The activities under this grant focused on four areas:

- assessments of the progress of 38 (of 42) CAA's in their transition towards OBM;

- group training on Introductory and Intermediate level topics regarding OBM;

- technical assistance and capacity building;

- technical publications on basic issues and trends in OBM.

A final report delineating the results of this training are attached for review.

Objective #4

To increase the capacity of Community Action Agencies to produce or preserve low cost housing units through repair or rehabilitation. Whenever possible, the production of new housing units shall be supported by the provision of needed social services. The CSBG funds will not be used for the purchase or improvement of real property unless a waiver for such use is granted by OCS. Emergency assistance to meet the immediate individual and family needs of homeless persons will also be provided. This assistance will include emergency shelter, food, nutrition and related emergency services.

Results

The support of programs that produce or preserve low cost housing units and address the needs of the homeless and near homeless is a continuing effort of Pennsylvania's Community Action Agencies. The Community Action Commission, an agency which services Cumberland, Dauphin and Perry counties, in partnership with the Susquehanna Valley Development Group, will participate in the construction of 54 townhome rental units in upper Dauphin County. The agency, in conjunction with its Housing Counseling Program, will provide assistance to first time home buyers, offering homeowner maintenance and financial referrals.

It is projected that 18,663 individuals (many of them homeless or near homeless) will benefit directly from the CSBG funded housing related programs and another 10,948 individuals will provide services through the use of the CSBG funds to administer other programs.

Objective #5

To support employment, job training and educational programs for low-income chronically unemployed, economically disadvantaged youth and adults which: 1) have high job placement potential; 2) give them skills related to the labor needs of business and industry located in their local service area; and 3) provide supportive services for parents who are unemployed, marginally employed, enrolled in approved education, employment/training and/or job search activities. To the extent possible, these programs shall be coordinated with other job training programs, such as JTPA and Private Industry Council (PIC) sponsored programs, and those conducted by local educational agencies and existing employment/training programs in disadvantaged communities. Services may also include the provision of education programs for upgrading adult literacy skills to increase opportunities for employment and the development of self-sufficiency,

and programs designed to facilitate the transition from school to the work place, reduce the drop-out rate, and enhance the academic performance of low-income youth.

Results

Community Action Agencies continued to address the problems of unemployed and underemployed individuals through employability assessment, remedial education, training in interviewing skills, resume writing and job readiness, and job search services.

It is estimated that 8,573 individuals will be directly serviced by the CSBG funds and another 4,503 will receive services through other programs administered with the CSBG funds.

Community Action Southwest (CAS), in partnership with the Washington County Council on Economic Development (WCCED), developed the Meaningful Employment Training and Linkages (METALS) program. This project was designed to assist low-income individuals to become self-sufficient by providing them with job training and supportive services leading to employment in the metals/machine related industries. Program participants developed short and long term goals and met with case managers on a weekly basis for problem solving sessions to identify barriers to job training and employment. They participated in a basic core curriculum as identified through assessment of needs, and 400 hours of specialized job training activities. CAS case managers provided assistance in skills development before, during and after the training component. Through WCCED, a job was identified for placement of each participant at the end of the training period. Long term follow up services were provided by CAS case managers through other funding sources and a privately funded Employment Preservation Fund was established to meet immediate needs of participants such as transportation or clothing.

Objective # 6

To monitor Community Action Agencies to assure compliance with all contractual obligations.

In compliance with Pennsylvania Act 116 (as amended), monitoring procedures shall be established by the Department, and included in the State Plan. The Department shall monitor the CSBG grantees to assure compliance with all contractual objectives and to assess the effectiveness of local agencies in meeting their stated objectives for ameliorating the causes and effects of poverty in their service areas.

Results

Monitoring goals indicate that 88 monitoring reviews were scheduled for completion. These reviews involve 44 CSBG grants, 43 Emergency Community Services Homeless Grant Program (EHP) grantees and one grant under the Community Food and Nutrition Program.

In their monitoring of agencies, State monitors use a standardized CSBG Subgrantee Monitoring Report form. During their visit, they review all of the agency's required quarterly reports as well as other administrative and program related aspects of the CSBG funded agency.

However, for the program year in question, only 24 CSBG monitoring reviews were conducted, 20 EHP reviews and one discretionary review, for a total of 55. The overriding factors in the decrease in monitoring were the on-going reorganization of the department, its merging with the Department of Commerce and our subsequent loss of over half our monitors, as well as some main-office staff. The monitoring that was done, however, covered all

the regions of the state, as well as a variety of agencies: large, small, urban and rural.

PROJECTION OF SERVICES PROVIDED

The figures below provide, by category of service, projections of the number of unduplicated persons to be served by the CSBG grantee agencies during the 1996-97 program year. The number of individuals served was developed by reviewing the contracts of all agencies funded for the period of July 1, 1996 to June 30, 1997 and tabulating the number of individuals the agencies projected they would serve. More accurate statistics on the number of individuals served will be available for review by the Office of Community Services by May, 1997.

	Direct Service	Other
Education	10,044	4,661
Drug & Alcohol	213	0
Consumer Services	7,140	3,311
Youth Development	5,013	7,678
Health	3,008	3,735
Housing	18,663	10,948
Homemaker	215	600
Legal	184	3,000
Nutrition	35,225	261,239
Outreach and Referral	209,974	82,255
Recreation	1,182	0
Transportation	1,902	35,225
Weatherization/Energy	21,291	33,770
Community Organization	3,905	1,725
Employment and Training	8,573	4,503
Case Management	8,451	10,702
Economic Development	235	408

Statewide Food and Nutrition Program

The Pennsylvania Coalition on Food and Nutrition, a Statewide advocacy, program support and training organization, received the total Community Food and Nutrition award of \$93,582, to achieve the goal of reducing the incidence of hunger in Pennsylvania.

In order to achieve their goal, the Coalition continued to provide community outreach, technical assistance and training to community groups, school districts and local antihunger groups to foster the development of food banks, food pantries, soup kitchens, food co-ops, school breakfasts, summer food and child and adult care food programs. They also continued to serve as a Statewide coordination point for efforts to increase the self-reliance of food assistance clients through the improvement and expansion of Super Cupboard Programs. Included in this activity was a statewide training conference on models of community self-reliance with the theme "Communities Creating Change."

The Coalition continued to serve as a Statewide resource and clearinghouse of information for anti-hunger issues through the publication of nine newsletters with a National and Statewide mailing list of approximately 1,200 agencies, individuals and organizations involved in antihunger and/or anti-poverty efforts. They also continued their research activities by completing a major study on the status of the food supply and hunger with the Pennsylvania Department of Agriculture and by producing four research briefs.

The Coalition continued to participate in the development of public policies related to hunger and poverty by monitoring policy and legislative issues at the state and federal levels, reviewing and commenting on proposed regulations and by representing Statewide antihunger concerns and sharing policy options with consumer groups and local coalitions.

New initiatives included the organization of an Inter-faith Hunger Banquet, in partnership with a food bank and the religious community, designed to be replicated in communities Statewide. The Coalition also expanded their food hotline from providing information on summer meals for children to make information on all types of food assistance available to all who need it.

In response to the uncertain future for government involvement in antihunger efforts, the Coalition will emphasize fostering creative partnership between public and private entities; increasing efforts to overcome fragmentation and foster communication among current service providers and encouraging individual and community participation in efforts that build self-reliance and reduce dependency.

Community Action Requirements (Section 675(c)(13))

As stated in the introduction on page two, and expanded on under Objective #3, the Department, through a subcontract, provided training to all Community Action Agencies in Pennsylvania related to outcome-based objectives and evaluation measures. This training took the form of agency assessments, group training, technical assistance, capacity building and technical assistance publications.

The 42 Community Action Agencies have been instructed to include outcome-based management objectives and evaluation methods since their 1956-96 CSBG proposals, and the majority of the agencies included objectives and evaluation measures which were acceptable. Each year, more OBM language is included with their proposals/work plans.

Also, as stated on page two, we continued to fund our family development/case management demonstration project. Our primary goal for this project is to develop an approach for the provision of comprehensive case management services which can be replicated by all Community Action Agencies, to enable low-income families to achieve self-sufficiency. After the first year of the demonstration project was completed, an independent evaluation of the project was done by Penn State University. That evaluation indicated that the agencies competitively chosen for the project had made significant progress in assisting low-income families to become self-sufficient.

Program Plan for 1997

1. *Statement of Goals and Objectives*

The 1997 CSBG Program shall comply with all the requirements of Act 116, the Pennsylvania Community Services Act of 1986 (as amended). The intent of Act 116 (as amended) is to affirm, as a matter of public policy, the commitment of the Commonwealth to ameliorating the causes and effects of poverty.

The goal of the CSBG Program is to provide a range of services and activities having a measurable and potentially major impact on the causes of poverty in the community or those areas of the community where poverty is a particularly acute problem. The Commonwealth, whenever possible and appropriate, encourages the use of CSBG funds to increase the availability of low-cost housing and to promote economic development, employment and training initiatives, and education programs to upgrade literacy skills that will lead to the economic self-sufficiency of low-income individuals and the chronically unemployed, including among others, Aid to Families with Dependent Children (AFDC) and General Assistance (GA) recipients. To meet these goals, statewide priorities were established under the direction of the

Pennsylvania Act 116 of 1986 (as amended). Decisions regarding which of the state priorities and qualified services shall be provided by CSBG eligible entities shall be established by the local agency. Each local agency shall submit its plan to the Department for review to ensure the eligibility of proposed services under the provision of federal law and regulations and consistency with statewide priorities.

The following are the goals and objectives for the 1997 program:

Objective 1

To increase agency participation, at higher levels, in Outcome Based Management, that is, to increase the number of agencies at the basic and intermediate levels of progress in transition to OBM. Included in this objective is to institute a Peer-to-Peer OBM training network (where those agencies farthest along are encouraged to share their methods for a successful transition with their peers); a variety of training and technical assistance approaches; and the possible development of a curriculum or set of training modules.

Objective 2

To actively encourage CAA participation in Pennsylvania Welfare Reform. Initially, this would occur with the CAA's involvement in a joint Department of Public Welfare/Department of Community and Economic Development Welfare Reform initiative, the Supported Work Program. The objective of this partnership is to facilitate the quick transition into the workforce of 1,000 AFDC recipients who have a 9th grade education or less or who have failed at an initial job search.

Objective 3

To finalize the four case management demonstration projects, initiate a final evaluation and explore considerations for statewide implementation.

Objective 4

To encourage a closer linkage of CAA's to business development and to customized job training.

Objective 5

To incorporate involvement of CAA's in CDFI (Community Development Financial Institution) proposals and projects.

Objective 6

To ensure compliance with all Federal and State regulations and directives through Statewide monitoring activities.

Monitoring procedures shall include:

1) A review by the Department staff of the following reports that are submitted by CSBG funded agencies for each quarter of the program year.

Service Project Report—The purpose of the Service Project report is to provide data for the monitoring and evaluation of progress toward project goals and objectives of grantees providing direct services to individuals.

Non-Participant Project Report—The nonparticipant Project report is designed to obtain data for the evaluation of progress toward project objectives of grantees that are not involved in providing direct service to individuals. Such projects include economic development, conduct and administration, and planning and neighborhood assistance programs that physically improve an impoverished area (housing rehabilitation, capital construction, and the like).

Employment and Training Report—The purpose of this report is to elicit data for the monitoring and evaluation of progress toward project goals and objectives of grantees providing employment and/or training services. Applicable programs include: vocational counseling, aptitude testing or screening, vocational training, O.J.T. public service employment, job placement or related services.

Following the review, agencies are contacted by telephone and/or letter, as appropriate, for a discussion of the report.

2) An onsite monitoring visit which shall be determined after consultation with the agency by regional or central office staff, as appropriate. The information may be confirmed in writing. Onsite visits shall be conducted for the following purposes:

- to ensure programmatic and contractual compliance through the review of agency records and interviews with agency personnel, board members and clients;

- to clarify discrepancies that cannot be resolved from the quarterly report review;

- to follow-up on program and personnel complaints, made directly or indirectly; and

- to comply with an agency's request for an onsite visit.

Procedures following the onsite visit:

1) A report of the onsite visit shall be sent to the agency within 45 days after the visit. It shall identify strengths and weaknesses of the program and any required remedial actions.

The agency may request a conference with Department's Community Empowerment Office (CEO) to discuss the report and/or the Office may request a conference with the agency to discuss the report and provide technical assistance.

2) In the case of violations or discrepancies of Federal and State laws governing the CSBG programs discovered through the Department's monitoring and auditing activities, the agency shall be notified of the violation or discrepancy immediately. The agency shall respond in writing to the notice of violation or discrepancy within 2 weeks of receipt of such notice.

Agency Noncompliance—Noncompliance may result in probation until compliance is attained. Probationary status may include intensified monitoring, increased reporting requirements, provision of technical assistance by the Department or its designee or temporary suspension of grant payments.

Agency Violation—A violation with willful disregard of Federal and State laws governing CSBG programs may result in suspension of grant payments for a designated period of time. The agency will be required to rectify the violation and reestablish itself as competent to carry out the responsibilities governing CSBG programs, as determined by the Department.

Termination for cause:

"Termination for cause" shall result when the Commonwealth determines that the agency has failed to comply with the conditions of the contract and/or Federal and State laws governing the CSBG programs.

When the Department proposes to terminate a CSBG program, it will notify the agency, in writing, of the action to be taken, the reasons for such action, and the appeals procedure, including an opportunity for a hearing on the record. This notice shall be forwarded to the agency by certified mail.

Appeal Procedure:

If the agency wishes to appeal the determination, it must submit a written request by certified mail to the Secretary of the Department addressing the reasons for the proposed termination, and any corrective action that has been or will be taken.

This request must be made within 20-calendar days of receipt of the termination notice.

The appeal may also include a request by the agency that the Secretary, or the secretary designee, hold a public hearing before making a decision, in which case such a public hearing shall be held.

The Secretary shall make one of the following decisions on the agency's appeal, and shall so notify the agency of such decision in writing within 30-calendar days following the appeal or following a hearing on the appeal:

The Secretary may uphold the appeal and remove the notice of intent to terminate.

The Secretary may remove the notice of intent to terminate but provide the agency with notice of specific corrective actions that must be taken. If the agency subsequently fails to take such corrective actions, the Secretary may reinstate the proposed termination procedures.

The Secretary may deny the appeal, in which case the agency shall be notified of the effective date of termination. This date shall be either the date contained in the original notice of intent to terminate or a specified date at least 30 days after the Secretary sends the decision, whichever is later. The notice of the decision shall also contain all requirements pertaining to termination of the CSBG related activities and return of the CSBG funds.

The agency may appeal the Department's final determination to the Secretary of the United States Department of Health and Human Services in accordance with the Community Service Block Grant Act, Section 676A (amended).

No community action agency or migrant and seasonal farmworker organization which received funding in the previous fiscal year will have its present or future funding terminated or reduced below the proportional share of funding it received in the previous fiscal year unless, after notice and opportunity for hearing on the record, the Department determines that cause exists for such termination and the review and confirmation of the Department's finding of cause by the Secretary of the United States Department of Health and Human Services.

When an agency's contract is terminated for cause, the agency shall not incur new obligations for the terminated portion after the effective date, and shall cancel as many outstanding obligations as possible. The Department shall allow full credit to the grantee for any completed work that the Department deems satisfactory.

II. Activities

Activities eligible for funding consideration out of the 90% grant money, allocated to CAAs/LPAs designated as eligible entities in the CSBG Act, are those designed to assist chronically unemployed, low-income participants, including the elderly and poor:

1) To secure and retain employment, especially unsubsidized employment in the private sector;

2) To obtain an adequate education, through education initiatives and referrals that will enable low-income, chronically unemployed individuals to participate in job training programs which can include locally initiated Private Industry Council or JTPA Service Delivery Area sponsored job training programs;

3) To make better use of available income;

4) To remove obstacles and solve problems which block the achievement of self-sufficiency through the provision of support services to individuals participating in employment and training programs;

5) To obtain and maintain adequate housing and a suitable living environment;

6) To obtain emergency assistance through loans and grants to meet immediate and urgent individual and family needs, including the need for health services, nutritious food, housing and employment related assistance;

7) To achieve greater participation in the affairs of the community. However, in accordance with Section 675(c)(7) of the CSBG Act, any activities to provide voters and prospective voters with transportation to the polls or provide similar assistance in connection with an election or any voter registration activity is prohibited;

8) To make more efficient use of other programs related to the purposes of the CSBG and activities that: a) encourage the use of entities in the private sector of the community in efforts to ameliorate poverty in the community, and b) provide, on an emergency basis, for the provision of such supplies and services, nutritious food, and related services as may be necessary to counteract the conditions of starvation and malnutrition among the poor;

9) To coordinate and establish linkages among governmental employment and training agencies, educational institutions and other social service programs to assure the effective delivery of such services to low-income individuals.

Programs selected by eligible entities must relate to the problems identified and documented in the assessment of need of local service areas and included in the agency's annual Work Plan. The assessment of need shall be well defined and concisely stated, focusing on the causes of poverty and services to the number of low-income, chronically unemployed and economically disadvantaged, including the number of AFDC and GA recipients.

Special economic development projects, a case management demonstration project and related activities and unique programs that are consistent with the objectives of the CSBG Act may be funded from the 5% unrestricted funds included in the grant awarded to the Commonwealth.

Limit on the Use of Grants for Construction

CSBG grants may not be used by the Department or any agency with which the Department makes arrangements to carry out the purposes of the CSBG Act, for the purchase or improvement (other than low-cost residential weatherization or other energy-related home repairs) of any building or other facility without a written waiver from the United States Department of Health and Human Services, Office of Community Services.

III. Geographic Areas to be Served

During Fiscal Year 1997, the State will allocate 90% funds to those geographic areas served by designated

CAAs, LPAs and other eligible entities. This area now covers all of Pennsylvania's 67 counties.

IV. Individuals to be Served

Participation in any CSBG program will be limited to persons whose income in relation to family size does not exceed 125% of the official poverty level established by the Federal Office of Management and Budget. Included in this category will be elderly poor, migrant and seasonal farmworkers, Head-Start families, and the chronically unemployed such as AFDC and GA recipients.

V. Conditions and Assurances

Community Services Block Grant Statutory Assurances—as Amended by P. L. 103-252, Human Services Amendments of 1994.

The Commonwealth agrees to:

(1) Ensure that, at its discretion and consistent with agreements with the State, each recipient of funds available under this subtitle will use such funds—

(A) To provide a range of services and activities having a measurable and potentially major impact on causes of poverty in the community or those areas of the community where poverty is a particularly acute problem;

(B) To provide activities designed to assist low-income participants including homeless individuals and families, migrants, and the elderly poor—

(i) to secure and retain meaningful employment;

(ii) to attain an adequate education;

(iii) to make better use of available income;

(iv) to obtain and maintain adequate housing and a suitable living environment;

(v) to obtain emergency assistance through loans or grants to meet immediate and urgent individual and family needs, including the need for health services, nutritious food, housing and employment-related assistance.

(vi) to remove obstacles and solve problems which block the achievement of self-sufficiency;

(vii) to achieve greater participation in the affairs of the community; and

(viii) to make more effective use of other programs related to the purposes of this subtitle;

(C) To provide on an emergency basis for the provision of such supplies and services, nutritious foodstuffs, and related services, as may be necessary to counteract conditions of starvation and malnutrition among the poor;

(D) To coordinate and establish linkages between governmental and other social services programs to assure the effective delivery of such services to low-income individuals; and

(E) To encourage the use of entities in the private sector of the community in efforts to ameliorate poverty in the community; (675(c)(1)(A)—(E))

Implementation Plan for Assurance # 1

Each year the Community Empowerment Office requires local subgrantee agencies to submit Work Plans and budgets that address one or more of the above-referenced purposes, based on a local needs assessment. The Work Plans are incorporated into legally binding contracts. Most contracts are monitored on a regular basis throughout the year to ensure agencies are in compliance. As can be seen from past year's objectives, as

well as the Projection of Services Provided, agencies are providing a full range of services designed to positively impact the lives of the low-income.

(2) (A) “. . . to use not less than 90 percent of the funds allotted to the State under Section 674 to make grants for the purposes described in clause (1) to eligible entities (as defined in Section 673 (1)) or to organizations serving seasonal or migrant farmworkers; except that not more than seven (7) percent of the funds available for this subclause shall be granted to organizations which were not eligible entities during the previous fiscal year.” (675(c)(2)(A))

(B) if less than 100% of the allotment is expended under subparagraph (A), provide assurances that with respect to the remainder of the allotment a reasonable amount shall be used for—

(i) providing training and technical assistance to those entities in need of such assistance and such activities will be considered administrative expenses;

(ii) coordinating State-operated programs and services targeted to low-income children and families with services provided by eligible entities funded under this subtitle, including out-posting appropriate State or local public employees into entities funded under this subtitle to ensure increased access to services provided by such State or local agencies;

(iii) supporting Statewide coordination and communication among eligible entities;

(iv) administrative expenses at the State level, including monitoring activities, but not more than \$55,000 or 5% of its allotment under section 674; and

(v) considering the distribution of funds under this subtitle within the State to determine if such funds have been targeted to the areas of greatest need. (675(c)(2)(B))

Implementation Plan for Assurance # 2

During Fiscal Year 1997, the 90% grant monies under the CSBG will go to CAAs and other eligible entities. A portion of these monies will be used to fund ongoing programs in a CAA/LPA service area based on needs identified at the local level and the State priorities outlined in this plan. Ninety percent moneys will also be made available for Rural Opportunities Inc., which serves low-income farmworkers and poor rural families in Pennsylvania.

The program year 1997 allocation for eligible entities will be based on a formula comprised of two factors: the number of persons with incomes below 125% of poverty level in each service area (from 1990 United States Census data) on which 75% of the allocation will be based, and the number of unemployed persons in each service area (Pennsylvania Office of Employment Security, Pennsylvania Civilian Labor Force Data by County of Residence, 1994 Annual Average) on which 25% of the allocation will be based. All agencies receive a minimum base level allocation.

Funds up to the amount of 5% of the State allocation will be utilized for State administration. Funds in the amount of 5% of the Fiscal Year 1997 CSBG funding, and any otherwise available monies not used for Departmental program administration, will be used to augment funding to eligible entities and to support special projects or unique programs that are consistent with the objectives of the CSBG Act (discretionary funds). The Department may solicit applications for these funds, but will consider unsolicited requests. Decisions as to the funding

of these applications will be made under the direction of the Secretary of the Department.

(3) Provide Assurances that—

(A) in the case of a Community Action Agency or nonprofit private organization, each board will be selected by the Community Action Agency or nonprofit organization and constituted so as to assure that—

(i) one-third of the members of the board are elected public officials, currently holding office, or their representatives, except that if the number of elected officials reasonably available and willing to serve is less than one third of the membership of the board, membership on the board of appointive public officials may be counted in meeting such one-third requirement.

(ii) at least one-third of the members are persons chosen in accordance with democratic selection procedures adequate to assure that they are representative of the poor in the area served; and

(iii) the remainder of the members are officials or members of business, industry, labor, religious, welfare, education or other major groups and interests in the community; and

(B) in the case of a public organization receiving funds under this subtitle, such organization either establish—

(i) a board of which at least one-third of the members are persons chosen in accordance with democratic selection procedures adequate to assure that they are representatives of the poor in the area served; or

(ii) another mechanism specified by the State to assure low-income citizen participation in the planning, administration and evaluation of projects for which such organization has been funded. (675(c)(3))

Implementation Plan for Assurance #3

Included with the submission of subgrantee Work Plans is a breakout of the composition of the board, which is reviewed for compliance. Many agencies also include an updated list of board members. Additionally, as part of the monitoring process, board composition is reviewed. The Community Empowerment Office has two directives (directives are designed to provide additional guidance to subgrantees on a particular subject, and included in the contracts by reference) related to board composition: CSBG Directive 91-2: Administrative Procedures for CSBG Grants; and CSBG Directive 93-4: CSBG Advisory Committees (for subgrantees that are units of local governments).

(4) Give special consideration in the designation of local community action agencies under this subtitle to any community action agency which is receiving funds under any Federal anti-poverty program on the date of the enactment of this Act, except that—

(A) the State shall, before giving such special consideration, determine that the agency involved meets program and fiscal requirements established by the State; and

(B) if there is no such agency because of any change in the assistance furnished to programs for economically disadvantaged persons, the State shall give special consideration in the designation of community action agencies to any successor agency which is operated in substantially the same manner as the predecessor agency which did receive funds in the fiscal year preceding the fiscal year for which the determination is made. (675(c)(4))

Implementation Plan for Assurance #4

The Commonwealth of Pennsylvania will give special consideration to all community action agencies and limited purpose agencies which received Federal antipoverty funds on the date of the enactment of the CSBG Act and its predecessor Act.

(5) Provide assurances that the State may transfer funds, but not to exceed 5% of its allotment under Section 674, for the provisions set forth in this subtitle to services under the Older Americans Act of 1965, the Head Start program under subchapter B of chapter 8 of subtitle A of this title, the energy crisis intervention program under title XXVI of this Act (relating to low-income home energy assistance) or the Temporary Emergency Food Assistance Act of 1983. (675(c)(5))

Implementation Plan for Assurance #5

The Commonwealth of Pennsylvania does not plan to transfer any CSBG moneys to any other eligible program.

(6) Section 675(c)(6) is no longer applicable. It was repealed by the Hatch Act Reform Amendments of 1993 (P. L. 103.94).

(7) Prohibit any activities to provide voters and prospective voters with transportation to the polls or provide similar assistance in connection with an election or any voter registration activity. (675(c)(7))

Implementation Plan for Assurance #7

Article V, Section A of the standard contract with subgrantee agencies prohibits such activities.

(8) Provide for coordination between antipoverty programs in each community, where appropriate, with emergency crisis intervention programs under title XXVI of this Act (relating to low-income home energy assistance) conducted in such community. (675(c)(8))

The Community Empowerment Office actively encourages the coordination of various programs at the local level. Additionally, as state administrators of the Weatherization Assistance Program which half the CAA's administer locally, the CEO instituted the Crisis Intervention Project, in conjunction with the Department of Public Welfare, (which administers the LIHEAP) to serve LIHEAP eligible persons in crisis emergency situations. The CEO will also coordinate its antipoverty efforts by participating on the LIHEAP Advisory Committee.

(9) Provide that fiscal control and fund accounting procedures will be established as may be necessary to assure the proper disbursement of and accounting for Federal funds paid to the State under this subtitle, including procedures for monitoring and assistance provided under this subtitle and provide that at least every year each State shall prepare in accordance with subsection (f) an audit of its expenditures of amounts received under this subtitle and amounts transferred to carry out the purposes of this subtitle; subsection (f) requires that at least annually each State, local government and Indian Tribe or tribal organization that receives \$100,000 or more (during the fiscal year) in all types of Federal financial assistance must conduct an audit in accordance with the Single Audit Act, Public Law 98-502 (31 U.S.C.A. 75 and OMB Circular A-128. (675(c)(9))

Implementation Plan for Assurance #9

As part of the monitoring procedures, a fiscal review is conducted, though not an extensive one. The Commonwealth requires audit reports as compliance with the provisions of the Single Audit Act of 1984 (P. L. 98-502) and the State's Budget and Accounting Act of 1921, as

amended, and OMB Circular A-133. The Commonwealth's Auditor General's Office annually audits the Department of Community and Economic Development in compliance with the Single Audit Act, and the audit is submitted to the Commonwealth's federal cognizant agency, the Department of Agriculture. Audits are based on the State fiscal year July 1 to June 30.

(10) Permit and cooperate with Federal investigations undertaken in accordance with Section 679 and (675(c)(10)).

Implementation Plan for Assurance #10

The Commonwealth will comply with any and all Federal investigations undertaken in accordance with the above referenced section.

(11) Provide assurances that any community action agency or migrant and seasonal farmworkers organization which received funding in the previous fiscal year under this Act will not have its present or future funding terminated under this Act or reduced below the proportional share of funding it received in the previous fiscal year unless after notice, and opportunity for hearing on the record, the State determines that cause existed for such termination or such reduction subject to review by the Secretary as provided in Section 676A.

(A) For purposes of making a determination with respect to a funding reduction, the term "cause" includes:

(i) a Statewide redistribution of funds under this subtitle to respond to:

(aa) the results of the most recently available census or other appropriate data;

(bb) the establishment of a new eligible entity;

(cc) severe economic dislocation; and

(ii) the failure of an eligible entity to comply with the terms of its agreement to provide services under this subtitle, and

(B) for purposes of making a determination with respect to a termination, the term "cause" includes the material failure of an eligible entity to comply with the terms of its agreement and community action plan to provide services under this subtitle. (675(c)(11))

Implementation Plan for Assurance #11

In order to ensure that assurance #11 is complied with, Pennsylvania Act 116 (as amended) provides much the same language as the Federal assurance, that is,

Pennsylvania Act 116 (amended) provides that:

"As established by the formula . . . determination of annual funding levels shall be made by the Secretary based on input from local agencies and the CSBG Advisory Task Force. Any Community Action Agency or migrant and seasonal farmworkers organization which received funding in the previous fiscal year under this Act will not have its present or future funding terminated under this Act or reduced below the proportional share of funding it received in the previous fiscal year unless, after notice and opportunity for hearing on the record, the Commonwealth determines that cause existed for such termination or such reduction, subject however to review under section 676A of the Omnibus Budget Reconciliation Act of 1981 (Public Law 97-35, Stat. 357).

(2) For purposes of making a determination with respect to a funding reduction, the term "cause" includes:

(i) a Statewide redistribution of funds under this act to respond to:

(A) the results of the most recently available census or other appropriate data;

(B) the establishment of a new eligible entity;

(C) severe economic dislocation; and

(ii) "the failure of an eligible entity to comply with the terms of its agreement to provide services under this act."

(12) In the case of a State which applied for and received a waiver from the Secretary under Public Law 98-189, provide assurances that funds will not be provided under this subtitle by such State to an organization to which such State made a grant under this subtitle in fiscal year 1984 unless such organization allows, before expending such funds, low-income individuals to comment on the uses for which such organization proposes to expend such funds. (675(c)(12))

Implementation Plan for Assurance #12

This Assurance is not applicable to Pennsylvania.

(13) Secure from each eligible entity as a condition to its receipt of funding under this Act a community action plan (which shall be available to the Secretary for inspection) that includes—

(A) a community needs assessment (including food needs);

(B) a description of the service delivery system targeted to low-income individuals and families in the service area;

(C) a description of how linkages will be developed to fill identified gaps in service through information, referral, case management and follow-up consultations;

(D) a description of how funding under this Act will be coordinated with other public and private resources; and

(E) a description of outcome measures to be used to monitor success in promoting self-sufficiency, family stability and community revitalization; (675(c)(13))

Implementation Plan for Assurance #13

With the notification of its allocation, each agency receives instructions for submission of its 1997 Work Plan.

Work Plans must include an assessment of local needs, eligible services to be provided, the methods of operation to provide the services, a description of the system by which the proposed program can be measured, the accounting and fiscal control procedures for the proposed program, and a description of the agency's board composition. The Work Plans for special projects have the same requirements.

Grantees receiving 90% funds must include documentation that the public at large had an opportunity to review, comment and provide input into the grantee's Work Plan.

(14) Provide assurances that cost and accounting standards of the Office of Management and Budget (OMB

Circular A-110 and A-122) shall apply to a recipient of funds under this subtitle. (675(c)(14))

Implementation Plan for Assurance #14

The Department's standardized contract contains the following language under Article III;

(a) Compliance with Federal Statutes and Regulations: The Contractor agrees to comply with all applicable federal statutes and regulations to which the Department is subject including Circular A-102, as amended, entitled Uniform Administrative Requirements for Grants-In-Aid to States and Local Governments; A-110 entitled Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals and other Non-profit Organizations; A-87 entitled Cost Principles for States and Local Governments; and A-122 entitled Cost Principles for Non-profit Organizations.

(15) Public Law 103-227, Part C. Environmental Tobacco Smoke, also known as the Pro Children Act of 1994 (Act), requires that smoking not be permitted in any portion of any indoor facility owned or leased or contracted for by an entity and used routinely or regularly for the provision of health, day care, education or library services to children under the age of 18 if the services are funded by Federal Programs either directly or through States or local governments by Federal grant, contract, loan or loan guarantee.

By signing and submitting these assurances the grantee certifies that it will comply with the requirements of the Act. The grantee further agrees that it will require the language of this certification be included in any sub-awards which contain provisions for children's services and that all subgrantees shall certify accordingly.

Implementation Plan for Assurance #15

Appendix C of the Department's contract, Assurances and Special Conditions for the CSBG program, contains the following language:

Pursuant to the Federal Pro-Children Act of 1994 (20 U.S.C.A. §§ 6081—6084), the Contractor understands that it may not permit smoking within any indoor facility owned or leased or contracted for and utilized by Contractor, or an assignee of contractor, for provision of routine or regular kindergarten, elementary, or secondary education or library services to children; and that, in addition, it may not permit smoking within any indoor facility (or portion thereof) owned or leased or contracted for by Contractor, or an assignee of Contractor, for the provision of regular or routine health care or day care or early childhood development (Head Start) services to children or for the use of the employees of Contractor, or an assignee of Contractor, who provides such services."

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